

## FROM THE ED'S DESK

Dear CTFA Members

With only the last quarter of 2017 remaining, the legislative environment with its various updates shows no sign of abating, and the implications for the industry are ongoing.

In this issue of Cosmetic Snippets we focus on CTFA's attendance at the International Cooperation on Cosmetics Regulation (ICCR) in Brazil, A global trail for the determination in cosmetic Industry Waste Management Phakisa held by the Department of Environment Affairs in August and various issues pertaining to CTFA interventions for members.

Cosmetic Snippets is a quarterly newsletter to keep you abreast of what is happening in the regulatory landscape. This does not take away from the ongoing 'updates', 'notifications' and adhoc information sent to you during the year. Thank you to all members for your ongoing support. We look forward to keeping you updated and to assist in keeping your businesses compliant.

Kind regards.

Adelia Pimentel  
Executive Director

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## ICCR 11

The International Cooperation on Cosmetics Regulation (ICCR) held its eleventh annual meeting (ICCR-11) from July 12-14, 2017 in Brasília, DF – Brazil. The ICCR is a voluntary international group of cosmetics regulatory authorities from Brazil, Canada, the European Union, Japan, and the United States.



This group of regulatory authorities meets on an annual basis to discuss common issues on cosmetics safety and regulation, and to enter into a constructive dialogue with their relevant cosmetics industry trade associations.

As stated in the Terms of Reference, the purpose of this multilateral framework is to maintain the highest level of global consumer protection, while minimizing barriers to international trade. In 2017, representatives from Argentina, Chile, Colombia, South Korea, South Africa, and Taiwan participated in the meeting as observers.

As part of this meeting, the regulators entered into a dialogue with cosmetics industry trade associations from each jurisdiction on July 13, 2017. The President Director of the Brazilian Health Regulatory Agency – Anvisa - Dr. Jarbas Barbosa da Silva Júnior, welcomed the group and made opening remarks.

The Executive President and CEO of the Brazilian Association of the Cosmetic, Toiletry and Fragrance Industry – ABIHPEC - Mr. João Carlos Basilio, made an opening statement on behalf of Brazilian industry.

### The following Working Group topics were discussed at the meeting:

- Microbiology Standards
- Integrated Strategies for Safety Assessments of Cosmetic Ingredients
- Cosmetic Product Preservation
- Allergens

Industry presentations on "e-Commerce" and

"Cadmium Levels in Cosmetic Products" were made.

### Outcomes of the meeting included:

1. Microbiology Standards
  - ICCR Steering Committee (SC) accepted the following reports:
    - "Review of ISO standards embedded in International Organization for Standardization (ISO) ISO-17516";
    - "Review of ISO Microbiological Standards: Guidelines for Cosmetic Preservation and Product Protection".
2. Integrated Strategies for Safety Assessments of Cosmetic Ingredients
  - ICCR SC accepted the "Integrated Strategies for Safety Assessments of Cosmetic Ingredients – Part I" report.
3. Cosmetic Product Preservation
  - ICCR SC agreed that a new working group will continue to work on other product preservation projects.
4. Allergens
  - ICCR SC agreed that a new working group will continue to work on other allergen projects.
5. Standards for Analytical Test Methods
  - ICCR SC agreed to create a new Joint Working Group on Standards for Analytical Test Methods.

The CTFA was invited by the National Department of Health (DoH) to participate as the representative trade association for industry in South Africa. CTFA also made a presentation at the conference positioning cosmetics in South Africa.

## SOUTH AFRICAN BUREAU OF STANDARDS (SABS)

SANS 1557 Edition 4, committee draft on sunscreen products has been circulated for committee commentary and voting since 26 June 2017.

The South African Bureau of standards (SABS) have been experiencing challenges in capturing at least 51% of the votes either in support or rejection of the project despite the extended balloting periods allocated. This has unfortunately delayed the planned publication of the sunscreen products standard. An important aspect to note in the impending published standard will be the inclusion of a revised updated UV filter list and broad-spectrum claim allowance and requirements. \*The CTFA will inform industry of developments as they transpire.

