



Brussels, 15 January 2026
(OR. en)

5405/26
ADD 1

ENT 9
CHIMIE 6
MI 45
IND 34
SAN 28
ENV 45
CONSOM 12

COVER NOTE

From: Secretary-General of the European Commission, signed by Ms Martine DEPREZ, Director

date of receipt: 13 January 2026

To: Ms Thérèse BLANCHET, Secretary-General of the Council of the European Union

No. Cion doc.: D(2025) 110957 annex

Subject: ANNEX to the Commission Regulation amending Regulation (EC) No 1223/2009 of the European Parliament and of the Council as regards the use of Benzyl Salicylate, Triphenyl Phosphate, Ammonium Silver Zinc Aluminium Silicate, Aluminium, water-soluble zinc salts, Acetylated Vetiver Oil, Citral, HC Blue No. 18, HC Red No. 18, HC Yellow No. 16, Hydroxypropyl-p-phenylenediamine and its dihydrochloride salt, and DHHB in cosmetic products

Delegations will find attached document [...] (2025) XXX draft - D 110957/1 ANNEX.

Encl.: [...] (2025) XXX draft - D 110957/1 ANNEX



Brussels, XXX
D110957/01
[...] (2025) XXX draft

ANNEX

ANNEX

to the

Commission Regulation (EU) .../...

amending Regulation (EC) No 1223/2009 of the European Parliament and of the Council as regards the use of Benzyl Salicylate, Triphenyl Phosphate, Ammonium Silver Zinc Aluminium Silicate, Aluminium, water-soluble zinc salts, Acetylated Vetiver Oil, Citral, HC Blue No. 18, HC Red No. 18, HC Yellow No. 16, Hydroxypropyl p-phenylenediamine and its dihydrochloride salt, and DHHB in cosmetic products.

ANNEX

Annexes II, III, V and VI to Regulation (EC) No 1223/2009 are amended as follows:

(1) Annex II is amended as follows:

(a) entry 1597 is replaced by the following:

Reference number	Substance identification		
	Chemical name/INN	CAS number	EC number
a	b	c	d
'1597	Silver zinc zeolite with the exception of silver zinc zeolite under the conditions set out in entry ... [OP: please insert the entry number set out in this Annex under point (3), which adds silver zinc zeolite to Annex V] in Annex V	130328-20-0	603-404-0';

(b) the following entry is added:

Reference number	Substance identification		
	Chemical name/INN	CAS number	EC number
a	b	c	d
'... [OP: please replace with the next consecutive number]	Triphenyl Phosphate (*)	115-86-6	204-112-2';

'(*) From 1 January 2027 cosmetic products containing Triphenyl Phosphate and not complying with the restrictions shall not be placed on the Union market. From 1 July 2028 cosmetic products containing Triphenyl Phosphate and not complying with the restrictions shall not be made available on the Union market.'

(2) Annex III is amended as follows:

(a) entries 24, 70 and 75 are replaced by the following:

Reference number	Substance identification				Restrictions			Wording of conditions of use and warnings
	Chemical Name/INN	Name of Common Ingredients Glossary	CAS number	EC number	Product type, body parts	Maximum concentration in ready for use preparation	Other	
a	b	c	d	e	f	g	h	i
'24	Water-soluble zinc salts with the exception of zinc 4-hydroxybenzene sulphonate (entry 25 of Annex III) (**)	Zinc Acetate	557-34-6/ 5970-45-6	209-170-2/ -	(a) Toothpaste intended for users above 1 year of age	(a) 1 % (as zinc)		
		Zinc Chloride	7646-85-7	231-592-0	(b) Toothpaste intended for children between 6 months and 1 year of age	(b) 0,72 % (as zinc)		
		Zinc Gluconate	4468-02-4	224-736-9		(c) 0,1 % (as zinc)		
		Zinc Glutamate	1949-15-1	-	(c) Mouthwash intended for users above 6 years of age	(d) 1 % (as zinc)'		
		Zinc Citrate	546-46-3	208-901-2	(d) Other products			
	Zinc Sulphate	7733-02-0/ 7446-19-7/ 7446-20-0	231-793-3					
'70	3,7-Dimethyl-2,6-octadienal	Citral	5392-40-5	226-394-6	(a) Lip make-up products, lipstick, lip	(a) 0,11 %	The presence of the	

