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Public Consultation on the Evaluation of the Legislative Framework for Tobacco Control

	Fields marked with	* are mandatory.
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Introduction

Thank you for participating to this Public Consultation. The objective of this questionnaire is to collect stakeholders perceptions on the current legislative framework for Tobacco Control in the EU, including the assessment of <u>Tobacco Product Directive</u>, <u>Tobacco Advertising Directive</u>, and the relevant WHO Framework Convention on Tobacco Control.

As mentioned on the <u>Have your say webpage for this initiative</u>, this Public Consultation is part of the broader Evaluation of the legislative framework for tobacco control. The evaluation covers product regulation, advertisement, promotion, and sponsorship, in the broader context of related tobacco control policies. The goal is to evaluate the extent to which the framework has fulfilled its established goals and objectives.

The approximate time needed to complete this questionnaire ranges from 30 to 45 minutes. We thank you in advance for your interest.

When carrying out the consultation activities, the following terms will be employed:

Traditional tobacco products include:

- Cigarettes
- Cigars
- Cigarillos
- Pipe tobacco
- Waterpipe tobacco
- Roll-your-own tobacco
- Chewing tobacco
- Nasal tobacco

For the purpose of this questionnaire, **Emerging products** include:

- Heated Tobacco Products (HTPs)
- E-cigarettes and refill containers (both nicotine containing and nicotine-free)
- Nicotine pouches (contain tobacco-derivated or synthetic nicotine and other flavouring agents. They
 are placed in the mouth next to the gums, usually behind the lip)
- Heated herbal products (heated herbal sticks, i.e., tobacco-free, nicotine-free and tar-free herbal cigarettes coming with vape pens which resemble those used for heated tobacco products).

Herbal products for smoking refer to a product based on plants, herbs or fruits which contains no tobacco and can be consumed via a combustion process.

Nicotine Replacement Therapies (NRTs) refer to nicotine products other than electronic cigarettes which include, for example, nicotine chewing gums, nicotine sprays, nicotine inhalators, nicotine patches, nicotine sublingual tablets and nicotine lozenges.

About you

*Language of my contribution

	Bulgarian
0	Croatian
	Czech
	Danish
	Dutch
0	English
	Estonian
	Finnish
0	French
0	German
0	Greek
0	Hungarian
	Irish
	Italian
	Latvian
	Lithuanian
	Maltese
	Polish
	Portuguese
	Romanian
	Slovak
	Slovenian
	Spanish
	Swedish

^{*}I am giving my contribution as

Academic/research institution
Business association
Company/business organisation
Consumer organisation
EU citizen
Environmental organisation
Non-EU citizen
Non-governmental organisation (NGO)
Public authority
Trade union
Other
* First name
Alessandro
*Surname
Gallina
*Email (this won't be published)
alessandro.gallina@epha.org
*Organisation name
255 character(s) maximum
European Public Health Alliance (EPHA)
*Organisation size
Micro (1 to 9 employees)
Small (10 to 49 employees)
Medium (50 to 249 employees)
Large (250 or more)

Transparency register number

255 character(s) maximum

Check if your organisation is on the <u>transparency register</u>. It's a voluntary database for organisations seeking to influence EU decision-making.

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*Country of origin

Please add your country of origin, or that of your organisation.

This list does not represent the official position of the European institutions with regard to the legal status or policy of the entities mentioned. It is a harmonisation of often divergent lists and practices.

