

Smoking (Public Health) (Prescribed Information) Order

(Cap. 371 sub. leg. B)

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Smoking (Public Health) (Prescribed Information) Order

(L.N. 66 of 2017)

(Cap. 371, section 18(2))

[13 August 1982]

(Format changes—E.R. 1 of 2019)

1. Citation

This Order may be cited as the Smoking (Public Health) (Prescribed Information) Order.

(L.N. 66 of 2017)

2. *(Repealed 21 of 2006 s. 34)*

2A. Interpretation

(1) In this Order— *(L.N. 126 of 2017)*

specified seal (指明封條), in relation to a packet of cigarettes, means an affixture to the packet that is affixed to—

- (a) the top part of the 2 surfaces that bear the health warning; and
- (b) the surface that adjoins the top of those 2 surfaces;
(L.N. 126 of 2017)

surface (表面), in relation to a packet of cigarettes, or a retail container of cigarette packets, cigars, pipe tobacco or cigarette tobacco—

- (a) means an outer surface of the packet or container; and

- (b) includes any part of the lid of the packet or container that forms part of the surface.
- (2) For the purposes of paragraph 3, a packet is a specified packet with seal if—
 - (a) the packet does not have a lid any part of which forms, when the lid is closed, part of a surface that bears the health warning;
 - (b) the packet bears one specified seal that partially obscures any health warning appearing on any surface of the packet; and
 - (c) the area of the warning so obscured does not exceed 23 mm in width and 14 mm in length. (*L.N. 126 of 2017*)

(L.N. 66 of 2017)

3. Health warning and indication of tar and nicotine yields on packet or retail container of cigarettes

- (1) For the purposes of section 8 of the Ordinance, this paragraph applies to any packet of cigarettes containing 20 or more cigarettes and any retail container of cigarette packets containing any number of cigarettes.
- (2) Each packet and each container must bear a health warning and an indication of tar and nicotine yields. (*L.N. 66 of 2017*)
- (3) Subject to subparagraph (9), the health warning and indication of tar and nicotine yields must be printed on the packets and containers. (*L.N. 66 of 2017*)
- (4) The health warning must comply with the following requirements—
 - (a) it must conform to—
 - (i) for a container and a packet other than a specified packet with seal—either version A or version B

- of one of the forms prescribed in Part 2 of the Schedule; and
- (ii) for a specified packet with seal—version C of one of the forms prescribed in Part 2 of the Schedule; (*L.N. 126 of 2017*)
- (b) it must appear on the 2 largest surfaces of each packet and of each container;
 - (c) if a packet or container has more than 2 largest surfaces, the warning must appear on any 2 of those surfaces;
 - (d) subject to sub-subparagraph (a), the 2 surfaces must respectively bear the Chinese version and English version of version A, version B or version C of the same warning; (*L.N. 126 of 2017*)
 - (e) each Chinese or English version of the warning must cover at least 85% of the area of the surface on which it appears. (*L.N. 66 of 2017; L.N. 126 of 2017*)
- (5) Despite subparagraph (4), if a packet or container is in the shape of a cylindrical drum—
- (a) the health warning must be in one of the forms prescribed in Part 2A of the Schedule;
 - (b) the Chinese version of the warning—
 - (i) must appear on the curved surface of the drum; and
 - (ii) must cover at least 85% of the area of that surface; and
 - (c) the English version of the same warning—
 - (i) must appear on the top surface of the lid of the drum; and
 - (ii) must cover at least 50% of the area of that surface. (*L.N. 66 of 2017*)

-
- (6) For subparagraphs (4)(a) and (5)(a), each form of the health warning prescribed in Part 2 or 2A of the Schedule must appear on the packets and retail containers of each brand of cigarette with equal frequency during any continuous period of 24 months. (*L.N. 66 of 2017*)
- (7) The indication of tar and nicotine yields—
- (a) must be in either of the forms prescribed in Part 2C of the Schedule; and
 - (b) must appear on a surface of each packet and of each retail container other than a surface bearing the health warning. (*L.N. 66 of 2017*)
- (8) The health warning and indication of tar and nicotine yields appearing on a packet or retail container must not be obscured by—
- (a) any part of the lid of the packet or container when it is closed;
 - (b) an affixture to the packet or container;
 - (c) the wrapping of the packet or container;
 - (d) an affixture to that wrapping; or
 - (e) anything contained in that wrapping. (*L.N. 66 of 2017*)
- (8A) Subparagraph (8) is not contravened in relation to a specified packet with seal by reason only of the affixture of a specified seal to the packet. (*L.N. 126 of 2017*)
- (9) The health warning and indication of tar and nicotine yields may appear on a label securely affixed to a packet or retail container if—
- (a) the packet or container is made of metal or is a plastic drum; or