	(**)	Geranial	141-27-5	205-476-5	salves		substance or substances shall be indicated as 'Citral' in the list of ingredients referred to in Article 19(1), point (g), when the concentration of the substance or substances exceeds: - 0,001 % in leave-on products - 0,01 % in rinse-off products.'	
	(E)-3,7-dimethylocta-2,6- dienal (***)	Neral	106-26-3	203-379-2	(b) Deodorants and antiperspirants	(b) 0,032 %		
	(Z)-3,7-dimethylocta-2,6- dienal (***)				(c) Eye products, face make-up and make-up remover	(c) 0,65 %		
					(d) Fragrance products (hydroalcoholic and non-hydroalcoholic, spray and non-spray)	(d) 0,6 %		
					(e) Leave-on skin products (except lip products, deodorants and antiperspirants, fragrance products, eye products, face make-up and make-up remover) and nail products	(e) 0,15 %		
					(f) Oral products	(f) 0,35 %		
					(g) Hair leave-on products	(g) 1,2 %		

					(h) Skin and hair rinse-off products	(h) 1,2 %		
					(i) Leave-on products for the anogenital area (baby wipes and intimate wipes)	(i) 0,063 %		
'75	2-hydroxybenzoic acid phenylmethyl ester (**)	Benzyl Salicylate	118-58-1	204-262-9	(a) Fragrance products (hydroalcoholic and non-hydroalcoholic, spray and non-spray) (b) Rinse-off skin and hair products (except shower gel) (c) Shower gels (d) Leave-on skin and hair products (non-spray/non-aerosol) (except body lotion) (e) Leave-on hair products (spray/aerosol)	(a) 4 % (b) 0,5 % (c) 1,3 % (d) 0,5 % (e) 0,5 %	The presence of the substance shall be indicated in the list of ingredients referred to in Article 19(1), point (g), when its concentration exceeds: - 0,001 % in leave-on products - 0,01 % in rinse-off products.'	

					(f) Body lotion	(f) 0,7 %		
					(g) Face make-up and make-up remover products	(g) 0,2 %		
					(h) Oral products	(h) 0,004 %		
					(i) Deodorant products (spray/aerosol)	(i) 0,91 %		

(b) the following entries are added:

Reference number	Substance identification				Restrictions			Wording of conditions of use and warnings
	Chemical Name/INN	Name of Common Ingredients Glossary	CAS number	EC number	Product type, body parts	Maximum concentration in ready for use preparation	Other	
a	b	c	d	e	f	g	h	i
'...[OP: please replace with the next consecuti	Aluminium-containing ingredients with the exception of those listed in				(a) Non-aerosol antiperspirants or deodorants (b) Aerosol antiperspirants or	(a) 7,73 % (as Al) (b) 3,24 % (as Al)	For (q): Not to be used in sunscreen products that may lead to exposure of	For (r): Keep powder away from children's nose and mouth

<p>ve number]</p>	<p>entries 34, 50, 189, 190 and 192 of Annex III, in entries 117, 118, 119, 121, 131, 150 of Annex IV, in entry... [OP: please insert the entry number of Annex V that is introduced under point (3) in the ANNEX to this draft Regulation for silver zinc zeolite] in Annex V, and entry 27a of Annex VI. (**)</p>				<p>deodorants (c) Toothpaste (d) Lip products (e) Body and face rinse-off products (f) Bar soap (g) Hair rinse-off products (h) Hair leave-on products that may lead to the exposure of the end user's lungs by inhalation (i) All other hair leave-on products (j) Make-up products (except lip products, eye liner products, eye shadow, nail varnish and mascara) (k) Eye liner products (l) Eye shadow (m) Nail varnish</p>	<p>(c) 3,18 % (as AI) (d) 14,62 % (as AI) (e) 0,89 % (as AI) (f) 4 % (As AI) (g) 7,14 % (as AI) (h) 0,15 % (as AI) (i) 6,7 % (as AI) (j) 23 % (as AI) (k) 15,76 % (as AI) (l) 43,31 % (as AI) (m) 3,61 % (as AI)</p>	<p>the end user's lungs by inhalation.</p>	
-----------------------	---	--	--	--	---	--	--	--

