

EAEU Cosmetic regulations



1

About us

SIA Pravsky Consulting

- Based in Latvia, UK and Ireland
- Regulatory support on product compliance and EHS
- Regions covered: Russia, Ukraine, Kazakhstan, Belarus, Armenia, Kyrgyzstan, Moldova, Uzbekistan



2

Contents

1. EAEU TR on Cosmetic – main requirements
2. The EPR system
3. Russia: Declaration of Conformity registration
4. Russia: Mandatory product ID marking for perfumery



3



Cosmetic Products: Packaging

EAEU TR on Cosmetics – Main Requirements



4

Cosmetic products: Main regulations

Technical Regulation on the Safety of Perfumery and Cosmetics, TR TS 009/2011

- ➔ National consumer protection laws of EAEU MS (unless contradictory to the TR)
- ➔ National legislation of the EAEU Member States



5

Cosmetic products: Main regulations



Technical Regulation on the Safety of Perfumery and Cosmetics, TR TS 009/2011

Applies to: “cosmetic products”

Definition of cosmetics – in line with the EU definition of “cosmetics”

a substance or mixtures of substances intended for application directly on the outer parts of the human body (skin, hair, nails, lips and external genitals) or on teeth and mucous membrane of the mouth cavity with the single or main purpose of cleansing or modification of appearance thereof, odorizing, and/or correction of the body odours, and/or protection thereof, and/or maintenance thereof in good condition, and/or care thereof



6

Cosmetic products: Main regulations



Technical Regulation on the Safety of Perfumery and Cosmetics, TR TS 009/2011

Products in scope are listed by their TN VED Codes:

Наименование продукции	Код ТН ВЭД ТС	Документ об оценке (подтвержении) соответствия	Примечание
3. Духи	из 3303 00 100 0	декларация о соответствии	за исключением: изготовленных с использованием наноматериалов, предназначенных для детей
4. Духи: изготовленные с использованием наноматериалов; предназначенные для детей	из 3303 00 100 0	свидетельство государственной регистрации	
5. Туалетная вода, одеколоны, душистые воды, парфюмерные воды	из 3301 из 3303 00	декларация о соответствии	за исключением: изготовленных с использованием наноматериалов, предназначенных для детей
6. Туалетная вода, одеколоны, душистые воды, парфюмерные воды: изготовленные с использованием наноматериалов; предназначенные для детей	из 3301 из 3303 00	свидетельство государственной регистрации	

Customs code

List of products subject to the TR on Cosmetics, Decision No. 12 of 31 January 2012



7

Cosmetic products: Main regulations



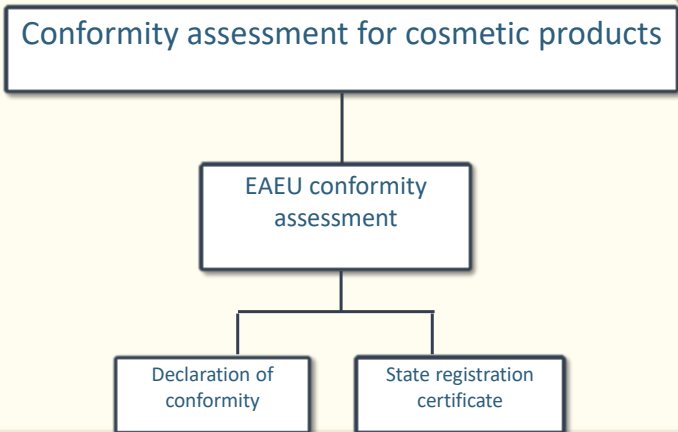
Technical Regulation on the Safety of Perfumery and Cosmetics, TR TS 009/2011

- General safety requirements
- Composition
- Labelling
- Conformity assessment procedure
- Prohibited substances (around 1400 in total)
- Restricted microbiological indicators (e.g. the count of candida albicans or staphylococcus aureus)
- pH values
- Toxicological (e.g. skin irritation effect) as well as clinical and laboratory indicators (irritating and sensiblizing effects)