- (b) the Commissioner of Customs and Excise approves the affixing of the label to the packet or container on being satisfied that—
 - (i) it is not reasonable to expect to have had a health warning and an indication of tar and nicotine yields printed on the packet or container at the time of its manufacture; and
 - (ii) the approval is required for a limited period of time or in relation to a particular consignment of cigarettes only. (*L.N. 66 of 2017*)

(21 of 2006 s. 35)

4. (*Repealed L.N. 188 of 1999*)

4A. Health warning on retail container of cigar, pipe tobacco or cigarette tobacco (other than retail container containing one cigar)

- (1) For the purposes of section 9 of the Ordinance, this paragraph applies to any retail container of any cigar, pipe tobacco or cigarette tobacco (other than a retail container containing one cigar).
- (2) Each container must bear a health warning. (*L.N. 66 of 2017*)
- (3) Subject to subparagraph (10), the health warning must be printed on the containers. (*L.N. 66 of 2017*)
- (4) The health warning must comply with the following requirements—
 - (a) it must conform to either version A or version B of one of the forms prescribed in Part 2 of the Schedule; (*L.N. 126 of 2017*)
 - (b) it must appear on the 2 largest surfaces of each container;

- (c) if a container has more than 2 largest surfaces, the warning must appear on any 2 of those surfaces;
 - (d) if appearing on a retail container of cigars, the warning must also comply with subparagraph (5);
 - (e) if appearing on a retail container of pipe tobacco or cigarette tobacco, the warning must also comply with subparagraph (6). (*L.N. 66 of 2017*)
- (5) For a retail container of cigars—
 - (a) the Chinese version of the warning—
 - (i) must appear on the largest surface on the front of the container; and
 - (ii) must cover at least 70% of the area of that surface; and
 - (b) the English version of the same warning—
 - (i) must appear on the largest surface on the back of the container; and
 - (ii) must cover 100% of the area of that surface. (*L.N. 66 of 2017*)
- (6) For a retail container of pipe tobacco or cigarette tobacco—
 - (a) subject to subparagraph (4)(a), the 2 surfaces bearing the warning must respectively bear the Chinese version and English version of version A or version B of the same warning; and (*L.N. 126 of 2017*)
 - (b) each Chinese or English version of the warning must cover at least 85% of the area of the surface on which it appears. (*L.N. 66 of 2017; L.N. 126 of 2017*)
- (7) Despite subparagraphs (4), (5) and (6), if a container is in the shape of a cylindrical drum—
 - (a) the health warning must be in one of the forms prescribed in Part 2A of the Schedule;

- (b) the Chinese version of the warning—
 - (i) must appear on the curved surface of the drum; and
 - (ii) must cover at least 85% of the area of that surface; and
- (c) the English version of the same warning—
 - (i) must appear on the top surface of the lid of the drum; and
 - (ii) must cover at least 50% of the area of that surface.
(*L.N. 66 of 2017*)
- (8) For subparagraphs (4)(a) and (7)(a), each form of the health warning prescribed in Part 2 or 2A of the Schedule must appear on the retail containers of each brand of cigar, pipe tobacco or cigarette tobacco with equal frequency during any continuous period of 24 months. (*L.N. 66 of 2017*)
- (9) The health warning appearing on a retail container must not be obscured by—
 - (a) any part of the lid of the container when it is closed;
 - (b) an affixture to the container;
 - (c) the wrapping of the container;
 - (d) an affixture to that wrapping; or
 - (e) anything contained in that wrapping. (*L.N. 66 of 2017*)
- (10) The health warning may appear on a label securely affixed to a retail container with an approval given by the Commissioner of Customs and Excise on being satisfied that it is not reasonable to expect to have had a health warning printed on the container at the time of its manufacture. (*L.N. 66 of 2017*)
(*21 of 2006 s. 36*)

4AA. Health warning on retail container containing one cigar

- (1) For the purposes of section 9 of the Ordinance, this paragraph applies to any retail container containing one cigar.
- (2) Each container must bear a health warning. (*L.N. 66 of 2017*)
- (3) Subject to subparagraph (7), the health warning must be printed on the containers. (*L.N. 66 of 2017*)
- (4) The health warning must comply with the following requirements—
 - (a) it must conform to one of the forms prescribed in Part 2B of the Schedule; (*L.N. 126 of 2017*)
 - (b) both the Chinese version and English version of the warning must appear on the largest surface of the container. (*L.N. 66 of 2017*)
- (5) For subparagraph (4)(a), each form of the health warning prescribed in Part 2B of the Schedule must appear on the retail containers of each brand of cigar with equal frequency during any continuous period of 24 months. (*L.N. 66 of 2017*)
- (6) The health warning appearing on a retail container must not be obscured by—
 - (a) any part of the lid of the container when it is closed;
 - (b) an affixture to the container;
 - (c) the wrapping of the container;
 - (d) an affixture to that wrapping; or
 - (e) anything contained in that wrapping. (*L.N. 66 of 2017*)
- (7) The health warning may appear on a label securely affixed to a retail container with an approval given by the Commissioner of Customs and Excise on being satisfied that it is not reasonable to expect to have had a health warning printed on the container at the time of its manufacture. (*L.N. 66 of 2017*)

