



Registration Of Retailers Intending To Engage In Cross-Border Distance Sales
as per S.L. 315.10 - Manufacture, Presentation and Sale of Tobacco and Related Products Regulations, 2016

The Manufacture, Presentation and Sale of Tobacco and Related Products Regulations (S.L. 315.10) implement the Tobacco Products Directive 2014/40/EU and came into force on 20th of May 2016.

This registration form must be completed by:

- retailers established in Malta selling or intending to sell tobacco products, e-cigarettes or any other related products directly to consumers in another European Union Member State.

Cross-border distance sales of tobacco products, herbal products for smoking, and both nicotine and non-nicotine containing electronic cigarettes/refill containers to consumers located in Malta shall be prohibited.

Retailers may only engage in cross-border distance sales of tobacco, e-cigarettes/other related products and start supplying such products to consumers in EU member states after duly receiving confirmation of their registration with the relative competent authority. The competent authority in Malta is the Superintendent of Public Health.

Retail outlets located in Malta shall nominate to the Superintendent, a natural person who shall be responsible for verifying, before the products reach the consumer, that they comply with the national provisions of the Member State where the consumer is located at the time that the consumer orders the product. An age verification system should be in place, which verifies, at the time of sale, that the purchasing consumer complies with minimum age requirements provided for under the national provisions of the Member State where the consumer is located at the time that the consumer orders the product. The retail outlet or natural person nominated shall provide to the Superintendent a description of the details of the age verification system and how it functions.

Retailers engaging in cross-border distance sales of tobacco products shall not supply tobacco, e-cigarettes and other related products to consumers in Member States where cross-border sales have been prohibited.

This form does NOT apply to business-to-business sales i.e. sales NOT direct to consumers.

INSTRUCTIONS:

Complete this form in legible capital letters and return original or send a scanned copy to the Environmental Health Directorate.

ENVIRONMENTAL HEALTH SERVICES - PORT HEALTH & TOBACCO SURVEILLANCE UNIT
Environmental Health Directorate
Superintendence of Public Health
Continental Business Centre, Level 1, Triq il-Ferrovija, Santa Venera SVR9018
T +356 20954993, T +356 99319930 E porthealth@gov.mt
<https://environmentalhealth.gov.mt>

Data Protection Statement: All Data collected is processed in accordance with legal provisions and the General Data Protection Regulation (EU) 2016/679 (GDPR). Personal Data is not disclosed to third parties if not required by Law or by other EU Regulations/obligations.



IMPORTANT INFORMATION

If your business has already received confirmation of registration from the competent authority of any Member State, you are obliged to submit a copy of the registration confirmation provided. Similarly, if you are in the process of applying or intending to apply, for registration in another Member State then you are obliged to provide a copy of any registration confirmation provided when this is received. Confirmation of your registration in Malta will not be complete until these documents are submitted. Send all copies of confirmation of registration to tpd.ehd@gov.mt using "Tobacco Products Cross-Border Registration Scheme" as the subject title. The email must include the retailer's name and any other relevant details.

The Superintendent is entitled to request the completion of the information concerned if the information submitted is considered incomplete. Confirmation of registration shall be sent to applicant on receipt of complete information. Businesses established in Malta selling to consumers in another EU member state must send confirmations of registration from these states to tpd.ehd@gov.mt.

For further information or an appointment, contact the Environmental Health Directorate:

- E-mail: tpd.ehd@gov.mt
- Telephone: (00356) 2095 4993
- Address:
Tobacco Surveillance Unit
Environmental Health Directorate
Continental Business Centre
Cutrico Buildings, Level 1
Old Railway Road
Santa Venera SVR 9018
Malta

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Registration Of Retailers Intending To Engage In Cross-Border Distance Sales		
Retailer's name		
Retailer's trading name (if different)		
Address	Name/number of premises	
	Street	
	Town	
	Postal code	
	Country	
E mail address	Telephone	
Please provide details of any other address(es) used by your business for the supply of tobacco products and/or e-cigarettes.		
Submitter type	☐ Retailer established in Malta selling to consumers in another European Union Member State	
Type of products supplied? <i>Select all boxes applicable to your business</i>		
☐ Tobacco products ☐ e-cigarettes (<i>including e-liquids, devices and components thereof</i>)		

