STATUTORY INSTRUMENTS

2016 No. 521

CONSUMER PROTECTION FEES AND CHARGES

The Electronic Cigarettes etc. (Fees) Regulations 2016

Made - - - -	*20th April 2016*
Laid before Parliament	*25th April 2016*
Coming into force - -	*20th May 2016*

The Secretary of State for Health makes these Regulations in exercise of the powers conferred by section 2(2) of the European Communities Act 1972(**1**) and section 56(1) of the Finance Act 1973(**2**).

The Secretary of State has been designated for the purpose of section 2(2) of the European Communities Act 1972 in relation to nicotine and nicotine products(**3**).

The Treasury has consented to the making of these Regulations as required by section 56 of the Finance Act 1973.

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Electronic Cigarettes etc. (Fees) Regulations 2016 and shall come into force on 20th May 2016.

(2) In these Regulations, "the 2016 Regulations" means the Tobacco and Related Products Regulations 2016(**4**).

Notification fee

2.—(1) A fee is payable in respect of each notification submitted to the Secretary of State under regulation 31(1) of the 2016 Regulations (notification about electronic cigarettes and refill containers).

(2) The amount of the fee payable is £150 except where the notification under regulation 31(1) of the 2016 Regulations is submitted pursuant to regulation 31(2) of the 2016 Regulations (substantially modified products) in which case the amount is £80.

(**1**) 1972 c.68. Section 2(2) was amended by section 27(1)(a) of the Legislative and Regulatory Reform Act 2006 (c.51) and section 3(3) of, and Part 1 of the Schedule to, the European Union (Amendment) Act 2008 (c.7).
(**2**) 1973 c.51. Section 56(1) was amended by article 6(1)(e) of the Treaty of Lisbon (Changes of Terminology) Order 2011 (S.I. 2011/1043).
(**3**) S.I. 2014/2705.
(**4**) S.I. 2016/507.