(21 of 2006 s. 36)

4B. *(Repealed 21 of 2006 s. 37)*

5. *(Repealed 21 of 2006 s. 38)*

5A. Health warning on price board of conventional smoking products

(39 of 2021 s. 33)

- (1) For the purposes of section 14(6)(b)(iv) of the Ordinance, this paragraph applies to a price board that lists the names and prices of the conventional smoking products offered for sale in any premises. *(39 of 2021 s. 33)*
- (2) The price board shall bear a health warning in the form set out in Part 3A of the Schedule.
- (3) The health warning must cover at least 20% of the area of the price board.

(21 of 2006 s. 39; L.N. 66 of 2017)

6-7. *(Repealed L.N. 188 of 1999)*

8. Sign when offering conventional smoking products for sale, etc.

(39 of 2021 s. 34)

A sign required by section 15B of the Ordinance shall be as set out in Part 6 of the Schedule and shall— *(L.N. 66 of 2017)*

- (a) be rectangular in shape with sides of at least 38 centimetres in length and 20 centimetres in width;
- (b) be in plain and readily legible letters and characters;
- (c) have letters and characters of a colour which contrasts with the colour of the background upon which they are printed; and
- (d) be printed—

- (i) in English, in Univers Bold; and
- (ii) in Chinese, in Gothic Bold (中粗黑/粗黑).

(L.N. 558 of 1994)

9. Transitional provision relating to Smoking (Public Health) (Notices) (Amendment) Order 2017 (L.N. 66 of 2017)

(E.R. 1 of 2019)

During the period between 21 December 2017 and 20 June 2018 (both dates inclusive), compliance with paragraph 3, 4A or 4AA as in force immediately before 21 December 2017 is, for the purposes of sections 8 and 9 of the Ordinance, taken to be compliance with paragraph 3, 4A or 4AA, as may be appropriate.

(L.N. 66 of 2017; L.N. 126 of 2017)

Schedule

[paras. 3, 4A, 4AA, 5A & 8]

(L.N. 558 of 1994; L.N. 188 of 1999; 21 of 2006 s. 40)

Part I

(Repealed L.N. 188 of 1999)

Part 2

Forms of Health Warning on Packet of Cigarettes or Retail Container of Conventional Smoking Products (Not in Cylindrical Drum Shape, Not Containing One Cigar)

(Part 2 replaced L.N. 66 of 2017 and L.N. 126 of 2017. 39 of 2021 s. 35)

