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**SCHEDULE A**

**ASEAN MUTUAL RECOGNITION ARRANGEMENT  
OF PRODUCT REGISTRATION APPROVALS FOR  
COSMETICS**

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## Schedule A – ASEAN Mutual Recognition Arrangement of Product Registration Approvals for Cosmetics

### SCHEDULE A

#### **ASEAN MUTUAL RECOGNITION ARRANGEMENT OF PRODUCT REGISTRATION APPROVALS FOR COSMETICS**

The Governments of Brunei Darussalam, the Kingdom of Cambodia, the Republic of Indonesia, the Lao People's Democratic Republic, Malaysia, the Union of Myanmar, the Republic of the Philippines, the Republic of Singapore, the Kingdom of Thailand and the Socialist Republic of Vietnam, Member States of the Association of Southeast Asian Nations (hereinafter referred to as "ASEAN");

**HAVING** regard to the Principles of Harmonization of Cosmetic Regulations, the Common Technical Documents for Cosmetics and the progress made in its implementation;

**DESIRING** to implement the Agreement on the ASEAN Harmonized Cosmetic Regulatory Scheme signed on 2 September 2003.

Have agreed as follows:

#### **ARTICLE 1 OBJECTIVE**

The objective of the ASEAN Mutual Recognition Arrangement of Product Registration Approvals for Cosmetics (hereafter referred to as this Arrangement) is to specify requirements and procedures for the implementation of the mutual recognition of product registration approvals for cosmetics amongst the Member States.

#### **ARTICLE 2 MUTUAL RECOGNITION OF THE PRODUCT REGISTRATION APPROVALS**

1. The Member States shall mutually recognize the product registration approvals for cosmetic products, issued by a Member State's Regulatory Authority in accordance with the ASEAN Cosmetic Product Registration Requirements and ASEAN Cosmetic Labeling Requirements.
2. Within this Arrangement, "recognition" means the use of certificate of product registration as agreed upon, as a basis for regulatory actions such as approvals or re-issuing the product registration approvals.

**ARTICLE 3  
PROCEDURES**

1. Only cosmetic products registered by a Member State in accordance with Article 2 of this Arrangement can be marketed in the territory of the other Member States.
2. To market cosmetic products meeting requirements of the paragraph 1 of this Article, to the territory of the other Member States, the following documentation is required for submission by the company or person responsible for placing the product in the market (applicant):
  - a) Notification Letter informing the other Member States that the product(s) will be marketed in their respective territories. The information required for Notification are detailed in the ASEAN Cosmetic Product Registration Requirements appearing as Appendix IV; and
  - b) Certified true copy of the Certificate of Product Registration issued by the regulatory authority responsible for cosmetics.
3. Within 30 calendar days following receipt of the documents under paragraph 2 of this Article, the other Member States shall indicate to the applicant either their confirmation that the product can be marketed or their need for clarification on the documentation submitted.
4. Any dispute on the clarification shall be settled between the Member State and applicant concerned in a timely manner through consultation and verification of compliance based on the ASEAN Cosmetic Product Registration Requirements in Article 2 of this Arrangement.

**ARTICLE 4  
PARTICIPATION**

1. This Arrangement is intended to be multilateral in which all Member States are encouraged to participate. However, two or more Member States may proceed first if other Member States are not ready to participate in this Arrangement or decide to proceed directly to the ASEAN Cosmetic Directive.
2. Any Member State that wishes to participate in this Arrangement shall notify the ASEAN Secretariat of its intention to participate and the date on which its participation will take effect. The ASEAN Secretariat shall send a copy of this notification to the other Member States.
3. Member States shall review regularly the progress of the implementation of this Arrangement through the ACC. Meeting will be convened as required and shall be held in rotation among the Member States, the venue and time of which shall be agreed by the Member States.

**ARTICLE 5  
FINAL PROVISIONS**

1. A Member State may at any time withdraw from this Arrangement after giving all the other Member States at least three months' notice in writing with a copy to the ASEAN Secretariat. The withdrawal shall not affect the validity and duration of any activity made under this Arrangement until the completion of such activity.
  2. This Arrangement shall be valid and enforceable until superseded by the ASEAN Cosmetic Directive.
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