					<p>(n) Mascara</p> <p>(o) Face leave-on products (except make-up products, eye liner products, eye shadow and mascara)</p> <p>(p) Hand leave-on products</p> <p>(q) Other leave-on skin products (except non-aerosol antiperspirants or deodorants, aerosol antiperspirants or deodorants, face leave-on products, hand leave-on products and talcum powder)</p> <p>(r) Talcum powder</p>	<p>(n) 3,13 % (As Al)</p> <p>(o) 10,59 % (as Al)</p> <p>(p) 0,86 % (as Al)</p> <p>(q) 3,81 % (as Al)</p> <p>(r) 2,0 % (as Al)</p>		
...[OP: please replace with the	Vetiveria zizanioides, ext., acetylated (**)	Acetylated Vetiveria Zizanioides Root	84082-84-8/68917-34-0	282-031-1/-	<p>(a) Fragrance products (hydroalcoholic and non-</p>	<p>(a) 0,9 %</p> <p>(b) 0,05 %</p>	For (a) - (e): stabilised with 1 % alpha-	

<p>next consecutive ve number]</p>	<p>Oils, vetiver, acetylated (**)</p>	<p>Extract; Acetylated Vetiveria Zizanioides Root Oil</p>			<p>hydroalcoholic, spray and non- spray)</p> <p>(b) Deodorant</p> <p>(c) Make-up products</p> <p>(d) Leave-on products (except (a), (b) and (c))</p> <p>(e) Rinse-off products</p>	<p>(c) 0,05 %</p> <p>(d) 0,1 %</p> <p>(e) 0,2 %</p>	<p>tocopherol (applies to raw materials).</p>	
<p>...[OP: please replace with the next consecutive ve number]</p>	<p>3-[(E)-(3-chloro- 4- hydroxyphenyl)di azenyl]-2,1- benzothiazole- 5-sulfonamide</p>	<p>HC Blue No. 18</p>	<p>1166834- 57-6/ 852356-91- 3</p>	<p>-/-</p>	<p>(a) Hair dye substance in oxidative hair dye products</p> <p>(b) Hair dye substance in non- oxidative hair dye products</p>	<p>(b) 0,35 %</p>	<p>For (a): After mixing under oxidative conditions the maximum concentration applied to hair must not exceed 0,35 %.</p>	<p>For (a): To be printed on the label: The mixing ratio. “Hair colourants can cause severe allergic reactions. Read and follow</p>

								<p>instructions. This product is not intended for use on persons under the age of 16. Temporary 'black henna' tattoos may increase your risk of allergy. Do not colour your hair if: - you have a rash on your face or sensitive, irritated and damaged scalp, - you have ever experienced any reaction after colouring your hair, - you have experienced a reaction to a temporary</p>
--	--	--	--	--	--	--	--	---

								‘black henna’ tattoo in the past”.
...[OP: please replace with the next consecutive number]	3-(2,5-diaminophenyl)propan-1-ol and 3-(2,5-diaminophenyl)propan-1-ol dihydrochloride salt	Hydroxypropyl-p-phenylenediamine and Hydroxypropyl-p-phenylenediamine 2HCl	73793-79-0 1928659-47-5	827-723-1 -	Hair dye substance in oxidative hair dye products		After mixing under oxidative conditions the maximum concentration applied to hair must not exceed 2 %.	To be printed on the label: The mixing ratio. “Hair colourants can cause severe allergic reactions. Read and follow instructions. This product is not intended for use on persons under the age of 16. Temporary ‘black henna’ tattoos may increase your risk of allergy. Do not colour your hair if: -