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	Afghanistan		Djibouti		Libya		Saint Martin
0	Åland Islands	0	Dominica	0	Liechtenstein	0	Saint Pierre and Miquelon
0	Albania	0	Dominican Republic	0	Lithuania	0	Saint Vincent and the Grenadines
	Algeria	0	Ecuador	0	Luxembourg		Samoa
	American Samoa	0	Egypt	0	Macau		San Marino
0	Andorra		El Salvador	0	Madagascar	0	São Tomé and Príncipe
	Angola		Equatorial Guinea	a	Malawi		Saudi Arabia
	Anguilla		Eritrea		Malaysia		Senegal
	Antarctica		Estonia		Maldives		Serbia
0	Antigua and Barbuda	0	Eswatini	0	Mali	0	Seychelles
0	Argentina	0	Ethiopia	0	Malta	0	Sierra Leone
0	Armenia	0	Falkland Islands	0	Marshall Islands	0	Singapore
0	Aruba	0	Faroe Islands	0	Martinique		Sint Maarten
	Australia	0	Fiji		Mauritania	0	Slovakia
	Austria		Finland	0	Mauritius		Slovenia
	Azerbaijan		France		Mayotte	0	Solomon Islands
	Bahamas		French Guiana		Mexico		Somalia
	Bahrain		French Polynesia	0	Micronesia		South Africa
0	Bangladesh	0	French Southern and Antarctic Lands	0	Moldova	©	South Georgia and the South Sandwich Islands
	Barbados	0	Gabon		Monaco		South Korea
	Belarus		Georgia		Mongolia		South Sudan

0	Belgium		Germany	0	Montenegro	0	Spain
	Belize		Ghana		Montserrat	0	Sri Lanka
	Benin		Gibraltar	0	Morocco		Sudan
	Bermuda		Greece	0	Mozambique		Suriname
	Bhutan		Greenland		Myanmar/Burma		Svalbard and
							Jan Mayen
	Bolivia	0	Grenada	0	Namibia	0	Sweden
	Bonaire Saint		Guadeloupe		Nauru	0	Switzerland
	Eustatius and						
	Saba						
0	Bosnia and		Guam		Nepal		Syria
	Herzegovina						
0	Botswana	0	Guatemala	0	Netherlands	0	Taiwan
0	Bouvet Island	0	Guernsey	0	New Caledonia	0	Tajikistan
	Brazil		Guinea		New Zealand		Tanzania
	British Indian	0	Guinea-Bissau		Nicaragua	0	Thailand
	Ocean Territory						
0	British Virgin	0	Guyana	0	Niger	0	The Gambia
	Islands						
0	Brunei	0	Haiti	0	Nigeria	0	Timor-Leste
0	Bulgaria	0	Heard Island and		Niue	0	Togo
			McDonald Islands	3			
0	Burkina Faso	0	Honduras	0	Norfolk Island	0	Tokelau
0	Burundi	0	Hong Kong	0	Northern	0	Tonga
					Mariana Islands		
0	Cambodia	0	Hungary	0	North Korea	0	Trinidad and
							Tobago
0	Cameroon		Iceland		North Macedonia		Tunisia
	Canada	0	India	0	Norway	0	Turkey
0	Cape Verde	0	Indonesia	0	Oman	(i)	Turkmenistan
	Cayman Islands		Iran		Pakistan		Turks and
<u></u>			_				Caicos Islands
	Central African		Iraq		Palau		Tuvalu
	Republic				-		
	Chad		Ireland		Palestine		Uganda

Chile	Isle of Man	Panama	0	Ukraine
China	Israel	Papua New	0	United Arab
		Guinea		Emirates
Christmas Island	Italy	Paraguay	0	United Kingdom
Clipperton	Jamaica	Peru		United States
Cocos (Keeling)	Japan	Philippines		United States
Islands				Minor Outlying
				Islands
Colombia	Jersey	Pitcairn Islands		Uruguay
Comoros	Jordan	Poland		US Virgin Islands
Congo	Kazakhstan	Portugal		Uzbekistan
Cook Islands	Kenya	Puerto Rico		Vanuatu
Costa Rica	Kiribati	Qatar		Vatican City
Côte d'Ivoire	Kosovo	Réunion	0	Venezuela
Croatia	Kuwait	Romania		Vietnam
Cuba	Kyrgyzstan	Russia	0	Wallis and
				Futuna
Curaçao	Laos	Rwanda		Western Sahara
Cyprus	Latvia	Saint Barthélemy		Yemen
Czechia	Lebanon	Saint Helena	0	Zambia
		Ascension and		
		Tristan da Cunha	l	
Democratic	Lesotho	Saint Kitts and		Zimbabwe
Republic of the		Nevis		
Congo				
Denmark	Liberia	Saint Lucia		

*Have the answers you are providing been officially approved on behalf of your organisation?

