FIFTH COMMISSION DIRECTIVE

of 18 July 1984

adapting to technical progress Annexes II, III, IV, V and VI to Council Directive 76/768/EEC on the approximation of the laws of the Member States relating to cosmetic products

(84/415/EEC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to Council Directive 76/768/EEC of 27 July 1976 on the approximation of the laws of the Member States relating to cosmetic products (1), as last amended by Directive 83/574/EEC (2), and in particular Article 8 (2) thereof,

Whereas with a view to safeguarding public health, the use of aristolochic acid (8-methoxy-3,4-methylenedioxy-10-nitrophenanthrene-1-carboxylic acid) and its salts and also all species of Veratrum should be prohibited in cosmetic products,

Whereas, on the basis of the most recent scientific and technical research and subject to certain restrictions and conditions, the use of the following substances can be permitted in cosmetic products : hydrogen peroxide in preparations for skin care and in nail-hardening preparations, hydroquinone as a localized skin-lightening agent and nicomethanol hydrofluoride (3-hydroxymethylpyridinium fluoride) in oral hygiene preparations ; whereas silver nitrate can be definitively permitted for colouring eyelashes and eyebrows ;

Whereas glycerol-1(4-amino-benzoate) is a UV filter listed No 4 in part 2 of Annex VII, and therefore may be deleted from No 2 in part 1 of Annex IV to Directive 76/768/EEC ;

Whereas preservatives 56 and 57, listed in part 2 of Annex VI to Directive 76/768/EEC, are also added to cosmetics for other specific purposes ;

Whereas the measures provided for in this Directive are in accordance with the opinion of the Committee on the Adaptation to Technical Progress of the Directives for the Removal of Technical Barriers to Trade in the Cosmetics Sector,

HAS ADOPTED THIS DIRECTIVE :

Article 1

Directive 76/768/EEC is hereby amended as follows :

1. In Annex II :

   — number 333 is replaced by :
   '333. *Veratrum Spp. and their preparations*',

   — the following item is added :
   '365. Aristolochic acid and its salts'.

2. In Annex III, part 1 :

   — reference numbers 12 and 14 are amended as follows :

(1) OJ No L 262, 27. 9. 1976, p. 169.
(2) OJ No L 332, 28. 11. 1983, p. 38.