Form 1

Chinese Version of Version A



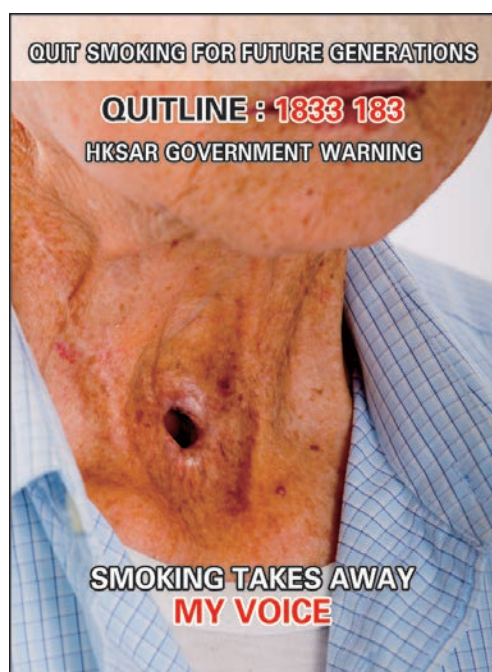
Chinese Version of Version B



Chinese Version of Version C



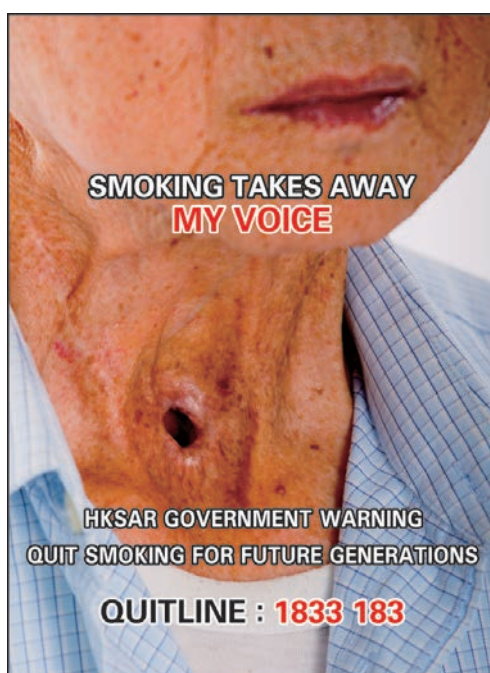
English Version of Version A



English Version of Version B



English Version of Version C



Form 2

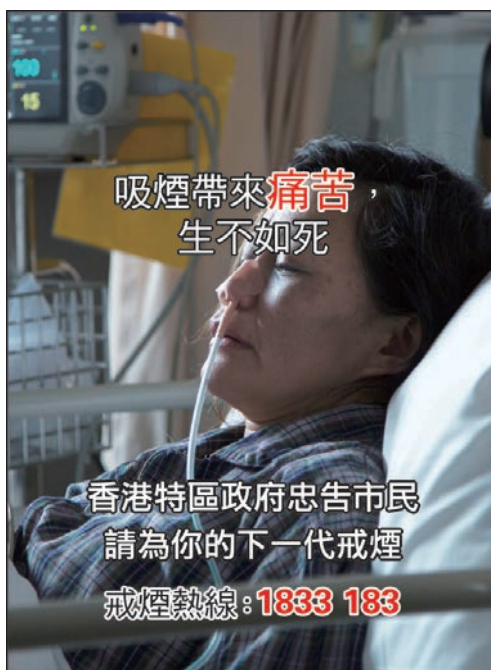
Chinese Version of Version A



Chinese Version of Version B



Chinese Version of Version C



English Version of Version A



English Version of Version B



English Version of Version C



Form 3

Chinese Version of Version A



Chinese Version of Version B



Chinese Version of Version C



English Version of Version A



English Version of Version B



English Version of Version C



Form 4

Chinese Version of Version A



Chinese Version of Version B



Chinese Version of Version C



English Version of Version A



English Version of Version B



English Version of Version C



Form 5

Chinese Version of Version A



Chinese Version of Version B



Chinese Version of Version C



English Version of Version A



Smoking (Public Health) (Prescribed Information) Order

Schedule—Part 2

S-32

Cap. 371B

English Version of Version B



English Version of Version C



Form 6

Chinese Version of Version A



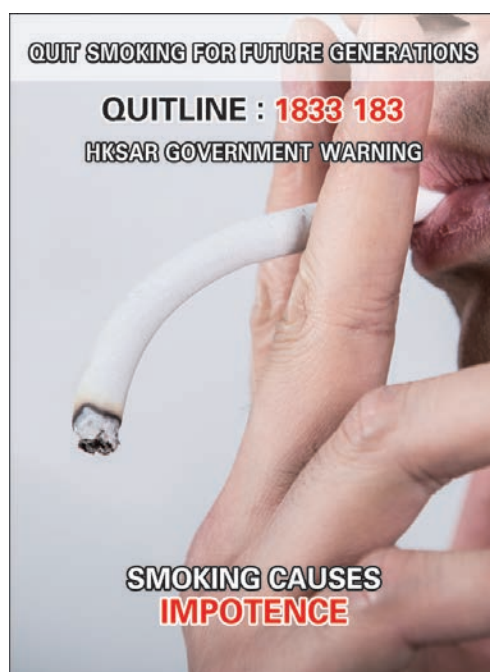
Chinese Version of Version B



Chinese Version of Version C



English Version of Version A



English Version of Version B



English Version of Version C



Form 7

Chinese Version of Version A



Chinese Version of Version B



Chinese Version of Version C



English Version of Version A



English Version of Version B



English Version of Version C



Form 8

Chinese Version of Version A



Chinese Version of Version B



Chinese Version of Version C



English Version of Version A



English Version of Version B



English Version of Version C



Form 9

