

## Enforcement Rules of the Act for Control of Cosmetic Hygiene

*This Draft has been translated into English according to the original Chinese version. If there is any inconsistency or ambiguity between these two versions, the Chinese version shall prevail.*

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- Article 1 This rule (the “Rule”) is enacted per Article 31 of Cosmetic Hygiene and Safety Act (the “Act”).
- Article 2 Product registration and product data entry stipulated under Paragraph 1 of Article 4 and the product recall as set forth under Paragraph 1 of Article 17 of the Act shall be completed by the manufacturers or importers stipulated under Sub-paragraph 7 of Paragraph 1 of Article 17 of the Act.  
The assigned manufacturers are not deemed as the manufacturer or importers stipulated under the preceding Paragraph.
- Article 3 Country of original of imported products stipulated under Sub-paragraph 7 of Paragraph 1 of Article 7 of the Act shall refer to regions or countries final products manufactured or processed per the Regulations Governing the Determination of Country of Origin of an Import Goods.
- Article 4 Manufacturing premises stipulated under Paragraph 1 and 2 of Article 8 of the Act shall include cosmetics packaging premises.  
The premises for full packaging and labelling cosmetics products re-assembled or labelled after re-assembled shall be excluded from the premises prescribed in the preceding paragraph.
- Article 5 The request of hiring licensed pharmacists or personnel with professional skills in the field of cosmetics to be stationed at the factory to supervise the dispensation and manufacturing of cosmetics stipulated under Paragraph 1 of Article 9 of the Act shall not apply to the premises that factory registration is not necessary as specified jointly by the central competent authority and central competent industry authority per Paragraph 1 of Article 8 of the Act.
- Article 6 Products sealed and stored per Article 15 of the Act shall be additionally sealed or labelled by the central government authorities. Those products shall be taken photos and videotaped. A list of items and numbers of sealed and stored products shall be made and confirmed by the on-site business entity by signing or affixing its stamp.  
Products seals and stored per the preceding Paragraph may be designated to be properly retained by the business entity and shall not, without authorization, be replaced, removed, concealed or disposed.
- Article 7 Unclear source cosmetics stipulated under Sub-paragraph 2 of Paragraph 1 of Article 15, Paragraph 2 of Article 16, Paragraph 2 of

Article 17, and Paragraph 2 of Article 18 shall refer to one of the followings:

1. source certificate failed to be provided.
2. provided source certificate confirmed to be false.
3. no indication of the name or address of the manufacturer or the importer on the outer packaging or the container and no product registration data to be verified.

Article 8 Article 8 Severe violation stipulated under Paragraph 1 and 3 of Article 20 of the Act shall refer to one of the followings:

1. failed to cease medical efficacy claims in its promotion of the same product or advertisements for the same product after punished consecutively by the competent government authorities.
2. its promotion or advertisements mislead the public and cause harm to human health or cause death.
3. other violation determined by the competent government authorities is equivalent to the preceding two Sub-paragraphs.

Article 9 If original data labelled conflicts with amended data to be labelled by the amendment of registered data entry of cosmetics or approved amendment of originally approved data entry, the cosmetics with original labels manufactured or imported prior to the amendment date are allowed for sale within the product expiration date until inventory depletion.

Article 10 This Rule shall be effective upon the Act taking effect.