

**From:** [REDACTED] (GROW)  
**To:** [REDACTED] @ilirija.si  
**Cc:** [REDACTED] (GROW)  
**Subject:** Ares(2018)5418497 - RE: cannabidiol  
**Date:** mercredi 9 janvier 2019 12:08:51  
**Attachments:** [image001.png](#)  
[image002.jpg](#)  
[image003.png](#)  
[image004.png](#)

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Dear Ms. [REDACTED],

Thank you for your query.

Currently, there are internal discussions concerning Cannabis-related ingredients and we hope to provide you with clarifications in due course. Therefore, we would kindly suggest to visit the CosIng database regularly, in order to follow any developments on cannabis/hemp-related issues.

However, we would like to take this opportunity to inform you that the CosIng database is an inventory of cosmetic substances and ingredients, employed for labelling cosmetic products throughout the EU. Please note that ingredient assigned with an INCI name that appears in the inventory section of CosIng does not mean it is to be used in cosmetic products nor approved for such use.

Entry 306 of Annex II to the Cosmetics Regulation 1223/2009 (<https://eur-lex.europa.eu/legal-content/EN/TXT/?qid=1493906428740&uri=CELEX:32009R1223>) refers to "Narcotics, natural and synthetic: All substances listed in Tables I and II of the single Convention on narcotic drugs signed in New York on 30 March 1961".

Schedules I and II of the Convention are lists of drugs. According to Art. 1 "definitions" of the convention, "Drug" means any of the substances in Schedules I and II, whether natural or synthetic.

The list of drugs in Schedule I (Schedules as at 16 May 2018: <http://undocs.org/ST/CND/1/Add.1/Rev.4>) includes: CANNABIS and CANNABIS RESIN and EXTRACTS and TINCTURES OF CANNABIS.

Article 1 of the convention defines these terms as follows:

- (b) "Cannabis" means the flowering or fruiting tops of the cannabis plant (excluding the seeds and leaves when not accompanied by the tops) from which the resin has not been extracted, by whatever name they may be designated.
- (c) "Cannabis plant" means any plant of the genus Cannabis,
- (d) "Cannabis resin" means the separated resin, whether crude or purified, obtained from the cannabis plant.

Pursuant to Article 28 ('Control of cannabis') of the 1961 Convention, the 'Convention shall not apply to the cultivation of the cannabis plant exclusively for industrial purposes (fibre and seed) or horticultural purposes'.

Based on the above, ingredients derived from cannabis to the extent that they fall within the scope of the 1961 Convention should be banned in cosmetic products based on entry 306 of Annex II of the Cosmetics Regulation.

We would also like to remind you that regarding the safety of cosmetic ingredients, all cosmetic products placed on the EU market must be safe for human health. It is the responsibility of the manufacturer (or the importer) as "responsible person" defined in Article 4 of the Cosmetics Regulation to ensure the safety of the product. To this end, a product information file which contains the information required under Article 11 of the Cosmetics Regulation must be kept readily available to the competent authorities of the EU member state concerned.

The Member States are responsible for monitoring compliance with the rules laid down in the Cosmetics Regulation via in-market controls of the cosmetic products made available on the market (Art. 22 of the Cosmetic Regulation No 1223/2009). These controls are based on appropriate checks of cosmetic products and checks on the economic operators on an adequate scale, through the product information file and, where appropriate, physical and laboratory checks on the basis of adequate samples.

Therefore, it is for national authorities to verify whether the cosmetic products in question comply with the rules on safety.

Please note that the views expressed in this email are not legally binding; only the Court of Justice of the EU can give an authoritative interpretation of Union law.

We hope you will find this information useful.

Best regards,

[REDACTED], PhD



**European Commission**  
DG for Internal Market, Industry, Entrepreneurship and SMEs  
Unit D4 – Health Technology and Cosmetics

BREY [REDACTED]  
B-1049 Brussels/Belgium  
Phone: +32 [REDACTED]  
E-mail: [REDACTED]@ec.europa.eu  
Website: [Cosmetics & Medical Devices](#)

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**From:** GROW COSMETICS AND MEDICAL DEVICES <GROW-COSMETICS-AND-MEDICAL-xxxxxxx@xx.xxxxxx.xx>  
**Sent:** Monday, October 22, 2018 4:03 PM  
**To:** [REDACTED] (GROW) [REDACTED]@ec.europa.eu>  
**Subject:** FW: cannabidiol

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**From:** [REDACTED] <[REDACTED]@ilirija.si>  
**Sent:** Monday, October 22, 2018 4:01 PM  
**To:** GROW D4 <xxxxxxx@xx.xxxxxx.xx>  
**Subject:** cannabidiol

Dear Sirs,

We have question about restrictions for Cannabidiol and Casnnabis Extract. We plan to produce some cosmetic products with Cannabidiol and some months ago we checked Cosing and there were no restrictions for cannabidiol and cannabis extract. Now there are restrictions for both material. From where do you have those data- in Cosmetic regulation those two materials are not restricted. Why there are restrictions for those two materials – is there a limit when restriction is necessary (if the concentration of THC exceed 0,2% or something)?

2.	<a href="#">CANNABIDIOL</a>	13956-29-1	II/306 = Narcotics, natural and synthetic: All substances listed in Tables I and II of the single	Thank you and best regards, [REDACTED]
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			Convention on narcotic drugs signed in New York on 30 March 1961
5.	<a href="#">CANNABIS SATIVA FLOWER/LEAF/STEM EXTRACT</a>		II/306 - Narcotics, natural and synthetic: All substances listed in Tables I and II of the single Convention on narcotic drugs signed in New York on 30 March 19

T: +386  
F: +386  
M: +386

Ilirija  
d.o.o.  
Tržaška  
cesta 40  
SI-1000  
Ljubljana



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