

The Law of Georgia  
Concerning Tobacco Control in Georgia

This law identifies main directions of tobacco control and establishes rules, which assists to the affirmance and protection of public health, identifies legislative, economical and organizational base of state policy in this sphere.

Act 1. The purpose of the law

The purpose of this law is:

- a) Creation of corresponding conditions for security of public health;
- b) Security of non-smokers and under-ages from harmful expose of tobacco smoke;
- c) Establishment of system for submitting proper information to smokers on harmful influence of smoke;
- d) Regulation of tobacco products use for security of public health.

Act 2. The explanation of terms used in the law

The terms used in this law have following meanings:

- a) "Tobacco product" – tobacco or any product consisting its elements, except treating- medical means consisting nicotine and assigned for smoking, chewing, sucking and snuffing among them are:
  - a. a) Filter tipped and non filter tipped cigarettes;
  - a.b) Cigarettes, cigars and cigarillos;
  - a.c) Pipe tobacco;
  - a.d) Wrapped tobacco;
  - a.e) Chewing and snuffing tobacco.
- b) Cigarette – means any kind of twisted or pipe building construction that consists tobacco.
- c) Tobacco smoking – snuffing the smoke produced as a consequence of tobacco products burning
- d) Tobacco Industry – export, import, realization, production of tobacco products.
- e) Warning form – warning concerning the harm of tobacco smoking and passive smoking

Act 3. The main principles of tobacco control.

The main principles of tobacco control are:

- a) Acknowledgment of tobacco as a harmful product;
- b) Acknowledgement of non-smoking as a life norm;
- c) Acknowledgement of rights of non-smokers to be protected from harmful influence of tobacco;
- d) Information of population on harmful influence of tobacco;
- e) Assistance of treatment and rehabilitation of nicotine addicts.

Act 4. Limitation of tobacco use.

1. Smoking is prohibited:

- a) In nurseries, educational and medical institutions, institution-organizations appointed for bodies up to 18;
- b) In closed buildings of state institution-organizations;
- c) In closed buildings of public placers;
- d) In public food service object, where is restricted realization and usage of alcohol beverage.

e) in public transport, among them and not only in bus, suburb, tram, trolleybus and also in trains and airplane which trip duration doesn't exceed 4 hours.

2. The administration of these institutions defined by items "a" and "d" of this act's 1<sup>st</sup> item, has to assure on its territory the separated room for smoking.

3. To separate room for smoking is prohibited:

- a) In waiting room, halls, step sells;
- b) In hygienic points;
- c) In lifts and small size closed type constructions;
- d) In libraries and other type storages, studying rooms, auditoriums and laboratories;
- e) In the places of food preparation and their storage;
- f) On focal territory of water pipelines, canalization, electricity, heating, antifiring and safe technique.

4) The head of institution-organization is obligated:

- a) According the demand of this law to work out and confirm at institution-organizations rules on tobacco smoking and in case of its infraction to establish corresponding measures of responsibility;
- b) To locate materials on acting rules of tobacco smoking in visual places of institution-organizations.

5. Demands indicated in the first and third items of this act don't spread in imprison places, army departments, aged people houses and clinics for psychological patients, any kind of opened or halfly opened objects

6. If the person hasn't ability of moving freely because of invalidity or disease, it doesn't matter where he is, has a right to smoke in that places where smoking is generally forbidden.

Act 5. Sponsorship and realization of tobacco products.

1. Is forbidden involving in tobacco industry bodies less than 18 years.

2. Is forbidden realization of clothes, food products, sport inventers, toys, furniture if it consists advertisement of tobacco products foreseen by the law of Georgia on advertisement item 12 of act 3

3. Is forbidden organization and holding of medical, studying measures by the realizable body of tobacco industry, if he doesn't have:

- a) Demonstration of good mark of tobacco product or manufacturing firm of tobacco product.
- b) Demonstration of logotype.
- 4) Realization of tobacco product is forbidden:

a) Nurseries, schools, also at institution-organizations foreseen for persons less than 18.

b) In all types of medical and educational institutions.

c) In trading centers where are selling children's clothes and toys.

d) Single cigarettes and packages that consist less than 20 cigarettes.

e) To persons that are less than 18.

5) At the places of tobacco realization must be placed medical warning and the contact phone number of consultation for persons that wish to quit smoking confirmed by the Ministry of Labor, Health and Social Affairs of Georgia. Such medical warning must be placed on the format not less than A4.

Act 6. Design of tobacco product.

1) On each package of tobacco product on state language must be indicated following information:

- a) on consistence of nicotine and tar, that is defined by the acting normative act of Georgia;
- b) medical warning confirmed with normative act of the Ministry of Labor, Health and Social Affairs of Georgia so that it must occupy 5% of front panel of the package.

2) Medical warning must be:

- a) clear and obvious;
- b) printed with thick font, on contrastal background;
- c) Must be printed on such place, that shouldn't damage while the opening of the package and impossible to remove it.
- 3) Medical warning mustn't be:
  - a) Printed or stick on any outer packaging;
  - b) Covered with other information or illustration.

#### Act 7. Norms of nicotine and tar consistence in tobacco products

According the acting standards in Georgia the norms of consistence of nicotine and tar in tobacco products meant for realization, on the base of normative act, commonly are establishing the Ministry of Labor, Health and Social Affairs of Georgia, the Ministry of Agriculture and Product of Georgia and the State Department of Standardization, Metrology and Certification of Georgia.

#### Act 8. Tobacco advertisement.

Advertisement of tobacco product is regulated by the law “ on Advertisement”.

#### Act 9. Preventive measures of tobacco use.

1. The Ministry of Labor, Health and Social Affairs of Georgia with the Ministry of Education is assuring doctors and teachers medical and educational-preventive support for denying smoking from their side.
2. The Ministry of Labor, Health and Social Affairs of Georgia with the Ministry of Education with work out and realize preventive measures for adults to quit smoking.
3. The Ministry of Labor, Health and Social Affairs of Georgia with the Ministry of Finances are agreeing the issues concerning the funding of preventive measures.

#### Act. 10 State control in the sphere of law fulfillment.

For fulfillment of this law State control is realizing according Legislation of Georgia

#### Act 11 Account for infraction of the law

1. For infraction of the law physical and juridical body will be accounted by established rule of Georgia administrative infringing caudexes.
2. Accounting of physical and juridical body doesn't free them from the obligations of fulfillment this law.

#### Act 12. Transitional generation.

After three months from adoption of this law the Ministry of Justice has to prepare and submit to the Parliament of Georgia project of law on “additions in the administrative infringing caudexes of Georgia”.

#### Act 13. Validity of the law

1. Acts of this law:

- a) The 4<sup>th</sup> act of this law has to be valid from September 1, 2003;
- b) Item 2 of act 5 of this law has to be valid from January 1, 2004
- c) Item 5 of act 5 of this law has to be valid from January 1, 200 5
- d) The act 6 of this law has to be valid from January 1,2006

2) This law has to be valid after the publishing.

