

<b>The Kingdom of Belgium</b>
<b>FEDERAL PUBLIC SERVICE FOR PUBLIC HEALTH, SAFETY OF THE FOOD CHAIN AND THE ENVIRONMENT</b>
<b>Royal Order amending the Royal Order of 3 March 2024 on the manufacture and marketing of tobacco products and herbal products for smoking</b>
PHILIPPE, King of the Belgians,
To all those present and to come, Greetings.
<p>Having regard to the Law of 24 January 1977 on the protection of consumer health with regard to foodstuffs and other products, Article 2(1), Article 6, § 1(a), as amended by the Law of 22 March 1989, Article 10(1), as replaced by the Law of 9 February 1994, and Article 10(3), as replaced by the Law of 10 April 2014, and Article 18, § 1, as replaced by the Law of 22 March 1989 and as amended by the Law of 22 December 2003;</p> <p>Having regard to the Royal Order of 3 March 2024 on the manufacture and marketing of tobacco products and herbal products for smoking;</p> <p>Having regard to the communication to the European Commission, dated <b>XXX</b>, pursuant to Article 5(1) of Directive (EU) 2015/1535 of the European Parliament and of the Council of 9 September 2015 laying down a procedure for the provision of information in the field of technical regulations and of rules on Information Society services;</p>
Having regard to the opinion of the Inspector of Finance issued on <b>XX</b> ;
Having regard to the Opinion <b>xxx</b> of the Council of State issued on <b>(date)</b> , pursuant to Article 84, § 1, subparagraph 1, point 2 of the consolidated laws on the Council of State of 12 January 1973;
On the proposal of the Minister for Public Health,
<b>I HAVE DECREED AND HEREBY DECREE:</b>
<p><b>Article 1.</b> In Article 4 of the Royal Order of 3 March 2024 on the manufacture and marketing of tobacco products and herbal products for smoking, paragraph 11 is replaced by the following:</p> <p>‘§ 11. The information provided in accordance with paragraphs 4, 5 and 6 of this Article shall be disseminated on the website of the Federal Public Service for Public Health, Safety of the Food Chain and the Environment when the Service considers that it is complete and the invoice referred to in this Article has been paid. Products and appliances, with the exception of pipes and water pipes,</p>

which do not appear on the list of validated products and appliances, published on the website of the FPS for Public Health, Safety of the Food Chain and the Environment, cannot be placed on the market.'

**Article 2.** In Article 6(3) of the same Order, subparagraph 2 is replaced by the following:  
'Chewing tobacco and snuff tobacco shall be exempt from the prohibition referred to in paragraphs 3, 4° and 5.'

**Article 3.** In Article 14, § 5 of the same Order, the words 'to the apparatus and' are inserted between the words 'applicable' and the words 'to the technical elements'.

**Article 4.** The following amendments are made to Article 15 of the same Order:

(1) in paragraph 2, subparagraph 2 is supplemented by the words 'or water pipe tobacco';

(2) in paragraph 2, subparagraph 3, the words 'or water pipe tobacco' are inserted between the words 'rolling tobacco' and the words 'measured in grams';

(3) paragraph 5 is replaced by the following:

'§5. A leaflet, written at least in Dutch, French and German, containing information on the risks associated with the consumption of the product as well as information on weaning is included in each unit packet.

The Minister shall define the form and content of the information contained in the leaflet.'

**Article 5.** This Order shall enter into force on XX.

**Article 6.** The Minister for Public Health shall be responsible for the implementation of this Order.

Issued

By the King:

Minister for Public Health,