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## EXPLANATORY NOTE

*(This note is not part of the Regulations)*

These Regulations amend the Cosmetic Products (Safety) Regulations 2008 (S.I. 2008/1284) (“the Principal Regulations”) to give effect to Council Directive 2011/84/EU amending Directive 76/768/EEC, concerning cosmetic products, for the purpose of adapting Annex III thereto to technical progress (OJ No L 283, 29.10.2011, p.36). The Principal Regulations implemented Council Directive 76/768/EEC (OJ No L 262, 27.9.1976, p.169) on the approximation of the laws of the Member States relating to cosmetic products.

Regulation 2(a) adds Council Directive 2011/84/EU to the list in Schedule 2 to the Principal Regulations of Directives implemented by those Regulations.

Regulation 2(b) substitutes the entry in the Schedule for entry 12 in Part 1 of Schedule 4 to the Principal Regulations. This increases the percentage of hydrogen peroxide allowed in tooth whitening or bleaching products to 6% subject to conditions which include first use by a dental practitioner.

An impact assessment has not been produced for this instrument as no impact on the costs of business or the voluntary sector is foreseen.

A transposition note setting out how the Government has transposed the Directive in the United Kingdom is available from the Electronic, Materials, Chemical and Product Regulations Team at the Department for Business, Innovation and Skills, 1 Victoria Street, London, SW1H 0ET and is also published with the Explanatory Memorandum alongside the instrument on [www.legislation.gov.uk](http://www.legislation.gov.uk).