

2024 No. ***

CONSUMER PROTECTION

The Cosmetic Products (Restriction of Chemical Substances) (No. 2) Regulations 2024

Made - - - -

Laid before Parliament

Coming into force with regulation 1(2)

The Secretary of State makes these Regulations in exercise of powers conferred by Article 31(1)(b) and Article 31(1)(f) of Regulation (EC) No 1223/2009 of the European Parliament and of the Council on cosmetic products(a).

Citation, commencement and extent

1.—(1) These Regulations may be cited as the Cosmetic Products (Restriction of Chemical Substances) (No. 2) Regulations 2024.

(2) These Regulations come into force 21 days after the day on which they are made.

(3) These Regulations extend to England and Wales and Scotland.

Amendment to Regulation (EC) No 1223/2009

2.—(1) Regulation (EC) No 1223/2009 of the European Parliament and of the Council on cosmetic products is amended as follows.

(2) At the end of the table in Annex 2 (list of substances prohibited in cosmetic products), insert the entries set out in Schedule 1 to these Regulations.

(3) At the end of the table in Annex 3 (list of substances which cosmetic products must not contain except subject to the restrictions laid down), insert the entry set out in Schedule 2 to these Regulations.

Transitional Provision

3. Notwithstanding the amendments in Regulations 2(2) and (3), cosmetic products that are placed on the market on or before 20th April 2025 can continue to be made available on the market on or before 20th August 2025.

(a) EUR 1223/2009 was incorporated into domestic law by virtue of section 3(1) of the European Union (Withdrawal) Act 2018 (c. 16) with relevant amendments made by S.I. 2019/696, S.I. 2022/659, S.I. 2023/836, S.I. 2024/[*].

[Placeholder Name]
[Placeholder Title]
Department for Business and Trade

DRAFT

SCHEDULES

SCHEDULE 1

Regulation 2(2)

Amendments to Annex 2

| | | | |
|------|---|----------------------------------|---------------------|
| 1680 | Tetrafluoroethylene | 116-14-3 | 204-126-9 |
| 1681 | 6,6'-di-tert-butyl-2,2'-methylenedi-p-cresol; [DBMC] | 119-47-1 | 204-327-1 |
| 1682 | (5-chloro-2-methoxy-4-methyl-3-pyridyl)(4,5,6-trimethoxy-o-tolyl)methanone; pyriofenone | 688046-61-9 | 692-456-8 |
| 1683 | (RS)-1-{1-ethyl-4-[4-mesyl-3-(2-methoxyethoxy)-o-toluoyl]pyrazol-5-yloxy}ethyl methyl carbonate; tolpyralate | 1101132-67-5 | |
| 1684 | 3-methylpyrazole | 1453-58-3 | 215-925-7 |
| 1685 | N-methoxy-N-[1-methyl-2-(2,4,6-trichlorophenyl)-ethyl]-3-(difluoromethyl)-1-methylpyrazole-4-carboxamide; Pydiflumetofen | 1228284-64-7 | |
| 1686 | N-{2-[[1,1'-bi(cyclopropyl)]-2-yl]phenyl}-3-(difluoromethyl)-1-methyl-1Hpyrazole-4-carboxamide; Sedaxane | 874967-67-6 | |
| 1687 | Thiophanate-methyl (ISO); dimethyl (1,2-phenylenedicarbamothioyl)biscarbamat; dimethyl 4,4'-(o-phenylene)bis(3-thioallophanate) | 23564-05-8 | 245-740-7 |
| 1688 | Mancozeb (ISO); manganese ethylenebis(dithiocarbamate) (polymeric) complex with zinc salt | 8018-01-7 | |
| 1689 | Trinickel disulfide; nickel subsulfide; [1] heazlewoodite [2] | 12035-72-2 [1] 12035-71-1 [2] | 234-829-6 [1] – [2] |
| 1690 | 7-oxa-3-oxiranylbicyclo[4.1.0]heptane; 1,2-epoxy-4-epoxyethylcyclohexane; 4-vinylcyclohexene diepoxide | 106-87-6 | 203-437-7 |
| 1691 | 4-methylpentan-2-one; isobutyl methyl ketone (MIBK) | 108-10-1 | 203-550-1 |
| 1692 | Carbendazim (ISO); methyl benzimidazole-2-ylcarbamat | 10605-21-7 | 234-232-0 |
| 1693 | Dimethomorph (ISO); (E,Z)-4-(3-(4-chlorophenyl)-3-(3,4-dimethoxyphenyl)acryloyl)morpholine | 110488-70-5; (1135441-72-3) | 404-200-2 |
| 1694 | 1,2,4-triazole | 288-88-0 | 206-022-9 |

