



WHO FRAMEWORK CONVENTION
ON TOBACCO CONTROL

**Conference of the Parties to the
WHO Framework Convention
on Tobacco Control**

Sixth session
Moscow, Russian Federation, 13–18 October 2014

18 October 2014

DECISION

**FCTC/COP6(12) Further development of the partial guidelines for implementation
of Articles 9 and 10 of the WHO FCTC**

The Conference of the Parties (COP),

Taking into account Article 7 (*Non-price measures to reduce the demand for tobacco*), Article 9 (*Regulation of the contents of tobacco products*) and Article 10 (*Regulation of tobacco product disclosures*) of the WHO FCTC;

Recalling its decision FCTC/COP1(15) to establish a working group to elaborate guidelines for implementation of Article 9 and Article 10 of the WHO FCTC, and its decision FCTC/COP2(14) to extend the work of the working group to include product characteristics, such as design features, to the extent that they affect the objectives of the WHO FCTC;

Recalling its decision FCTC/COP4(10) to adopt partial guidelines for implementation of Article 9 and Article 10 of the WHO FCTC, and its decision FCTC/COP5(6) to adopt further partial guidelines, and to mandate the working group to continue its work;

Noting the progress report of the working group to the COP at its sixth session (document FCTC/COP/6/13) and its Annexes, which contain proposals for consideration in relation to possible future work on the partial guidelines, entitled Constituents – Disclosure (Annex 1), Emissions – Disclosure (Annex 2) and Use of terms – Constituents (Annex 3); and

Recognizing the significant work of the laboratories that have contributed, through the WHO Tobacco Laboratory Network, to the validation of analytical chemical methods,

1. WELCOMES the report of WHO's Department for Prevention of Noncommunicable Diseases to the COP on the work in progress in relation to Articles 9 and 10 of the WHO FCTC (documents FCTC/COP/6/14 and FCTC/COP/6/14 Add.1);

2. REQUESTS the Convention Secretariat:

- (a) to make accessible, via the WHO FCTC website, the standard operating procedures and related documentation published by WHO;
- (b) to invite WHO to:
 - (i) finalize, within one year, the validation of the analytical chemical methods for testing and measuring cigarette contents and emissions in accordance with the progress report presented by WHO to COP at its fifth session (document FCTC/COP/5/INF.DOC./1);
 - (ii) assess, within two years, whether the standard operating procedures for nicotine, tobacco-specific *N*-nitrosamines (TSNAs) and B[a]P in cigarette contents and emissions are applicable or adaptable, as appropriate, to tobacco products other than cigarettes, including smokeless tobacco and waterpipe smoke;
 - (iii) prepare a report based on scientific evidence on specific cigarette characteristics of interest, including slim/super slim designs, filter ventilation, and innovative filter design features including flavour-delivering mechanisms such as capsules, to the extent that those characteristics affect the public health objectives of the WHO FCTC, for consideration by the working group at its first meeting following the sixth session of the COP;
 - (iv) continue to monitor and follow closely the evolution of new tobacco products;
 - (v) prepare a report on the toxic contents and emissions of waterpipe and smokeless tobacco products; and
 - (vi) report back to the COP through the Convention Secretariat;

3. DECIDES to mandate the working group to:

- (a) continue its work in elaborating guidelines in a step-by-step process, and to submit draft partial guidelines or a progress report on the disclosure, testing and measuring of contents and emissions to the next session of the COP, taking into account:
 - (i) the analytical chemical methods for testing and measuring cigarette contents and emissions validated by WHO; and
 - (ii) the draft text prepared by the Key Facilitators followed by discussions of the working group at its eighth meeting;¹
- (b) explore possibilities for defining “constituents” in a way that is meaningful and acceptable to the COP, taking into account the alternative possible definitions discussed by the

¹ See Annexes 1 and 2 of document FCTC/COP/6/13.

working group at its eighth meeting¹ and continue work on other definitions in the area of product regulation;

(c) continue to monitor areas such as dependence liability and toxicology, including for smokeless tobacco products and waterpipe tobacco products, and in particular take stock of information obtained from WHO in relation to these areas, examine relevant issues, and report back to the next session of the COP;

(d) consider specific cigarette characteristics of interest, including slim/super slim designs, filter ventilation, and innovative filter design features including flavour-delivering mechanisms such as capsules, to the extent that those characteristics affect the objectives of the WHO FCTC, and submit further draft partial guidelines or a progress report in relation to these issues to the next session of the COP;

4. INVITES Parties, international, regional and subregional organizations, international financial institutions and/or other development partners to assign resources to, and to coordinate, the conduct of research that would support Parties in implementing Articles 9 and 10 of the WHO FCTC;

5. ENCOURAGES Parties to address infrastructure and capacity issues for laboratories, including on a regional basis, and share best practices and tools used in the disclosure of contents and emissions of tobacco products;

6. ALSO DECIDES, in accordance with decision FCTC/COP4(10):

(a) to request the Convention Secretariat to provide assistance and make the necessary arrangements, including budgetary arrangements, for the working group to continue its work, and to ensure, in consultation with the Bureau of the COP, that Parties have access to the draft text (for example, via a protected website) and can provide comments before the circulation of the draft guidelines to the COP;

(b) to adopt the timeline set out below:

Draft guidelines, if any, made available by the Secretariat for comments by the Parties	At least six months before the opening day of the seventh session of the COP
Submission of the final report by the working group to the Secretariat	At least three months before the opening day of the seventh session of the COP
Circulation to the COP	At least 60 days before the opening day of the seventh session of the COP in accordance with Rule 8 of the Rules of Procedure of the COP

(Fifth plenary meeting, 18 October 2014)

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¹ See Annex 3 of document FCTC/COP/6/13.