- Yes, they have been approved on behalf of the organisation I represent
- No, they are my individual opinions according with my personal knowledge

The Commission will publish all contributions to this public consultation. You can choose whether you would prefer to have your details published or to remain anonymous when your contribution is published. Fo r the purpose of transparency, the type of respondent (for example, 'business association, 'consumer association', 'EU citizen') country of origin, organisation name and size, and its transparency register number, are always published. Your e-mail address will never be published.

Opt in to select the privacy option that best suits you. Privacy options default based on the type of respondent selected

*Contribution publication privacy settings

The Commission will publish the responses to this public consultation. You can choose whether you would like your details to be made public or to remain anonymous.

Anonymous

Only organisation details are published: The type of respondent that you responded to this consultation as, the name of the organisation on whose behalf you reply as well as its transparency number, its size, its country of origin and your contribution will be published as received. Your name will not be published. Please do not include any personal data in the contribution itself if you want to remain anonymous.

Public

Organisation details and respondent details are published: The type of respondent that you responded to this consultation as, the name of the organisation on whose behalf you reply as well as its transparency number, its size, its country of origin and your contribution will be published. Your name will also be published.

I agree with the personal data protection provisions

Awareness

* How familiar are you with the Tobacco Control Legislative Framework across the EU?

- I am an expert (e.g., TPD, TAD, and relevant WHO FCTC Articles)
- I am familiar (e.g., TPD, TAD, and relevant FCTC Articles)
- I am somewhat familiar with certain elements (e.g., TPD, TAD, or relevant FCTC Articles)
- I have no knowledge

*What is your perception of Tobacco Control policies in the EU?

- There has been significant improvement in health protection
- There has been some improvement towards ensuring health protection
- There has not been any improvement in health protection
- Don't know/Can't answer

- *How familiar are you with the division of roles and competences between the EU and Member States in the field of Tobacco Control?
 - I am aware of the allocation of competences between the EU and Member States, and I have sound understanding of the transposition requirements
 - I am somewhat aware of the allocation of competences between the EU and Members, and/or I have a basic understanding of the transposition requirements
 - I struggle to identify the differences between EU and Member States competences
- *Do you have educational experience in any of the fields related to this study (public health, general medical field, tobacco control, etc.)?
 - Yes
 - O No
- *Are you a healthcare professional?
 - Yes
 - No

Please, express your opinion on the following statements:

	Strongly disagree	Disagree	Neither agree nor disagree	Agree	Strongly Agree	Don't know /Can't answer
* Public health objectives should take priority over economic interests whenever possible	0	©	0	0	•	0
* There is no such thing as "overregulation" in tobacco control	0	0	0	0	•	0
* EU-level rules on Tobacco Control are essential to ensure that public health objectives are met	0	0	0	0	•	0
* Emerging products represent a major public health risk due to their addictive nature and their impacts on human health	0	0	0	•	0	0
* Emerging products can help smokers quit	0	0	•	0	0	0
* Differences amongst Member States' implementation of tobacco control rules may lead to public health inequities	0	0	0	0	0	•
* The gaps in the present Tobacco Control Legislative Framework resulted in ineffective and inefficient regulations	0	0	0	0	0	•

Assessment of the Tobacco Control Framework

Part I. Tobacco Products Directive (TPD)

To what extent do you believe the following TPD provisions were adequate to facilitate the smooth functioning of the internal market?