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| 1695 | Flumioxazin (ISO); N-(7-fluoro-3,4- dihydro-3-oxo-4-prop-2-ynyl-2H-1,4- benzoxazin-6-yl)cyclohex-1-ene-1,2- dicarboximide | 103361-09-7 | |
| 1696 | Imazamox (ISO); (RS)-2-(4-isopropyl-4-methyl- 5-oxo-2-imidazolin-2-yl)-5-methoxymethylnicotinic acid | 114311-32-9 | |
| 1697 | Thiamethoxam (ISO); 3-(2-chloro-thiazol-5-ylmethyl)-5- methyl[1,3,5]oxadiazinan-4-ylidene-N-nitroamine | 153719-23-4 | 428-650-4 |
| 1698 | Triticonazole (ISO); (RS)-(E)-5-(4- chlorobenzylidene)-2,2-dimethyl-1-(1H1,2,4-triazol-1-ylmethyl)cyclopentanol | 138182-18-0 | |
| 1699 | Desmedipham (ISO); ethyl 3-phenylcarbamoxyloxyphenylcarbamate | 13684-56-5 | 237-198-5 |
| 1700 | Tellurium dioxide | 7446-07-3 | 231-193-1 |
| 1701 | Tellurium | 13494-80-9 | 236-813-4 |
| 1702 | Fluopicolide (ISO); 2,6-dichloro-N-[3-chloro-5-(trifluoromethyl)-2- pyridylmethyl]benzamide | 239110-15-7 | 607-285-6 |
| 1703 | Daminozide (ISO); 4-(2,2- dimethylhydrazino)-4-oxobutanoic acid; N-dimethylaminosuccinamic acid | 1596-84-5 | 216-485-9 |
| 1704 | Benzophenone | 119-61-9 | 204-337-6 |
| 1705 | Acetamiprid (ISO); (1E)-N-[(6-chloropyridin-3- yl)methyl]-N'-cyano-N-methylethanimidamide; (E)-N 1 -[(6-chloro-3-pyridyl)methyl]-N 2 -cyano-N 1 – methylacetamidine | 135410-20-7 | 603-921-1 |
| 1706 | Theophylline; 1,3-dimethyl-3,7-dihydro-1H-purine-2,6-dione | 58-55-9 | 200-385-7 |
| 1707 | N-(2-nitrophenyl)phosphoric triamide | 874819-71-3 | 477-690-9 |
| 1708 | Dibutyltin di(acetate) | 1067-33-0 | 213-928-8 |
| 1709 | Dibutyltin bis(2-ethylhexanoate) | 2781-10-4 | 220-481-2 |
| 1710 | Cumene | 98-82-8 | 202-704-5 |
| 1711 | Barium diboron tetraoxide | 13701-59-2 | 237-222-4 |
| 1712 | 2-ethyl-2-[[[(1-oxoallyl)oxy]methyl]-1,3-propanediyl]diacrylate; 2,2-bis(acryloyloxymethyl)butyl acrylate; trimethylolpropane triacrylate | 15625-89-5 | 239-701-3 |

