

## STATUTORY INSTRUMENTS

### 2016 No. 507

## The Tobacco and Related Products Regulations 2016

### PART 3 **U.K.**

#### Emissions, additives and other prohibited ingredients and products

#### [<sup>F1</sup>Regulations: procedures for determining characterising flavour : GB tobacco products **U.K.**

**16A.**—(1) Regulations may establish procedures for determining whether a GB tobacco product—

- (a) has a characterising flavour; or
  - (b) contains additives in quantities that increase the toxic or addictive effect, or the CMR properties, of that tobacco product at the stage of consumption to a significant or measureable degree.
- (2) Regulations made under paragraph (1) may—
- (a) provide for any determination to be made by—
    - (i) the Secretary of State; or
    - (ii) a person authorised by the Secretary of State for that purpose;
  - (b) establish, and provide for the operating procedures of, an independent advisory panel;
  - (c) be varied from time to time, including to take account of scientific and market developments in relation to tobacco products;
  - (d) make different provision for different cases or descriptions of case, different circumstances, different purposes or different areas;
  - (e) be revoked.

(3) Before making regulations under this regulation the Secretary of State must consult such persons (or representatives of such persons) as appear to the Secretary of State to be likely to be substantially affected by them.]

#### Textual Amendments

- F1** Reg. 16A inserted (31.12.2020) by [S.I. 2019/41](#), regs. 1, **6(15)** (with reg. 9) (as amended by [The Tobacco Products and Nicotine Inhaling Products \(Amendment\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1316\)](#), regs. 1(3), **3(3)(17)** (with reg. 5)); 2020 c. 1, [Sch. 5 para. 1\(1\)](#)

**Changes to legislation:**

There are currently no known outstanding effects for the The Tobacco and Related Products Regulations 2016, Section 16A.