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When did you first supply your products via cross-border distance sales to consumers in European Union? *(If you have not yet commenced supply, please enter the intended date of supply).*

Day

Month

Year

Please specify how your products are marketed to consumers in European Member States

☐ website (internet) ☐ telephone ☐ postal ☐ other (specify)

**Insert website details
below**

Website 1

Website 2

Website 3

**Any other websites or
further details to
identify or access any
of the declared
website(s)**

Age verification system

Age verification system available

☐ YES

☐ NO

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Please provide a description of the age verification system operated

(You must provide details of the system operated and how it functions e.g. do you operate on-screen age checks; pre-registration; age check at check-out; etc. where multiple age verification systems are used or differ between EU states, please provide details of all systems)

Documents containing description of the details and functioning of the age verification system

☐ Attached (If not attached, please give reason)

Person responsible for verifying that tobacco products and/or e-cigarettes comply with the national provisions

Same as retailer above

☐ YES

☐ NO

If different, complete section below

Name

ID card/Passport Number

Relationship to Submitter of Request

Position (employee, appointed representative, etc)

Functional email address

Telephone

Mobile

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Confirmed registration with competent authorities in the European Union Member States where the actual or potential consumers are located *(select all relevant boxes)*

Please provide confirmation of any registration provided by the competent authority of any Member State in which you are registered to supply products via cross-border distance sale to a consumer located in the Member State (select all relevant boxes)

- | | | | | | |
|-----------------------------------|---|----------------------------------|--------------------------------------|-----------------------------------|---------------------------------|
| ☐ None | ☐ Cyprus | ☐ France | ☐ Italy | ☐ Poland | ☐ Spain |
| ☐ Austria | ☐ Czech Republic | ☐ Germany | ☐ Latvia | ☐ Portugal | ☐ Sweden |
| ☐ Belgium | ☐ Denmark | ☐ Greece | ☐ Lithuania | ☐ Romania | |
| ☐ Bulgaria | ☐ Estonia | ☐ Hungary | ☐ Luxembourg | ☐ Slovakia | |
| ☐ Croatia | ☐ Finland | ☐ Ireland | ☐ Netherlands | ☐ Slovenia | |

Have you applied, or are intending to apply, for registration to supply products via cross-border distance sale in any European Union Member State?

Please select all Member States where your business is in the process of applying, or intends to apply, for registration (select all relevant boxes)

- | | | | | | |
|-----------------------------------|---|----------------------------------|--------------------------------------|-----------------------------------|---------------------------------|
| ☐ None | ☐ Cyprus | ☐ France | ☐ Italy | ☐ Poland | ☐ Spain |
| ☐ Austria | ☐ Czech Republic | ☐ Germany | ☐ Latvia | ☐ Portugal | ☐ Sweden |
| ☐ Belgium | ☐ Denmark | ☐ Greece | ☐ Lithuania | ☐ Romania | |
| ☐ Bulgaria | ☐ Estonia | ☐ Hungary | ☐ Luxembourg | ☐ Slovakia | |
| ☐ Croatia | ☐ Finland | ☐ Ireland | ☐ Netherlands | ☐ Slovenia | |

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CONFIRMATION STATEMENT		
• I hereby certify that this information, including any accompanying statements and documents, are to the best of my knowledge and belief correct. • I hereby certify that the retailer seeking registration in this instance shall only process personal data of the consumer in accordance with Directive 2016/679, which data shall not be disclosed to the manufacturer of tobacco products or companies forming part of the same group of companies or to other third parties. Personal data shall not be used or transferred for purposes other than the actual purchase. • I hereby certify that the retailer seeking registration in this instance will not supply such products to consumers in European Union Member States where such sales have been prohibited.		
Signature	Name and title (block letters)	Date
For official use only		
Documentation complete ☐ Yes ☐ No		
☐ Confirmation of registration with other EU member states <i>(if relevant)</i> attached		
☐ Has applied/is intending to apply <i>(delete as applicable)</i> for registration in other MS <i>(if relevant)</i>		
☐ No need for registration with other EU member states		
This is to certify that this retailer is registered with the Maltese Competent Authority responsible for the implementation of the Tobacco Products Directive 2014/40/EU as a business intending to engage in cross-border distance sales to consumers located in the European Union.		
Name of official receiving registration (block letters/stamp)		
Signature of responsible official (obo the Superintendent of Public Health)		
Date		

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