



EUROPEAN COMMISSION

Directorate-General for Internal Market, Industry, Entrepreneurship and SMEs

Single Market Enforcement

Notification of Regulatory Barriers

Notification Number : 2022/0159/S (Sweden)

Act on Tobacco and Similar Products

Date received : 17/03/2022

End of Standstill : 20/06/2022 (closed)

Message

Message 002

Communication from the Commission - TRIS/(2022) 00896

Directive (EU) 2015/1535

Translation of the message 001

Notification: 2022/0159/S

No abre el plazo - Nezahajuje odklady - Fristerne indledes ikke - Kein Fristbeginn - Viivituste perioodi ei avata - Καμμία έναρξη προθεσμίας - Does not open the delays - N'ouvre pas de délais - Non fa decorrere la mora - Neietekmē atlikšanu - Atidėjimai nepradedami - Nem nyitja meg a késéseket - Ma' jiftaħx il-perijodi ta' dawmien - Geen termijnbegin - Nie otwiera opóźnień - Não inicia o prazo - Neotvorí oneskorenia - Ne uvaja zamud - Määräaika ei ala tästä - Inleder ingen frist - He ce предвижда период на прекъсване - Nu deschide perioadele de stagnare - Nu deschide perioadele de stagnare.

(MSG: 202200896.EN)

1. MSG 002 IND 2022 0159 S EN 17-03-2022 S NOTIF

2. S

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4. 2022/0159/S - X00M

5. Act on Tobacco and Similar Products

6. Tobacco

7. -

8. The proposal is for Chapter 5, Section 17, third paragraph, of the Act on Tobacco and Similar Products to include a requirement for there to be a clear and visible notice at physical points of sale and on retail websites informing of the ban on selling or supplying tobacco products, e-cigarettes or refill containers to persons under the age of 18. The requirement to provide such information is being amended to also cover sales online.

The proposal is for Chapter 2, Section 6a of the Act on Tobacco and Similar Products to include a ban on flavouring liquids intended for consumption through e-cigarettes, which contain additives that lead to a clearly appreciable aroma or taste other than tobacco. By virtue of the authorisation granted, the government or the authority designated by the government may issue more detailed rules on additives. In connection with this provision, it being proposed that a



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municipality may, pursuant to Chapter 8, Section 2 of the same Act, charge fees for its supervision of anyone carrying out sales of nicotine-free liquids intended for consumption through electronic cigarettes.

Proposed entry into force of the amendments to the Act on Tobacco and Similar Products is 1 August 2022. Liquids intended for consumption through e-cigarettes which have been manufactured or released for free circulation before 1 August 2022 may, however, continue to be made available to consumers on the Swedish market despite containing additives which lead to a clearly appreciable aroma or taste other than tobacco, until no later than 1 January 2023.

9. The aim of the draft provisions in the Act on Tobacco and Similar Products is to reduce the availability of tobacco, e-cigarettes, refill containers and tobacco-free nicotine-containing products and to limit the health risks and nuisance associated with the use of the said products, in particular to protect children and young people.

The proposed ban on flavouring e-liquids so as to produce a clearly appreciable aroma or taste other than tobacco aims to reduce the attractiveness of the product to children, young people and non-smokers, thereby reducing the risk of nicotine dependence.

10. Basic texts have been forwarded under a previous notification: 2018/43/S

11. No

12. -

13. No

14. No

15. Yes

16. TBT aspect

NO - The project has no significant impact on international trade.

SPS aspect

No - The draft is neither a sanitary nor phytosanitary measure

European Commission

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