

EN

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Answer given by Executive Vice-President Séjourné
on behalf of the European Commission
(11.9.2026)

The Commission attaches great importance to ensuring that only compliant products are placed on the EU market.

The Commission intends to address the growing influx of non-compliant products, including tanning cosmetics and sunbeds, in the context of the ongoing revision of the Market Surveillance Regulation¹, as part of the wider European Product Act proposal. The aim is to strengthen enforcement, notably by enhancing the accountability and traceability of EU-based economic operators acting on behalf of third-country manufacturers, and by reinforcing cooperation and information exchange between Member States' authorities.

In the immediate term, market surveillance authorities can make use of a recently launched digital tool that detects potentially non-compliant products offered online before they enter the EU market².

As regards tanning cosmetics, products placed on the EU market must comply with the safety requirements of the Cosmetic Regulation³, including a mandatory safety assessment, appropriate labelling and instructions for safe use, and, where relevant, ingredients restrictions. The Commission also continuously reviews the scientific evidence and updates the regulatory framework. As regards sunbeds placed on the EU market, they must comply with the health and safety requirements of Directive 2014/35/EU⁴.

At the same time, a distinction should be made between the requirements applicable to sunbeds as products and the rules governing their use. EU product legislation sets the requirements that sunbeds must meet when they are placed on the EU market. By contrast, the conditions under which sunbeds may be used remain primarily a matter for Member States. These conditions may therefore vary from one Member State to another.

¹ <https://eur-lex.europa.eu/legal-content/EN/TXT/HTML/?uri=CELEX:02019R1020-20260812>.

² https://single-market-economy.ec.europa.eu/single-market/goods/building-blocks/market-surveillance_en.

³ <https://eur-lex.europa.eu/legal-content/EN/TXT/HTML/?uri=CELEX:02009R1223-20260501>.

⁴ <https://eur-lex.europa.eu/legal-content/EN/TXT/?uri=CELEX%3A02014L0035-20260530>.