Chinese Version of Version A



Chinese Version of Version B



Chinese Version of Version C



English Version of Version A



English Version of Version B



English Version of Version C



Form 10

Chinese Version of Version A



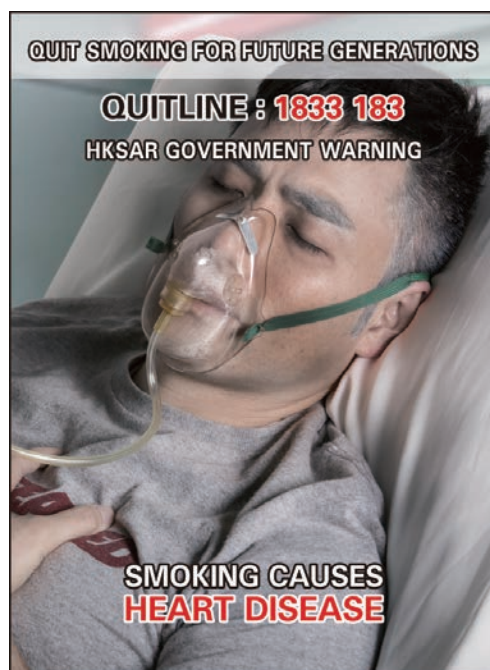
Chinese Version of Version B



Chinese Version of Version C



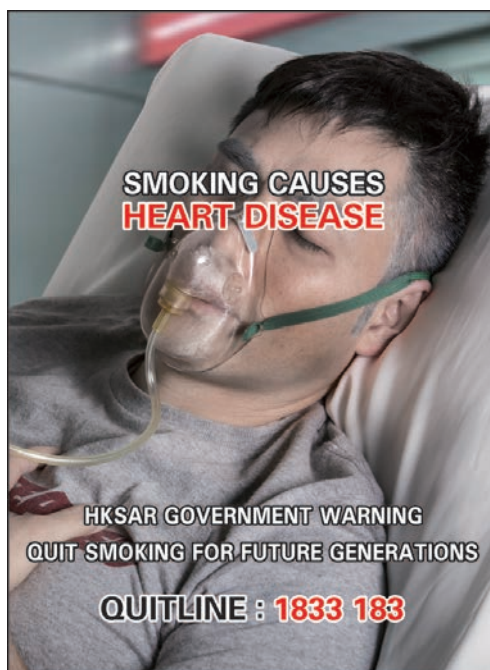
English Version of Version A



English Version of Version B



English Version of Version C

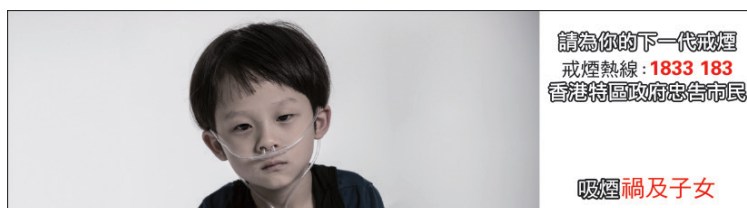


Form 11

Chinese Version of Version A



Chinese Version of Version B



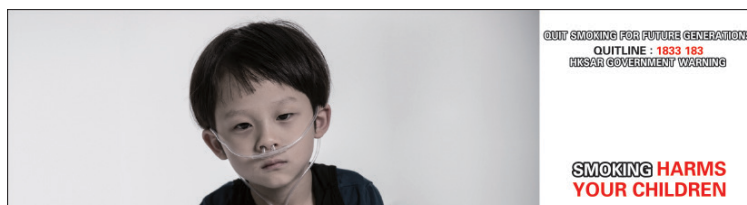
Chinese Version of Version C



English Version of Version A



English Version of Version B



English Version of Version C

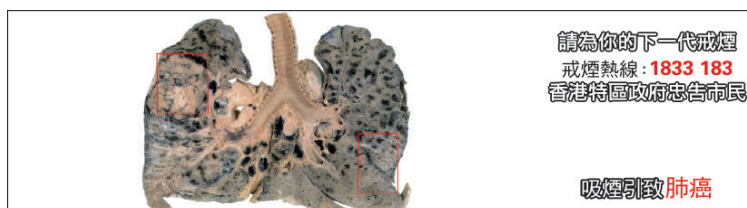


Form 12

Chinese Version of Version A



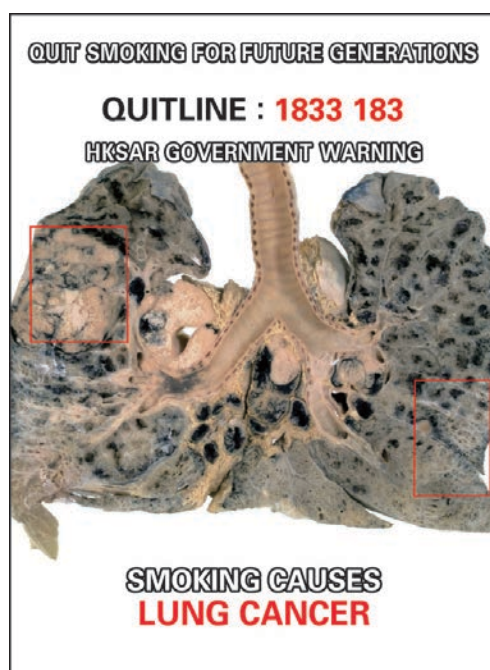
Chinese Version of Version B



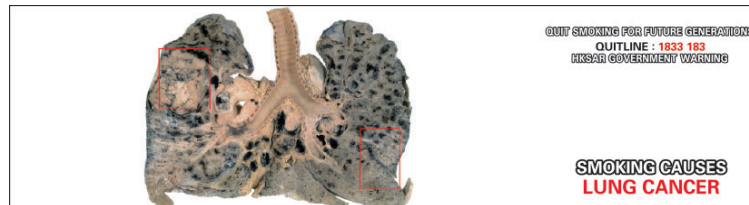
Chinese Version of Version C



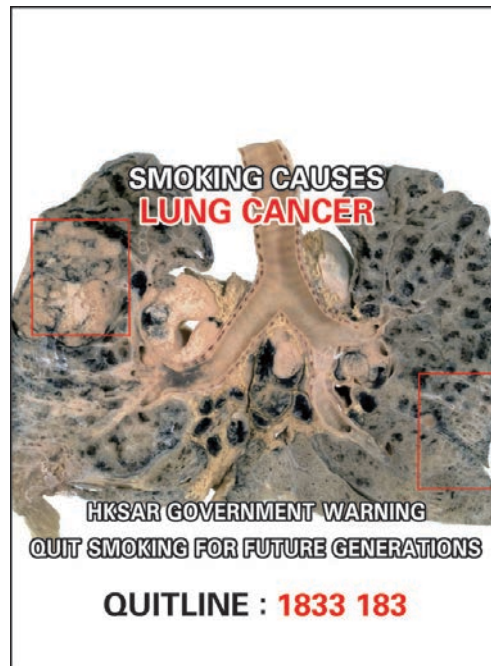
English Version of Version A



English Version of Version B



English Version of Version C



Specifications—

1. Each form is rectangular in shape and surrounded by a black line as demarcation.
2. The characters, letters and numbers are surrounded by either a black line or white line.

3. For the Chinese version, the characters and numbers are printed in “中黑體” typeface. For the English version, the letters and numbers are printed in Univers Bold typeface.
4. The graphic, characters, letters and numbers are printed by 4-colour printing with a minimum resolution of 300 dpi.

Part 2A

Forms of Health Warning on Packet of Cigarettes or Retail Container of Conventional Smoking Products (in Cylindrical Drum Shape, Not Containing One Cigar)

(Part 2A replaced L.N. 66 of 2017. 39 of 2021 s. 35)

Form 1

Chinese Version