	Very inadequate	Inadequate	Neither adequate or inadequate	Adequate	Very adequate	Don't Know/ Can't answer
* Establishing limits on the emissions of tar, nicotine and carbon monoxide from cigarettes	0	•	0	0	0	0
* Banning characterising flavours in cigarettes and roll-your-own tobacco	0	0	0	•	0	0
* Setting mandatory combined health warnings and establishing labelling obligations	0	0	0	•	0	0
* Harmonising and standardising packaging rules	0	0	•	0	0	0
* Banning product presentations that might encourage consumption, downplay health risks, and suggest reduced environmental impacts	0	•	0	0	0	0
* Prohibiting placing on the market of tobacco for oral use (except for Sweden)	0	0	0	•	0	0
* Establishing an obligation to submit a notification of novel tobacco products	0	0	0	•	0	0
* Setting the amount of the minimum units per package	0	0	0	•	0	0
* Addressing tobacco illicit trade by enforcing an EU-wide traceability and security system	0	0	•	0	0	0
* Allowing Member States to prohibit cross-border distance sales of tobacco products to consumers	0	0	0	•	0	0
* Setting mandatory requirements for retail outlets engaged in cross-border distance sales to operate an age verification system	0	0	0	•	0	0

0	0	0	•	0	0
0	0	0	•	0	0
0	0	0	•	0	0
0	0	0	•	0	0
0	•	0	0	0	0
0	•	0	0	0	0
0	•	0	0	0	0
0	•	0	0	0	0
0	0	0	•	0	0
0	0	0	•	0	0
0	•	0	0	0	0
0	•	0	0	0	0
0	0	0	•	0	0

Considering the following TPD provisions, were they adequate to ensure a high level of protection of human health in the EU?

	Very inadequate	Inadequate	Neither adequate or inadequate	Adequate	Very adequate	Don't Know/ Can't answer
* Establishing limits on the emissions of tar, nicotine, and carbon monoxide from cigarettes	0	•	0	0	0	0
* Banning characterising flavours in cigarettes and roll-your-own tobacco	0	•	0	0	0	0
* Setting mandatory combined health warnings and establishing labelling obligations	0	•	0	0	0	0
* Harmonising and standardising packaging rules	0	0	0	0	0	0
* Banning product presentations that might encourage consumption, downplay health risks, and suggest reduced environmental impacts	•	0	0	0	0	0
* Prohibiting placing on the market of tobacco for oral use (except for Sweden)	0	0	0	0	•	0
* Establishing an obligation to submit a notification of novel tobacco products	0	0	0	0	0	0
* Setting the amount of the minimum units per package	0	0	0	•	0	0
* Addressing tobacco illicit trade by enforcing an EU-wide traceability and security system	0	0	•	0	0	0
* Allowing Member States to prohibit cross-border distance sales of tobacco products to consumers	0	0	0	•	0	0
* Setting mandatory requirements for retail outlets engaged in cross-border distance sales to operate an age verification system	0	0	0	•	0	0

•	•	©	0	0	0
0	0	0	0	0	•
0	0	0	0	0	•
0	•	0	0	0	0
0	•	0	0	0	0
0	•	0	0	0	0
0	0	0	0	0	•
0	0	0	0	•	0
0	0	•	0	0	0
0	0	0	•	0	0
0	•	0	0	0	0
0	•	0	0	0	0
0	•	0	0	0	0

Were the following TPD provisions capable of addressing recent market developments (e.g., emerging products and innovative technical features)?

	Not at all	To a limited extent	To some extent	Completely	Don't Know/ Can't answer
Overall definitions of tobacco and related products	0	•	0	0	0
* Maximum emission levels of tar, nicotine and carbon monoxide	•	0	0	0	0
* Measurement methods	•	0	0	0	0
* Ingredients and emissions reporting obligations	•	0	0	0	0
* A priority list of additives and enhanced reporting obligations	•	0	0	0	0
* Regulation of ingredients	•	0	0	0	0
* Ban on characterising flavours (applicable to cigarettes and roll-your-own tobacco)	•	0	0	0	0
* Labelling and packaging of tobacco products	0	0	•	0	0
* Traceability and security features	•	0	0	0	0
* Product presentation, appearance, and content of unit packets	•	0	0	0	0
* Cross-border distance sales	0	•	0	0	0
* Notification of tobacco and related products	•	0	0	0	0

Considering the TPD, please rate each of the below product categories according to the level of threat they pose to the public health, particularly among young people.