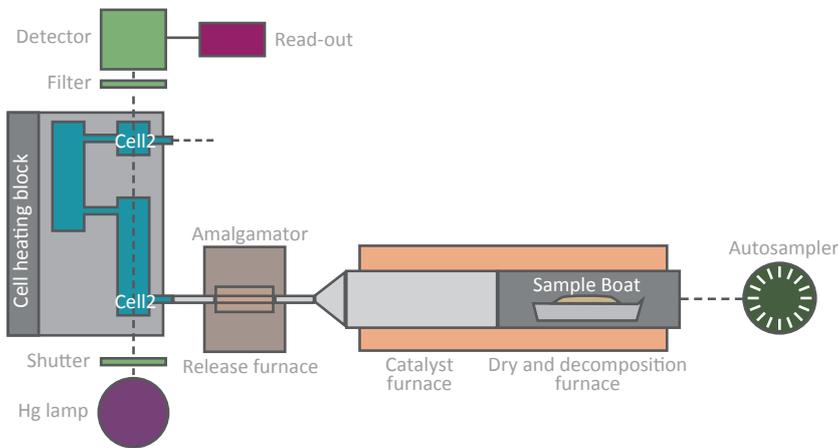
## QUANTIFICATION BY DIRECT MERCURY ANALYZERS

An interesting and emerging development currently underway via the ISO / TC 217 WG 3 is a ring trial which utilises direct solid analysis without external digestion methodology for the determination of mercury in cosmetics. Total mercury (inorganic and organic species) can be quantified either in solid or liquid samples.

The samples to be examined are weighed without chemical sample preparation and thermally decomposed (burned or ashed) in an oxygen flow at about 800°C. The combustion gases travel through a catalyst tube set at 615°C (to block all eventual

halogen compounds in the tube). The resulting mercury vapor is enriched on a downstream amalgamator and is then released as atomic vapor by rapid heating of the amalgamator at 900°C, passed into a measuring cuvettes system and

quantified by means of the absorption at 253.7 nm. With the simultaneous use of measuring cuvettes of different lengths, a wide dynamic measuring range is achieved. Below is an illustration of the principle of Direct Mercury Analyzers.



The instruments available on the market using this principle are:

- Milestone - DMA 80
- Teledyne - Hydra-C Mercury Analyzer
- LECO - AMA-254
- Altec - AMA 254
- Nippon Instruments Corporation - MA 3000
- Perkin Elmer - SMS 100 Solid Mercury Analyzer

This advanced technology is not readily available in South Africa, however, Merieux Nutrisciences, a CTFa member, is representing South Africa in the ring trial. Furthermore these findings will be included into the ISO guideline being developed for mercury analytical methods.

## INDUSTRY WASTE MANAGEMENT (PHAKISA)

A five-week Phakisa was held by the Department of Environmental Affairs from the 23 July to the 25 August 2017.

The Phakisa aspiration was to:

- Reduce the negative environmental and health impact of waste and risks posed by chemicals
- Increase commercialisation of the circular economy and create value from resources currently discarded as waste
- Foster inclusive growth through positioning of South Africa as a globally competitive producer of sustainable products

Key objectives:

- Grow the secondary resources economy by increasing local beneficiation by 50-75%
- Invest in R&D innovation and infrastructure to enhance the utilisation of local waste resources for new products, substances and services that will create jobs and enhance production
- Reduce waste to landfill by 75% of industrial waste and 50% of municipal waste

4 workstreams were discussed at the Phakisa:

1. Bulk industrial waste – maximise the utilisation and beneficiation of bulk industrial waste streams
2. Municipal waste – maximise the diversion of waste from landfill sites through reuse, recycling and recovery
3. Product design and waste minimisation – reduce volume of packaging and food waste ending up in landfill sites
4. Chemicals

Summary of the initiatives that resulted from the Phakisa discussions:

Workstream	Waste stream	Phakisa Initiative
Bulk industrial waste	Ash, slag and gypsum initiatives	1a. Increase uptake for brickmaking, roads and building materials (create an Industry Forum to promote alternative building material) 1b. Accelerate innovation and commercialise existing R&D 1c. Export ash and ash products
	Biomass waste initiatives	2. Towards zero sewage sludge to landfill by 2023 3. Zero meat production waste to landfill sites by 2023
	E-waste	4a. Introduction of e-waste levy to increase collection rate 4b. Unlocking government ICT legacy volumes
Municipal waste	Organic waste	5. Achieving a minimum of 50% of households separating at source by 2023
	Packaging waste	6. Introduction of MRFs and pelletization plants to increase plastic recycling rates
	C&D waste	7. Produce building aggregates and construction inputs from rubble and glass
Product design and waste minimisation	Decreasing food waste	8. Conducting focused research and capacity development for agri-stakeholders 9. Consumer awareness campaign to use and consume ugly food
	Packaging waste	10. Compile/update packaging design guidelines and establish a national grading scheme for packaging 11. Formalising the packaging industry EPR plans
	RDF	12. Establish 5 refuse derived fuel (RDF) plants across South Africa
Chemicals		13. Establishment of refrigerant gas reclamation and recycling industry 14. Promote safe South African lead free paints and paints pigments



The Cosmetics industry will be impacted primarily by the Packaging Waste initiative. The CTFA has, post-Phakisa, co-ordinated a survey on this area and is submitting comments, concerns and proposals to DEA on a beneficial way forward

for all stakeholders considering the nuances and needs of this industry. **The CTFA will keep you informed on developments.**

## ADVERTISING STANDARDS AUTHORITY OF SOUTH AFRICA (ASA)

As you are aware the Advertising Standards Authority of South Africa (ASASA) is currently under Business Rescue and all efforts are in raising funds to keep this institution from ceasing to exist. For the past three months there has been an Interim Board, of which the CTFA is a part of and an Interim CEO.

As the Acting CEO, the number one task is for short-term funding, whilst working on a long-term funding model. This has enabled the ASA to restructure their staff compliment from 19 full time to 8 full time employees, and start paying off some historical debts. An interim levy system is in the process of

being implemented and the ASASA has regained its operational functioning on a day-to-day basis.

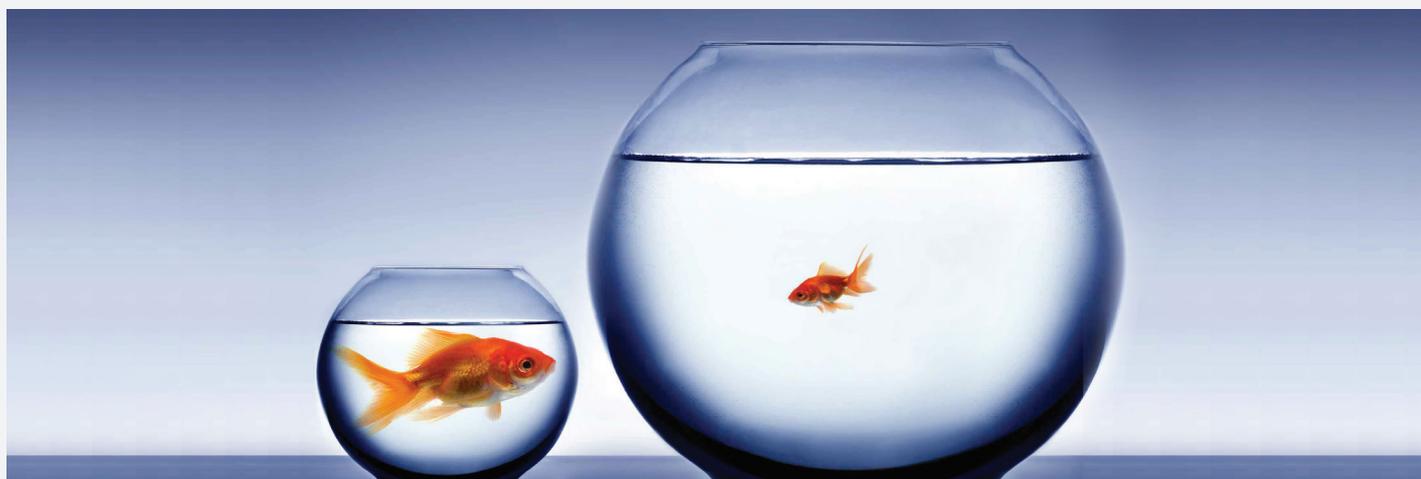
However, there is a long way to go to the end goal of becoming a financially viable institution and to ensuring long-term sustainability.

