

From: [REDACTED]
Sent: 30 September 2020 4:10 PM
To: 'Michael Brodie' [REDACTED]
Cc: [REDACTED] [@dhsc.gov.uk](mailto:[REDACTED]@dhsc.gov.uk); [REDACTED] [dhsc.gov.uk](mailto:[REDACTED]@dhsc.gov.uk);<
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[REDACTED] [@phe.gov.uk](mailto:[REDACTED]@phe.gov.uk)>
Subject: RE: OFFICIAL: Investigation into breach of Tobacco & Related Products Regulations

Dear Mr Brodie,

Many thanks for your letter of 18th September on this issue.

I am attaching, in turn, a response to this letter. I hope you will agree it clearly shows that PHE and the UK government are fully empowered, and indeed legally obliged, to recommence and conclude an investigation into these potentially illegal menthol tobacco products and to remove them from sale, even while the UK is in the transition period.

As you will see, the Tobacco & Related Products Regulations (2016) take precedence over the Commission Implementing Regulation 779 and any EU-level investigation when the tobacco products in question are different across the EU members states /UK, which in this instance they are.

I look forward to hearing from you on this matter. Should members of your team be available to discuss the matter in more detail, I would appreciate that opportunity.

Many thanks,

[REDACTED]

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