	Not a threat at all	Somewhat a threat	Threatening	Very threatening	Don't Know/ Can't answer
* E-cigarettes	0	•	0	0	©
* Heated tobacco products	0	0	0	•	0
* Waterpipe tobacco	0	0	0	•	0
* Nicotine pouches	0	0	0	0	0

* Heated herbal products	0	0	•	0	0
* Nicotine-free e- cigarettes	•	0	0	0	•
Other(s), please specify below	0	0	0	0	•

To what extent do you believe the use of the following products will continue increasing in the next 10 years?

	It will increase	It will remain stable	It will decrease	Don't know/Can't answer
* E-cigarettes	•	0	0	0
* Heated tobacco products	•	0	0	0
* Waterpipe tobacco	0	•	0	0
* Nicotine pouches	•	0	0	0
* Heated herbal products	0	•	0	0
* Nicotine-free e- cigarettes	•	0	0	0
Other, please specify below	0	0	0	0

*Which of the following products do you think young people are most attracted to? (Multiple options)

at most 3 choice(s)

- Traditional tobacco products
- Heated Tobacco Products
- E-cigarettes
- Nicotine pouches
- Herbal products for smoking
- Heated herbal products
- Other, please specify below
- Don't know/Can't answer

^{*}As far as TPD Article 7(12) is concerned, do you believe that allowing an exemption of novel tobacco products from the ban on characterising flavours made these products more appealing to young people?

Not at all
To a very limited extent
Yes, to some extent
Yes, absolutely
Don't know/Can't answer
*Do you believe consumers may view those tobacco products exempted
according to TPD Article 11(1) from carrying the information message and
the tobacco combined health warnings as more attractive and/or less
harmful?
Not at all
To a very limited extent
Yes, to some extent
Yes, absolutely
Don't know/Can't answer
*Do you believe the provisions of the TPD take into consideration the
phenomenon of 'dual users' or 'multiple users'?
Not at all
To a very limited extent
Yes, to some extent
Yes, absolutely
Don't know/Can't answer
*Do you think that Member States have put enough effort to achieve a timely
and effective application of the relevant TPD provisions?
Not at all
To a very limited extent
Yes, to some extent
Yes, absolutely
Don't know/Can't answer
*Was there any type of support available in your Member State or other
Member States to successfully apply the relevant TPD and national

requirements?

at most 2 choice(s)

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Don't know/ Can't answer					
id you receive specific support	to suc	ccessful	ly apply the r	elevant TP	D
rovisions from your Member St					
Not at all					
To a limited extent					
Yes, to some extent					
Yes, absolutely					
Don't know/Can't answer					
Don't know/oan't answer					
o what extent do you believe th	e follo	wing is	sues related t	o cross-bo	order
stance sales might hinder the e	effecti	veness	of the related	TPD provi	sion?
	Not at all	To a very limited extent	They might be to some extent challenging	They are extremely challenging	Don't know /Can't answer
* Emergence of unregistered retailers	©	0	•	0	0
* Retailers selling non-compliant or banned products in the country were the delivery takes place	0	0	•	0	0
* Unregistered retailers' websites	0	•	0	0	0
* Age verification systems	0	0	0	•	0
re the relevant provisions of the	Not at all	To a ve	ery Yes, to some	Yes, absolutely	Don't know /Can't
* Increasing use of emerging products amongst the younger generation	0	•	©	0	answer
* Unclear communication about emerging products' health risks	0	•	0	0	0

It was available it my Member State

It was available in other Member States

It was not available in my Member State

It was not available in other Member States

* Easy access to emerging products through online shopping	0	•	0	0	0
* Safety concerns about e-cigarettes (i.e., device overheating and explosion)	0	0	•	0	0
* The use of traditional tobacco products remains far too widespread	0	•	0	0	0
* Illicit trade of tobacco and tobacco- related products	0	0	0	•	0

Have Member States implemented national tobacco control policies which go beyond the minimum requirements provided for in the TPD in the following areas?