								you have a rash on your face or sensitive, irritated and damaged scalp, - you have ever experienced any reaction after colouring your hair, - you have experienced a reaction to a temporary 'black henna' tattoo in the past".
...[<i>OP:</i> <i>please</i> <i>replace</i> <i>with the</i> <i>next</i> <i>consecutive</i> <i>ve</i> <i>number</i>]	2-chloro-4-[(1E)- (1-methyl-1H- pyrazol-5- yl)diazenyl]- phenol	HC Yellow No. 16	1184721- 10-5	-	(a) Hair dye substance in oxidative hair dye products (b) Hair dye substance in non- oxidative hair dye products	(b) 1,5 %	For (a): After mixing under oxidative conditions the maximum concentration applied to hair must not exceed 1 %.	For (a): To be printed on the label: The mixing ratio. "Hair colourants can cause

								severe allergic reactions. Read and follow instructions. This product is not intended for use on persons under the age of 16. Temporary 'black henna' tattoos may increase your risk of allergy. Do not colour your hair if: - you have a rash on your face or sensitive, irritated and damaged scalp, - you have ever experienced any reaction after colouring
--	--	--	--	--	--	--	--	---

								your hair, - you have experienced a reaction to a temporary 'black henna' tattoo in the past".
...[OP: please replace with the next consecutive number]	2-chloro-4-{(E)- [3-(methylthio)- 1,2,4-thiadiazol- 5- yl]diazenyl}phen- ol	HC Red No. 18	1444596- 49-9	-	(a) Hair dye substance in oxidative hair dye products (b) Hair dye substance in non- oxidative hair dye products	(b) 0,5 %	For (a): After mixing under oxidative conditions the maximum concentration applied to hair must not exceed 1,5 %.	For (a): To be printed on the label: The mixing ratio. "Hair colourants can cause severe allergic reactions. Read and follow instructions. This product is not intended for use on persons under the age of 16. Temporary 'black henna'

								tattoos may increase your risk of allergy. Do not colour your hair if: - you have a rash on your face or sensitive, irritated and damaged scalp, - you have ever experienced any reaction after colouring your hair, - you have experienced a reaction to a temporary 'black henna' tattoo in the past".'
--	--	--	--	--	--	--	--	---

“(**) From 1 January 2027 cosmetic products containing these substances and not complying with the restrictions shall not be placed on the Union market. From 1 July 2028 cosmetic products containing these substances and not complying with the restrictions shall not be made available on the Union market.’

‘**(***)** From 1 January 2027 cosmetic products containing these substances and not complying with the restrictions shall not be placed on the Union market. From 1 August 2028 cosmetic products containing these substances and not complying with the restrictions shall not be made available on the Union market.’

(3) in Annex V, the following entry is added:

Reference number	Substance identification				Conditions			Wording of conditions of use and warnings
	Chemical name/INN	Name of Common Ingredients Glossary	CAS number	EC number	Product type, Body parts	Maximum concentration in ready for use preparation	Other	
a	b	c	d	e	f	g	h	i
‘...[OP: please insert the next consecutive number]’	Silver zinc zeolite	Ammonium Silver Zinc Aluminium Silicate	130328-20-0	603-404-0	(a) Deodorant spray (b) Powder foundation	(a) and (b) 1 %	For (a) and (b) the silver content in Ammonium Silver Zinc Aluminium Silicate must not exceed 2,5 %.’	

(4) in Annex VI, entry 28 is replaced by the following:

Reference number	Substance identification				Conditions			Wording of conditions of use and warnings
	Chemical Name/INN/XAN	Name of Common Ingredients Glossary	CAS number	EC number	Product type, body parts	Maximum concentration in ready for use preparation	Other	

a	b	c	d	e	f	g	h	i
'28	Benzoic acid, 2-[4-(diethylamino)-2-hydroxybenzoyl]-, hexyl ester (****)	Diethylamino Hydroxybenzoyl Hexyl Benzoate (DHHB)	302776-68-7	443-860-6		10 %	Di-n-hexyl phthalate (DnHexP) as an unavoidable trace impurity in DHHB must not exceed 10 ppm.'	

'(****) From 1 January 2027 cosmetic products containing 'Benzoic acid, 2-[4-(diethylamino)-2-hydroxybenzoyl]-, hexyl ester' and not complying with the conditions shall not be placed on the Union market. From 1 July 2028 cosmetic products containing 'Benzoic acid, 2-[4-(diethylamino)-2-hydroxybenzoyl]-, hexyl ester' and not complying with the conditions shall not be made available on the Union market.'