English Version



Form 2

Chinese Version



Smoking (Public Health) (Prescribed Information) Order

Schedule—Part 2A

S-80

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English Version



Form 3

Chinese Version



English Version



Form 4

Chinese Version



Smoking (Public Health) (Prescribed Information) Order

Schedule—Part 2A

S-84

Cap. 371B

English Version



Form 5

Chinese Version



Smoking (Public Health) (Prescribed Information) Order

Schedule—Part 2A

S-86

Cap. 371B

English Version



Form 6

Chinese Version



Smoking (Public Health) (Prescribed Information) Order

Schedule—Part 2A

S-88

Cap. 371B

English Version



Form 7

Chinese Version



Smoking (Public Health) (Prescribed Information) Order

Schedule—Part 2A

S-90

Cap. 371B

English Version



Form 8

Chinese Version



English Version



Form 9

Chinese Version



Smoking (Public Health) (Prescribed Information) Order

Schedule—Part 2A

S-94

Cap. 371B

English Version



Form 10

Chinese Version



English Version



Form 11

Chinese Version



Smoking (Public Health) (Prescribed Information) Order

Schedule—Part 2A

S-98

Cap. 371B

English Version

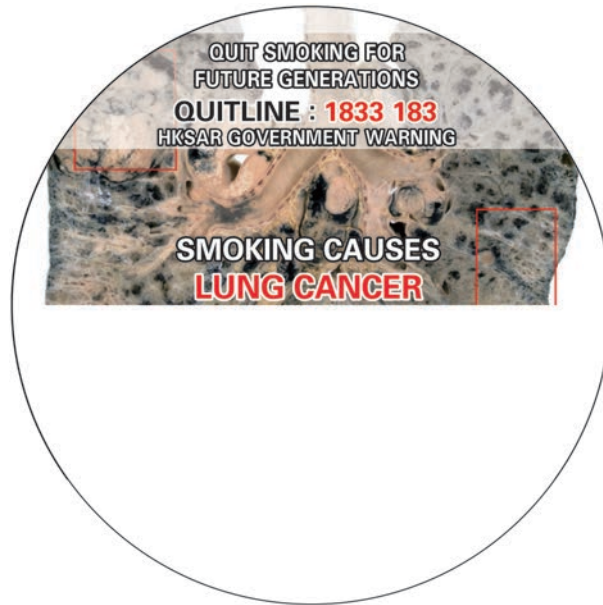


Form 12

Chinese Version



English Version



Specifications—

1. The Chinese version of each form is rectangular in shape and surrounded by a black line as demarcation. The English version of each form is hemispherical in shape and surrounded by a black line as demarcation.
2. The characters, letters and numbers are surrounded by either a black line or white line.
3. For the Chinese version, the characters and numbers are printed in “中黑體” typeface. For the English version, the letters and numbers are printed in Univers Bold typeface.
4. The graphic, characters, letters and numbers are printed by 4-colour printing with a minimum resolution of 300 dpi.