	Not at all	To a very limited extent	Yes, to some extent	Yes, national policies go beyond minimum requirements	Don't know /Can't answer
* Ingredients and emissions reporting obligations	0	•	0	©	0
* Maximum emission levels	0	•	0	©	0
* Labelling and packaging of tobacco products	0	•	0	©	0
* Traceability and security features	0	•	0	©	0
* Oral tobacco ban	0	•	0	0	0
* Cross-border distance sales of tobacco products	0	•	0	©	0
* Notification of novel tobacco products	0	0	0	•	0
* Regulation of e- cigarettes	0	0	0	•	0
* Regulation of herbal products for smoking	0	0	0	©	•
Other, please specify below	0	0	0	©	•

^{*}To what extent has the TPD empowered Member States to deal with new market developments (e.g., emerging products and innovative technical

features)?

Please choose the most correct.

- Member States are and will be able to address all new market developments with no challenges
- Member States can currently address most new market developments but some challenges are experienced/foreseen
- Member States can address some new market developments through national legislation, but face challenges, which are likely to get worse
- Member States are not able to address most new market developments and do not feel empowered to do so
- Don't know/Can't answer

Is the TPD coherent with other applicable EU legislation relevant for tobacco control?

	Completely incoherent	Somewhat incoherent	Somewhat coherent	Completely coherent	Don't know/ Can't answer
* The Tobacco Advertisement Directive (TAD)	0	•	0	0	0
* The Council Recommendation on Smoke-Free environments	0	0	0	•	0
* The Single-Use plastics directive	•	0	0	0	0
* The audio-visual media services Directive	0	•	0	0	0
* The Tobacco Taxation Directive	0	•	0	0	0
* Market surveillance regulation	0	0	0	0	•
*The Regulation for Classification, Labelling and Packaging (CLP)	0	•	0	0	0
* General Product Safety Directive	0	0	0	0	•
* Regulation on Registration, Evaluation, Authorisation and Restriction of Chemicals (REACH)	•	0	0	0	•
Other, please specify	•	0	0	0	0

*If other, please specify.

20 character(s) maximum

CSRD			

*Do you perceive that any of the relevant TPD provisions overlap with each other?

- Not at all
- To a very limited extent
- Yes, to some extent
- Yes, absolutely
- Don't know/Can't answer

Part II. Tobacco Advertisement Directive (TAD) + TPD art. 20(5)

Were the following provisions of the TAD and of TPD Article 20(5) effective to ensure a high level of human health protection in the EU?

	Not at all	To a very limited extent	Yes, they were to some extent	Yes, they were effective	Don't know /Can't answer
* Definition of tobacco products	0	0	•	0	0
* Definition of e-cigarettes and refill containers	0	0	•	0	0
* Definition of advertising	0	0	•	0	0
* Definition of sponsorship	0	0	•	0	0
* Definition of information society services	0	•	0	0	0
* Ban on the advertising of tobacco products in the press and on all other non-professional printed publications	0	0	0	•	0
* Ban on advertisement of tobacco products in information society services	0	•	0	0	0
* Ban on all radio advertisement of tobacco products	0	0	0	•	0
* Ban on the sponsorship of radio programmes by tobacco sellers or manufacturers	0	0	0	•	0
* Ban on the sponsorship of tobacco products in events taking place in several member states	0	•	0	0	0

* Ban on the sponsorship of tobacco products in events having cross-border effects	0	•	0	0	0
* Ban on the free distribution of tobacco products at events	0	0	•	0	0
* Ban on the advertisement of e-cigarettes and refill containers in the press and on all other non-professional printed publications	0	0	•	0	0
* Ban on the advertisement of e-cigarettes and refill containers in information society services	0	•	0	0	0
* Ban on the direct or indirect radio advertisement of e-cigarettes and refill containers	0	0	•	0	0
*Ban on private or public contributions to radio programmes with direct or indirect promotion of ecigarettes and refill containers	0	0	•	0	0
* Complete ban on direct or indirect promotion of e- cigarettes and refill containers in events taking place in several Member States or having cross- border effects	0	•	0	0	0

Do you think the TAD and TPD article 20(5) are still relevant to deal with the following developments?

