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STATUTORY INSTRUMENTS

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**2016 No. 507**

**The Tobacco and Related Products Regulations 2016**

**PART 2**

Labelling of tobacco products

**Position of general warning and information message on cigarettes and hand rolling tobacco**

- 8.—(1) This paragraph applies to—
- (a) a unit pack of cigarettes, other than a shoulder box <sup>M1</sup>; and
  - (b) a unit pack of hand rolling tobacco which is cuboid in shape, but not a shoulder box.
- (2) Where paragraph (1) applies to a unit pack—
- (a) the general warning must appear on one of the secondary surfaces of the pack;
  - (b) the information message must appear on the other secondary surface; and
  - (c) each of those health warnings must be—
    - (i) positioned at the bottom edge of the surface on which it appears, and
    - (ii) at least 20mm wide.
- (3) In the case of a unit pack of cigarettes or hand rolling tobacco in the form of a shoulder box—
- (a) the general warning must appear in its entirety on the larger of the two split parts of one of the secondary surfaces of the shoulder box;
  - (b) the information message must appear in its entirety on the larger of the two split parts of the other secondary surface of the shoulder box; and
  - (c) the general warning must also appear on the inside of the lid, such that it is visible when the pack is open.
- (4) In the case of a unit pack of hand rolling tobacco which is cylindrical, with a lid—
- (a) the general warning must appear on the outside surface of the lid; and
  - (b) the information message must appear on the inside surface of the lid.
- (5) A unit pack of hand rolling tobacco in the form of a rectangular pouch must carry a general warning and an information message in accordance with Article 2.1 of Commission Implementing Decision (EU) 2015/1735 of 24th September 2015 on the precise position of the general warning and the information message on roll-your-own tobacco marketed in pouches <sup>M2</sup> (“the Pouches Decision”).
- (6) Paragraph (5) does not apply to a unit pack of hand rolling tobacco which is in the form of a wraparound rectangular pouch made from polythene, polypropylene or laminate material where the product—
- (a) is manufactured or released for free circulation in the European Union before 20th May 2018;
  - (b) is supplied before 20th May 2019; and

(c) carries a general warning and an information message in accordance with Article 2.2 of the Pouches decision.

(7) A unit pack of hand rolling tobacco in the form of a standing pouch, must carry a general warning and an information message in accordance with Article 3 of the Pouches Decision.

(8) For the purposes of this regulation, any reference in the Pouches Decision to roll-your-own tobacco is to be construed as a reference to hand rolling tobacco.

(9) In this regulation, a “shoulder box” means a unit pack which is cuboid in shape with a hinged lid that results in the secondary surfaces being split into two when the pack is opened.

[<sup>F1</sup>(10) Regulations may amend paragraphs (5) to (8) as regards the precise position of the general warning and the information message on hand rolling tobacco marketed in pouches which is a GB tobacco product, taking into account the different shapes of pouches.]

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#### **Textual Amendments**

- F1** Reg. 8(10) inserted (31.12.2020) by S.I. 2019/41, regs. 1, **6(8)** (with reg. 9) (as amended by [The Tobacco Products and Nicotine Inhaling Products \(Amendment\) \(EU Exit\) Regulations 2020](#) (S.I. 2020/1316), regs. 1(3), **3(3)(10)**, 5); 2020 c. 1, **Sch. 5 para. 1(1)**

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#### **Marginal Citations**

- M1** [Regulation 4\(3\) of the Standardised Packaging of Tobacco Products Regulations 2015](#) (S.I.2015/829), which implements Article 14.1 of the Tobacco Products Directive provides that a unit pack of cigarettes must be cuboid in shape.
- M2** OJ L 252, 29.9.2015, p.49.

**Changes to legislation:**

There are currently no known outstanding effects for the The Tobacco and Related Products Regulations 2016, Section 8.