The onus is on each and every company to make the decision on assisting with funding. The CTFA believes that an ASASA that promotes self-regulation and practices good governance is paramount for industry sustainability and advertising practice.

If you would like to assist in funding the ASASA, kindly send your details to [info@ctfa.co.za](mailto:info@ctfa.co.za) and we will facilitate a meeting with the relevant stakeholders.

## ONE SIZE DOES NOT FIT ALL

The diversity of CTFA members both in size and sector clearly dictates a differentiation of needs in the modus operandi of achieving regulatory compliance.



Small businesses encounter significantly different business landscapes and challenges relative to multinational corporations. Raw material suppliers, manufacturers, brand owners, importers, exporters and retailers all have a role in the industry value chain, however, their needs and challenges differ.

Small businesses often use product specialization and personalized approaches to attract target customers. There are often budget and resource constraints. Allocated to certain activities, such as marketing and technical/legislative requirements. This is where the CTFA assists in "hand-holding" with ensuring that claims, labelling and overall regulatory updates are communicated and duly implemented.

Multinational corporations commonly have strengths in distribution, efficiency and mass marketing. Multinational corporations usually have more money to commit to market expansion, product research and development and marketing. The CTFA's role includes technical guidance, industry updates, active stakeholder lobbying with various government and industry bodies, representation and affiliation to various local and international bodies.

One area where all sectors benefit is regulatory global harmonization, which is key for all in the cosmetic industry and the CTFA is part of the process for both Africa and global convergence in the legislative environment.

Whether you are a raw material provider, a manufacturer, a brand owner, a distributor or a retailer, the CTFA will have benefits to assist with your specific circumstances. Assisting and advising with regulatory compliance by being the objective and designated voice of the cosmetic industry is CTFA's mission.

Please contact us on [info@ctfa.co.za](mailto:info@ctfa.co.za) if you require specific information and/or details and set up a face-to-face meeting, to ensure you maximise your benefits of being a member, after all it is in diversity that we are at our strongest.

## ASSURING COMPLIANCE IN ARTWORK REVIEWS

Regardless of size or category, compliance to the pending regulations for the cosmetic industry will be compulsory, this includes brand owners, manufacturers, suppliers and retailers. The CTFA technical team offers customised service of artwork reviews to various sized companies.

**In order to align with the evolving regulatory requirements, internal processes and to optimize the review process, a 3-step process has been implemented:**

- Step 1:** Confirmation
- Step 2:** Review and
- Step 3:** Commitment.

This process is largely designed to accommodate members capacitated internally to effectively conduct their function, accelerate the level of compliance and in turn add weight to the qualification process for Certificates of Free Sale (CoFS). The process will continue to evolve and align to meet member and regulatory requirements.

It is becoming more and more important for the members to understand the regulatory requirements due to the impending Department of Health (DoH) regulations. In the regulated framework the labelling, claims, advertising and metrology requirements will become mandatory.

The CTFA is working closely with members of all sizes to provide a proactive approach to artwork reviews to encourage future compliance when the regulations are promulgated.

## CUT-OFF TIME FOR 2017 ARTWORK REVIEWS

In order to accommodate members with their year-end artwork review requests the technical department will be accepting **new requests** for artwork reviews for processing this year until 31 October 2017 only. We will reopen for new request processing on 1 February 2018.



