

**From:** [redacted]@tobacco-europe.eu>

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**To:** Info <info@tobacco-europe.eu>

**Subject:** Track & Trace: Tobacco Europe views on Draft Implementing Regulation

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Good morning,

On behalf of Tobacco Europe, the umbrella organisation representing the common views of major European-based tobacco and nicotine products manufacturers such as British American Tobacco, Imperial Brands, and Japan Tobacco International, I would like to share our views and concerns on the draft amending Implementing Regulation (EU) 2018/574 on technical standards for the establishment and operation of a traceability system for tobacco products.

Please note that Tobacco Europe has provided feedback to the [recent consultation](#) launched by the Commission, which closed on 1<sup>st</sup> December.

As explicitly mentioned in our submission, in our views, this draft should essentially regulate clarifications and specifications on technical operating procedures and IT processes with a view to improve both the quality of the T&T system and uniform processes in the European Union.

We would like to draw your attention to the following issues raised in our submission, which are critical for our industry but also for the whole value chain, among which

1. Unclear definition of request for a machine identifier code (machines and machine parts) threatens standardized implementation, data collection and effectiveness of the regulation under new Article 18.

Without a clear definition of 'machine part', the data collected across different manufacturers and importers could differ based on their individual interpretations of which parts fall within and outside the scope of the regulation. Therefore, the "machine part" definition must be amended and clarified in a way that it includes these clearly identifiable parts only.

2. Role and functioning of the Anti-Tampering Device (ATD) to be in line with its definition in Article 2(7).
3. Longer transitional periods for Articles 16 and 21(6)
4. Enabling code paring for Marking on Export Products

The full-length Tobacco Europe submission is attached to this email, providing more in-depth arguments around these 4 above-mentioned key concerns We do hope that our views will be considered.

Should you have any questions, we are at your disposal to either meet you or provide you with additional information.

Yours sincerely,



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