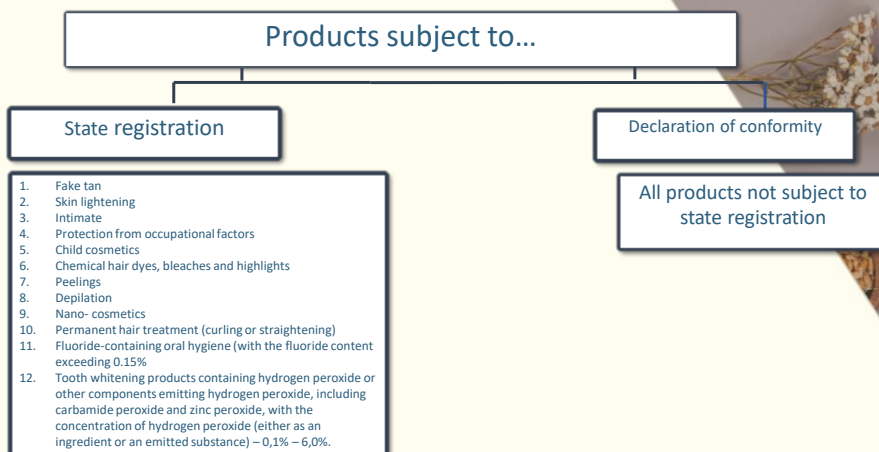
8

Cosmetic products: Required documents



9

Cosmetic products: Required documents



10

Cosmetic Products: Packaging

Extended producer responsibility: RU, KZ, BY



11

Cosmetic Products: EAEU Packaging

Extended producer responsibility: RU, KZ, BY

Applies to all manufacturers and importers of products in packaging:

- Glass bottles
- Paper
- Cardboard boxes
- Aluminium packaging
- Etc. (full list is published)

Importer of manufacturer (local entity) is required to either:

- Set up own utilisation facilities; OR
- Contract a third party utilisation scheme/compliance scheme/waste management operator; AND
- Pay yearly fees.



12

Cosmetic Products: Packaging

Extended producer responsibility: upcoming changes in Russia

- ❑ Russia is planning an EPR reform
- ❑ The existing EPR system in Russia is going to be reformed due to its reportedly “low efficiency”.
- ❑ The changes are intended to be adopted by the end of 2021.
- ❑ The reform will toughen the EPR requirements and is intending to set **100% utilization norms** for most types of packaging as of 1 January 2022.



13



Cosmetic Products:

Russia: Declaration of Conformity registration



14

Cosmetic Products: EAEU Updates

Russia: Declaration of Conformity registration

1 January 2021 – only the Applicant can register a Declaration of Conformity

- Participation of certification bodies is minimal
- Previously – certification bodies were able to register Declarations of Conformity
- The Applicant is to register DoCs via [specialised service “FGIS FSA”](#) (registration required)
- Electronic signature required for the applicant

1 July 2021 – GLN of the manufacturer / production facility is required in order to register a DoC

1 August 2021 – clarification that a contract or letter from an accredited laboratory is required in order to import testing samples

Revised procedure for registering a DoC: *Order No. 478 of 31 July 2020*



15



Cosmetic Products:

Russia: Mandatory Product ID Marking



16

Cosmetic Products: Updates

Russia: Mandatory ID marking of perfumery

What is mandatory ID marking?

- Ensures product traceability from the point of manufacture (importation) to the final sale to the end user
- Data Matrix format unique code (for each product unit)
- Printed and placed on each product/packaging (e.g. as a sticker)
- Placed directly on each product / packaging
- Minimum marking size – 11mm x 11mm (readability by a scanner is essential)
- Products are marked before customs clearance
- Codes are created and issued by the Marking Operator (no one else has the authority to do so!)
- OOO CRPT (Center for Research in Perspective Technologies) (<https://crpt.ru/>) is the Marking Operator in Russia



17



Cosmetic Products: Updates

Russia: Mandatory ID marking of perfumery

Products in scope

- EAEU: TN VED – 3303 – perfumes
- Russia classification (OKPD-2):

20.42.11.110 Perfumes

20.42.11.120 Eau de Toilette

20.42.11.130 Eau de Cologne

Note: Products not intended to be distributed to the end user (e.g. testing samples and exhibition samples) are exempt.



18

Cosmetic Products: Updates

Russia: Mandatory ID marking of perfumery

Responsible parties

- The first entity that owns the products in the territory of Russia is liable: Manufacturer or Importer
- Retailers and distributors - prohibited to sell unmarked products after the deadline

Cost of each product code – 50 kopecks (approximately EUR 0.0054)



19

Cosmetic Products: Updates

Russia: Mandatory ID marking of perfumery

Obtaining the codes

1. A market participant (manufacturer or importer) registers in the Monitoring System (CRPT)
2. The market participant submits the information about their products into the Monitoring System
3. The market participant describes the products in the “marked products catalogue”
4. The market participant orders the codes
5. The market participant places the codes on each product unit



20

Cosmetic Products: Updates

Russia: Mandatory ID marking of perfumery

31 March 2020 – market participants (importers, manufacturers, sellers) must register with the marking system “Chestny Znak”

1 October 2020 – mandatory marking of perfumery started (imported and domestic products). The market participants must submit information to the Chestny Znak system

Until **30 September 2021** – possible to sell unmarked remaining stock manufactured or imported before 1 October 2020

Until **31 October 2021** – possible to mark the remaining stock manufactured or imported before 1 October 2020, provided that the information about this stock and its marking has been entered into the information system on remaining stock before 1 December 2021.



21

Thank you for your attention



22