Part 2B

Forms of Health Warning on Retail Container Containing One Cigar

(Part 2B replaced L.N. 66 of 2017)

Form 1

Chinese Version



English Version

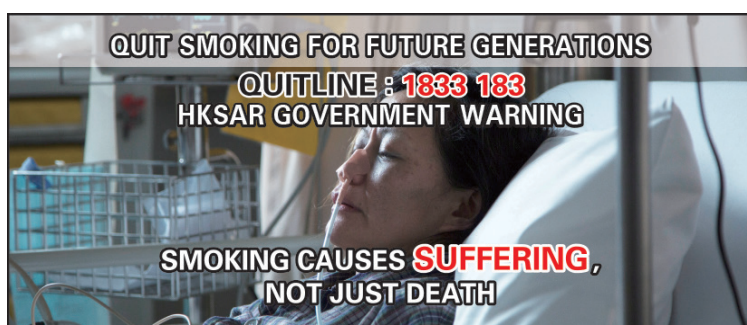


Form 2

Chinese Version



English Version



Form 3

Chinese Version



English Version



Form 4

Chinese Version



English Version



Smoking (Public Health) (Prescribed Information) Order

Schedule—Part 2B

S-108

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Form 5

Chinese Version



English Version



Form 6

Chinese Version



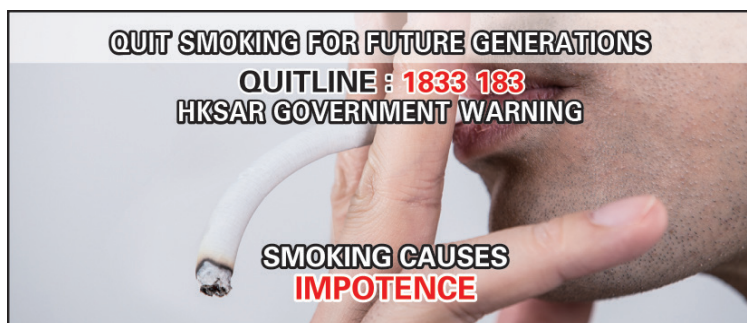
Smoking (Public Health) (Prescribed Information) Order