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| 1713 | Quinoclamine (ISO); 2-amino-3-chloro-1,4-naphthoquinone | 2797-51-5 | 220-529-2 |
| 1714 | Pendimethalin (ISO); N-(1-ethylpropyl)-2,6-dinitro-3,4-xylidene | 40487-42-1 | 254-938-2 |
| 1715 | Isoflucypram (ISO); N-(5-chloro-2-isopropyl benzyl)-N-cyclopropyl-3-(difluoromethyl)-5-fluoro-1-methyl-1H-pyrazole-4-carboxamide | 1255734-28-1 | |
| 1716 | Dimoxystrobin (ISO); (2E)-2-{2-[(2,5-dimethylphenoxy)methyl]phenyl}-2-(methoxyimino)-N-methylacetamide; (E)-2-(methoxyimino)-N-methyl-2-[a-(2,5-xilyloxy)-o-tolyl]acetamide | 149961-52-4 | 604-712-8 |
| 1717 | 2-(2-methoxyethoxy)ethanol; diethylene glycol monomethyl ether | 111-77-3 | 203-906-6 |
| 1718 | 2,2-dimethylpropan-1-ol, tribromo derivative; 3-bromo-2,2-bis(bromomethyl)propan-1-ol | 36483-57-5; 1522-92-5 | 253-057-0 |
| 1719 | 2,4,6-tri-tert-butylphenol | 732-26-3 | 211-989-5 |
| 1720 | Ammonium bromide | 12124-97-9 | 235-183-8 |
| 1721 | Divanadium pentaoxide; Vanadium pentoxide | 1314-62-1 | 215-239-8 |
| 1722 | Bentazone (ISO); 3-isopropyl-2,1,3-benzothiadiazine-4-one-2,2-dioxide | 25057-89-0 | 246-585-8 |
| 1723 | Margosa extract. [from the kernels of <i>Azadirachta indica</i> extracted with water and further processed with organic solvents] | 84696-25-3 | 283-644-7 |
| 1724 | Valifenalate (ISO); methyl N-(isopropoxycarbonyl)-L-valyl-(3RS)-3-(4-chlorophenyl)-β-alaninate | 283159-90-0 | |
| 1725 | Isopyrazam (ISO); reaction mass of 3-(difluoromethyl)-1-methyl-N-[(1RS,4SR,9RS)-1,2,3,4-tetrahydro-9-isopropyl-1,4-methanonaphthalen-5-yl]pyrazole-4-carboxamide and 3-(difluoromethyl)-1-methyl-N-[(1RS,4SR,9SR)-1,2,3,4-tetrahydro-9-isopropyl-1,4-methanonaphthalen-5-yl]pyrazole-4-carboxamide [>78% syn isomers ≤ 15% anti isomers relative content]; | 881685-58-1 | |
| 1726 | Perfluoroheptanoic acid; tridecafluoroheptanoic acid | 375-85-9 | 206-798-9 |
| 1727 | 4,4'-sulphonyldiphenol; bisphenol S | 80-09-1 | 201-250-5 |

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| 1728 | 6-[C10-C13)-alkyl-(branched, unsaturated)-2,5-dioxopyrrolidin-1-yl]hexanoic acid (tetra-PSCA) | 2156592-54-8 | 701-118-1 |
| 1729 | 6-[C12-18-alkyl-(branched, unsaturated)-2,5-dioxopyrrolidin-1-yl]hexanoic acid (Penta-PSCA) | | 701-162-1 |
| 1730 | [C12-18-alkyl-(branched, unsaturated)-2,5-dioxopyrrolidin-1-yl] hexanoic acid, sodium and tris(2-hydroxyethyl) ammonium salts; (penta-PSCA Na-TEA) | | 701-271-4 |
| 1731 | 1,3,5-triazine-2,4,6-triamine; melamine | 108-78-1 | 203-615-4 |

SCHEDULE 2

Regulation 2(3)

Amendment to Annex 3

| | | | | | | | | |
|-----|--|------------|----------|-----------|------------------------|----|--|--|
| 323 | 5-hydroxy-2-(hydroxymethyl)pyran-4-one | Kojic acid | 501-30-4 | 207-922-4 | Face and hand products | 1% | | |
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EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend assimilated law, Regulation (EC) No 1223/2009 (“the Cosmetics Regulation”), to prohibit or restrict the use of certain chemical substances in cosmetic products. Regulation 2(2) amends Annex 2 to the Cosmetics Regulation to prohibit the use of chemicals in cosmetic products following their classification as carcinogenic, mutagenic or reprotoxic under assimilated Regulation (EC) No 1272/2008. These chemicals are listed in Schedule 1 to these Regulations.

Regulation 2(3) and Schedule 2 amend Annex 3 to the Cosmetics Regulation to restrict the use of kojic acid in cosmetic products.

Regulation 3 sets out the transitional arrangement for cosmetic products containing the chemical substances detailed in the Schedules to these Regulations and provides that where products are placed on the market on or before 20th April 2025, they can continue to be made available on the market on or before 20th August 2025.

[A full impact assessment has not been produced for this instrument as no, or no significant, impact on the private, voluntary or business sectors is foreseen. An Explanatory Memorandum has been published alongside these Regulations and is available at www.legislation.gov.uk.]