## NEW MEMBERS INDUCTION

Although new members of the CTFA are aware of the various benefits they are entitled to by virtue of joining the Association, it is always beneficial to make certain that the company is using its membership to the fullest.

The CTFA held a New Member Induction Briefing on the 28 July 2017. The session was for new members that joined the CTFA family in the first six months of 2017. The presentation covered a detailed explanation of the benefits of being a CTFA member and gave attendees the opportunity to ask questions specific to their businesses.

The event was an informative one, providing the legislative knowledge necessary to navigate the regulatory environment in the cosmetics industry. Information shared included; the CTFA's role in the industry, the current legislative environment and how to maximise your CTFA membership.

The session made provision for individual interaction to address various topics pertinent to each company. These sessions are held twice per annum.

*The CTFA thanks all the members that attended the session*

## CTFA INTERVENTIONS AND DEBRIEFING SESSIONS

### Session overview in Pictures

6 September 2017 - Pietermaritzburg, Durban



7 September 2017 – The DEA Offices, Cape Town



To view the content of the presentations - kindly login to [www.ctfa.co.za](http://www.ctfa.co.za)

### The SA Regulatory Environment

The Department of Environmental Affairs (DEA) and the National Regulator for Compulsory Specifications (NRCS) partnered with CTFA to present Debriefing Sessions.

The two day city to city event was held in Pietermaritzburg and in Cape Town on the 6 and 7 September 2017 respectively.

Key topics which were discussed included presentations from The Department of Environmental Affairs (DEA) addressing industry related issues on the Biodiversity Act 2004 (Act No. 10 of 2004) (NEMBA or Biodiversity Act) and the Bioprospecting, Access and Benefit Sharing (BABS) Regulations of 2008. The Department gave insight and guidance on the regulations and the way forward regarding the use of African Botanicals.

The National Regulator for Compulsory Specifications (NRCS) presented on the Draft Legal Metrology Bill. The presentation addressed the NRCS' role in South Africa (SA); international roles; services offered to the industry; the e-mark registration process; the criteria and process for inspections in the industry.

Some of the key topics addressed in the Draft Legal Metrology Bill presentation included:

1. The repair and verification of measuring instruments - What our members need to request from their service providers to ensure that they are dealing with compliant service providers.
2. What is the purpose of the registration process?
3. The registration process and the deadlines stipulated for compliance.

Over and above, CTFA gave an update on the Department of Health (DoH) regulations and its pending promulgation.

## CTFA WEBSITE LAUNCH

### ANNOUNCING THE LAUNCH OF OUR NEW WEBSITE

**We are pleased to announce the imminent launch of our brand new website!**

With technology evolving daily; we have made it our primary focus to use the latest technology. Our newly designed website will be compatible with today's browsers and mobile devices. We endeavour to provide an easy access, user-friendly functionality and faster navigation experience.

The new site launch will go live in mid-October 2017; look out for communication updates announcing the actual date and time of the launch. Our goal with this new website is to provide our visitors and members with an easier way to learn about CTFA's services and solutions and also to allow the visitor to browse information based on their own choice. The new website will be interactive and will give better access to About Us, Membership,

Service Offerings, Emerging News, Events and Contact Us.

Our members and prospective members will find information about our services on the homepage of our website and on the respective tabs clearly outlined for easy access and navigation. The Events Tab will highlight CTFA interventions and upcoming industry related happenings.

Amongst the new features, the site will contain integrated media buttons for Facebook and Twitter to foster improved communication with members. We will be constantly updating our content with helpful information and articles in the Emerging News section.

We hope you will find the new website with a fresh look, easy to access information and we also wish

to establish this portal as a source of information for those who visit our site.



## CTFA INTERVENTIONS

### CTFA Technical Committee (TC)

**Date:** October 2017 – by invitation only.

For information email:  
[technical@ctfa.co.za](mailto:technical@ctfa.co.za)

### ISO 2017

**Date:** 22 – 27 October 2017- Cartagena, Colombia  
(CTFA will be attending)

**ctfa**  
COSMETIC TOILETRY & FRAGRANCE  
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