
DRAFT STATUTORY INSTRUMENTS

2020 No.

**The Tobacco Products and Nicotine Inhaling
Products (Amendment) (EU Exit) Regulations 2020**

Amendment of the Tobacco Products and Nicotine Inhaling Products (Amendment etc.) (EU Exit) Regulations 2019

5. For regulation 9, substitute—

“Transitional provision

9.—(1) The picture warning requirements continue to apply to the supply in Great Britain or through the GB travel retail sector, on or after IP completion day, of a tobacco product for smoking to which paragraph (2) applies as if those requirements had not been amended by regulations 6 and 7 of these Regulations.

(2) This paragraph applies to a tobacco product for smoking if it was produced, and first supplied in the United Kingdom, before IP completion day.

(3) For the purposes of paragraph (2), “produce” and “supply” have the meanings given in regulation 3 of the 2016 Regulations, as it had effect immediately before IP completion day.

(4) In this regulation—

“the 2016 Regulations” means the Tobacco and Related Products Regulations 2016⁽¹⁾;

“GB travel retail sector” means retail outlets in Great Britain at which tobacco products or related products may be purchased only by people travelling on journeys to destinations outside of Great Britain;

“the picture warning requirements” means—

(a) regulations 5 and 6 of the 2016 Regulations, and

(b) Commission Implementing Decision (EU) 2015/1842 of 9 October 2015;

“tobacco product for smoking” has the meaning given in regulation 2(1) of the 2016 Regulations.”.

⁽¹⁾ [S.I. 2016/507](#); there are amending instruments but none is relevant.