	Not relevant all	Somehow relevant	Relevant	Very relevant	Don't know /Can't answer
* Advertising, promotion, and sponsorship of emerging products	0	•	0	0	0
* Advertising, promotion, and sponsorship on social media	0	•	0	0	0

Considering the TAD and TPD art. 20(5), please rate each of the below product categories according to the level of threat they posed to the relevance of advertisement legislation, particularly their effect on young people.

	Not a threat at all	Somewhat a threat Threatening		Very threatening	Don't Know/ Can't answer
* E-cigarettes	0	0	•	0	0
* Heated tobacco products	0	0	0	•	0
* Nicotine pouches	0	0	•	0	0

* Heated herbal products	0	0	•	0	•
* Nicotine-free e- cigarettes	0	0	•	0	•
Other, please specify below	0	0	0	0	•
* Waterpipe tobacco	0	0	•	0	0

Is the TAD coherent with other applicable EU legislation relevant for tobacco control?

	Completely incoherent	Somewhat incoherent	Somewhat coherent	Completely coherent	Don't know/ Can't answer
* The Tobacco Products Directive (TPD)	0	0	•	0	0
* The Council Recommendation on Smoke-Free environments	0	0	•	0	0
* The Single-Use plastics directive	0	0	•	0	0
* The audio-visual media services Directive	0	0	•	0	0
* The Tobacco Taxation Directive	0	0	•	0	0
* Market surveillance regulation	0	0	0	0	•
*The Regulation for Classification, Labelling and Packaging (CLP)	0	0	0	0	•
* General Product Safety Directive	0	0	0	0	•
* Regulation on Registration, Evaluation, Authorisation and Restriction of Chemicals (REACH)	•	•	0	0	•
Other, please specify below	0	0	0	0	0

20	character(s) maximum
	CSRD

*To what extent have the TAD and TPD art. 20(5) empowered Member States to deal with new market developments?

Please choose the most correct.

- Member States are and will be able address all new market developments with no challenges
- Member States can currently address most new market developments, but some challenges are experienced/foreseen
- Member States can address some new market developments through national legislation, but face challenges, which are likely to get worse
- Member States are not able to address most new market developments and do not feel empowered to do so
- Don't know/Can't answer

*Do any of the relevant TAD provisions or TPD Article 20(5) overlap with each other?

- Not at all
- To a very limited extent
- Yes, to some extent
- Yes, absolutely
- Don't know/Can't answer

Part III. Other relevant policies and overall coherence

To what extent have Member States implemented national tobacco control policies which support the following objectives of the WHO FCTC (beyond TPD and TAD requirements)?

	Not at all	To a very limited extent	To some extent	National policies perfectly fit the FCTC's objectives	Don't know /Can't answer
* Regulating sales arrangements including tobacco vending machines, points of sale, and cross-border distance sale of tobacco	0	0	•	0	0
* Promoting and strengthening public awareness of tobacco control issues by adopting and implementing appropriate measures	0	•	0	0	0

* Developing and disseminating guidelines based on scientific evidence and best practices and taking measures to promote cessation of tobacco use and adequate treatment for tobacco dependence	0	•	•	•	•
* Protecting the environment and the health of the persons in relation to the environment with respect to tobacco cultivation and manufacture	0	•	0	0	•
* Developing and promoting national research and coordinating research programmes in the field of tobacco control	0	0	•	0	0
Other, please specify below	0	0	0	0	•

*How severe do you perceive the fragmentation of national and EU regulations on tobacco control?

- Not at all
- To a very limited extent
- To some extent
- They are severely fragmented
- Don't know/Can't answer

Which sales channel do you consider to be problematic for age verification regulations?

	Traditional tobacco products	E- cigarettes	Heated Tobacco Products	Nicotine pouches	Herbal products for smoking	Heated herbal products	Don't know/Can' t answer
* In-person purchases		V		V			
* Vending machines	V	V	V		V	V	
* Cross-border distance sales	V	V	V	V	V	V	
* Domestic distance sales	V	V	V	V	V	V	

*Do you consider that young people have easy access to tobacco and related
products?

