Directive 2014/40/EU of the European Parliament and of the Council of 3 April 2014 on the approximation of the laws, regulations and administrative provisions of the Member States concerning the manufacture, presentation and sale of tobacco and related products and repealing Directive 2001/37/EC (Text with EEA relevance)

TITLE I

COMMON PROVISIONS

Article 1Subject matterArticle 2Definitions

TITLE II

TOBACCO PRODUCTS

CHAPTER I

Ingredients and emissions

- Article 3 Maximum emission levels for tar, nicotine, carbon monoxide and other substances
- Article 4 Measurement methods
- Article 5 Reporting of ingredients and emissions
- Article 6 Priority list of additives and enhanced reporting obligations
- Article 7 Regulation of ingredients

CHAPTER II

Labelling and packaging

Artic	le 8	General	provisions
1 11 11 01	0	General	provibionib

- Article 9 General warnings and information messages on tobacco products for smoking
- Article 10 Combined health warnings for tobacco products for smoking
- Article 11 Labelling of tobacco products for smoking other than cigarettes,
- roll-your-own tobacco and waterpipe tobacco
- Article 12 Labelling of smokeless tobacco products
- Article 13 Product presentation
- Article 14 Appearance and content of unit packets
- Article 15 Traceability
- Article 16 Security feature

CHAPTER III

Tobacco for oral use, cross-border distance sales of tobacco products and novel tobacco products

- Article 17 Tobacco for oral use
- Article 18 Cross-border distance sales of tobacco products
- Article 19 Notification of novel tobacco products

TITLE III

ELECTRONIC CIGARETTES AND HERBAL PRODUCTS FOR SMOKING

- Article 20 Electronic cigarettes
- Article 21 Herbal products for smoking
- Article 22 Reporting of ingredients of herbal products for smoking

TITLE IV

FINAL PROVISIONS

- Article 23 Cooperation and enforcement
- Article 24 Free movement
- Article 25 Committee procedure
- Article 26 Competent authorities
- Article 27 Exercise of the delegation
- Article 28 Report
- Article 29 Transposition
- Article 30 Transitional provision
- Article 31 Repeal
- Article 32 Entry into force
- Article 33 Addressees Signature

ANNEX I

LIST OF reference to A and Article 11(1))

ANNEX II

PICTURREFERENCE TO IN ARTICLE 10(1))

ANNEX III

Status: This is the original version (as it was originally adopted).

- (**1**) OJ C 327, 12.11.2013, p. 65.
- (2) OJ C 280, 27.9.2013, p. 57.
- (3) Position of the European Parliament of 26 February 2014 (not yet published in the Official Journal) and decision of the Council of 14 March 2014.
- (4) Directive 2001/37/EC of the European Parliament and of the Council of 5 June 2001 on the approximation of the laws, regulations and administrative provisions of the Member States concerning the manufacture, presentation and sale of tobacco products (OJ L 194, 18.7.2001, p. 26).
- (5) Council Recommendation 2003/54/EC of 2 December 2002 on the prevention of smoking and on initiatives to improve tobacco control (OJ L 22, 25.1.2003, p. 31).
- (6) Directive 2005/29/EC of the European Parliament and of the Council of 11 May 2005 concerning unfair business-to-consumer commercial practices in the internal market and amending Council Directive 84/450/EEC, Directives 97/7/EC, 98/27/EC and 2002/65/EC of the European Parliament and of the Council and Regulation (EC) No 2006/2004 of the European Parliament and of the Council ('Unfair Commercial Practices Directive') (OJ L 149, 11.6.2005, p. 22).
- (7) Council Directive 89/622/EEC of 13 November 1989 on the approximation of the laws, regulations and administrative provisions of the Member States concerning the labelling of tobacco products and the prohibition of the marketing of certain types of tobacco for oral use (OJ L 359, 8.12.1989, p. 1).
- (8) Directive 2001/83/EC of the European Parliament and of the Council of 6 November 2001 on the Community code relating to medicinal products for human use (OJ L 311, 28.11.2001, p. 67).
- (9) Council Directive 93/42/EEC of 14 June 1993 concerning medical devices (OJ L 169, 12.7.1993, p. 1).
- (10) Directive 98/34/EC of the European Parliament and of the Council of 22 June 1998 laying down a procedure for the provision of information in the field of technical standards and regulations and of rules on Information Society services (OJ L 204, 21.7.1998, p. 37).
- (11) Regulation (EU) No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by Member States of the Commission's exercise of implementing powers (OJ L 55, 28.2.2011, p. 13).
- (12) Directive 95/46/EC of the European Parliament and of the Council of 24 October 1995 on the protection of individuals with regard to the processing of personal data and on the free movement of such data (OJ L 281, 23.11.1995, p. 31).
- (13) OJ C 369, 17.12.2011, p. 14.