Yes No Don't know/Can't answer

* Amongst the following products, which one do you consider too easily accessible for young people?

Choose up to three options.

at most 3 choice(s)

- ☑ Traditional tobacco products
- E-cigarettes
- Heated Tobacco Products
- Nicotine pouches
- Herbal products for smoking
- Heated herbal products
- Don't know/Can't answer

Do you consider the sale of the following product categories should have been banned at the following locations?

	Near schools	Concerts /festivals	Bars and restaurants	Supermarkets	Vending machines	Don't know/Can't answer
* Traditional tobacco Products	V	V	V		V	
* Heated Tobacco Products	V	V	V		V	
* E-cigarettes	V	V			V	
* Nicotine pouches	V				V	
* Herbal products for smoking	V	V	V		V	
* Heated herbal products	V	V	V		▽	

Do you think visibility at points of sale for the following products should have been restricted, if not already?

	No, the established restrictions were enough	Yes, stricter rules were necessary	Don't know/Can' t answer
* Traditional tobacco products	•	•	0
* Heated Tobacco Products	•	•	0
* E-cigarettes	0	•	0
* Nicotine pouches	0	•	0
* Herbal products for smoking	•	•	0
* Heated herbal products	•	•	0
Other, please specify below	•	0	0

*Do you consider adequate public awareness campaigns and actions about
tobacco control, including the risks associated with tobacco and nicotine
use?

Yes 🍳	No 🔘	Don't know/Can't a	nswer
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* How important are the role of NGOs in public awareness campaigns?

- Not important (Member States can conduct them on their own)
- Somehow important
- Important
- Very important (Essential)
- Don't know/Can't answer

*Do NGOs receive public funding to carry out their awareness campaigns?

- NGOs do not receive funding for conducting public awareness campaigns in any Member State
- They receive public funding for these in less than half of the Member States
- They receive public funding for these in half or more of the Member States
- They receive public funding to carry out awareness campaigns in all Member States

Don't know/Can't answer

What is the level of concern regarding each of the following environmental consequences from tobacco and related products?

	Not concerned	Somehow concerned	Concerned	Very concerned	Don't know/ Can't answer
* Environmental implications of tobacco cultivation (e.g., deforestation, water, soil depletion, etc.)	•	•	•	•	•
* Occupational hazards arising from the production of tobacco products	0	0	0	•	0
* Air pollution	0	0	0	•	0
* Single plastic waste resulting from the disposal of tobacco products	0	0	0	•	0
* Environmental hazards arising from the disposal of electronic devices	0	0	0	•	0
Other, please specify below	0	0	0	0	•

Do you consider the current legislation to be able to adapt to market developments in the following sustainability terms?

	Yes	No	Don't know/ Can't answer
* In terms of economic sustainability	0	•	0
* In terms of social sustainability	0	•	0
* In terms of environmental sustainability	0	•	0

*Do you believe that the fragmentation and choice of legal instruments (e.g., a Directive in the case of TPD and TAD) of the current EU tobacco control framework was the most appropriate legal mechanism to achieve the overarching goal of a high level of health protection?

- Not at all
- To a very limited extent
- Yes, to some extent
- Yes, it is the best policy instrument
- Don't know/Can't answer

Final Section

(Optional) Is there a final comment you want to share?

500 character(s) maximum

Tobacco use is the leading cause of preventable deaths and diseases, resulting in over 750,000 deaths annually in the EU. To achieve a tobacco-free generation and reduce tobacco use to 5% by 2040, urgent revisions of the TPD and TAD are necessary, as outlined in Europe's Beating Cancer Plan.

The EU, as a WHO FCTC signatory, should prioritize comprehensive implementation to safeguard policies from the tobacco industry's interests.

(Optional) Feel free to upload a document in support of any of you replies.

Only files of the type pdf,doc,docx,odt,txt,rtf are allowed

Contact

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