Schedule—Part 2B

S-110

Cap. 371B

English Version

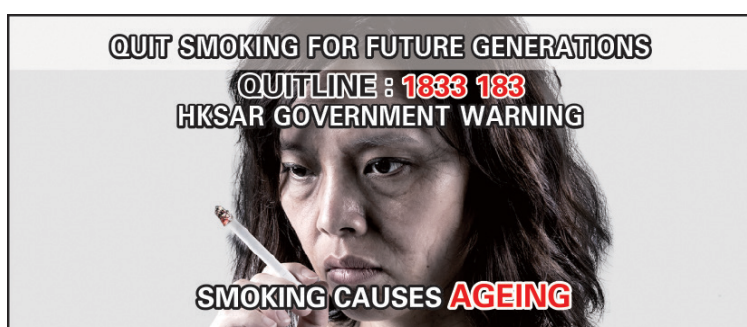


Form 7

Chinese Version



English Version

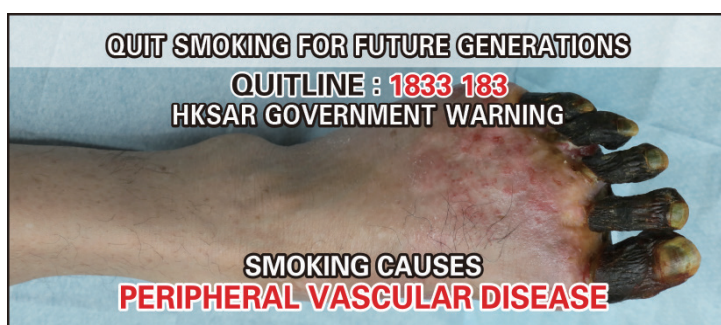


Form 8

Chinese Version



English Version

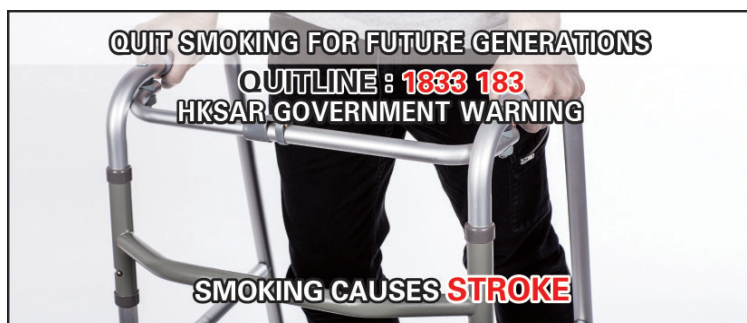


Form 9

Chinese Version

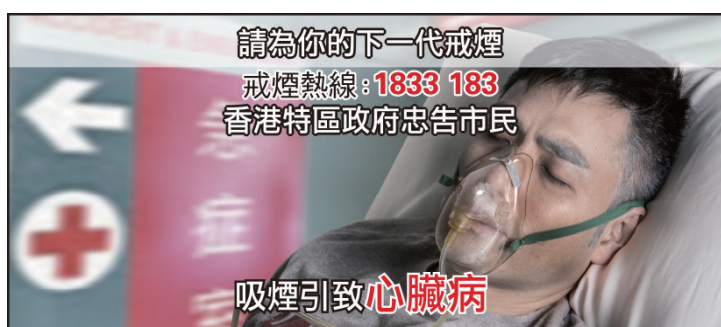


English Version

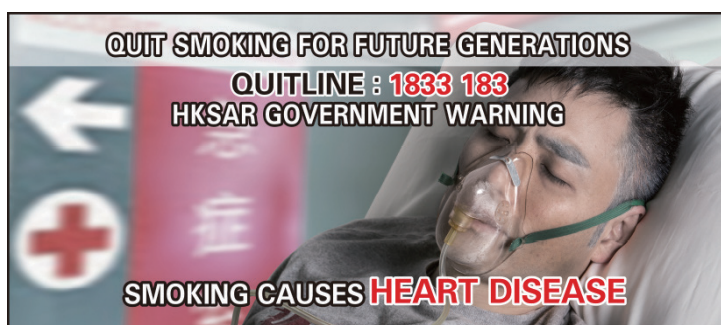


Form 10

Chinese Version



English Version

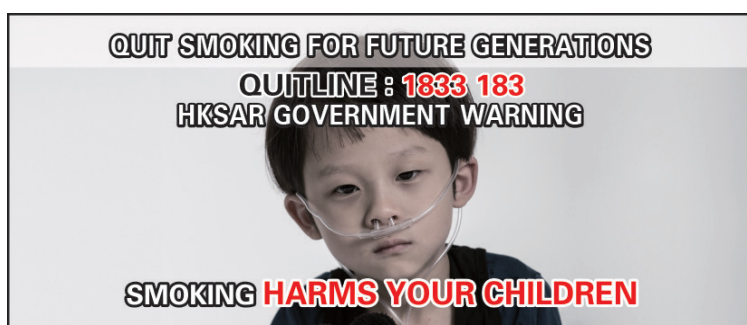


Form 11

Chinese Version



English Version

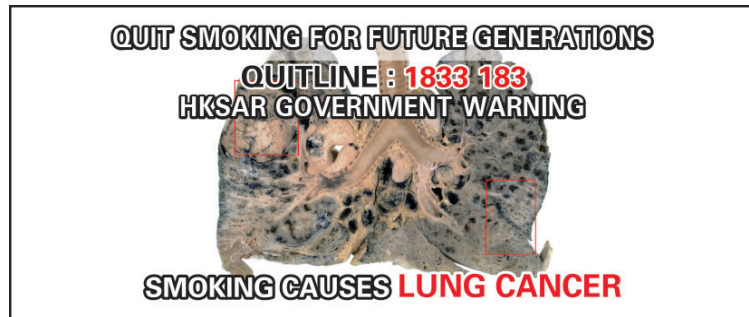


Form 12

Chinese Version



English Version



Specifications—

1. Each form is rectangular in shape and surrounded by a black line as demarcation. The width and the length are 7 cm and 3 cm respectively.
2. The characters, letters and numbers are surrounded by either a black line or white line.
3. For the Chinese version, the characters and numbers are printed in “中黑體” typeface. For the English version, the letters and numbers are printed in Univers Bold typeface.
4. The graphic, characters, letters and numbers are printed by 4-colour printing with a minimum resolution of 300 dpi.

Part 2C

Forms of Indication of Tar and Nicotine Yields on Packet of Cigarettes or Retail Container of Cigarette Packets

(Part 2C added L.N. 66 of 2017)

Form 1

TAR :	mg	NICOTINE :	mg
焦油 :	毫克	尼古丁 :	毫克

Form 2

TAR :	mg
焦油 :	毫克
NICOTINE :	mg
尼古丁 :	毫克

Specifications—

1. The Chinese characters and Arabic numerals on the same line are printed in “中黑體” typeface. The English letters and Arabic numerals on the same line are printed in Univers Bold typeface.
2. The characters, letters and numbers are—
 - (a) of a font size not less than 8 point;
 - (b) printed in white for white or 100% black for black, whichever colour contrasts more clearly with the colour of their background; and
 - (c) clearly visible.

Part III

(Repealed 21 of 2006 s. 40)

Part 3A

Form of Health Warning on Price Board of Conventional Smoking Products

(L.N. 66 of 2017; 39 of 2021 s. 35)



Specifications—

1. The form is rectangular in shape and surrounded by a black line as demarcation.
2. The background colour is white.
3. The characters “香港特區政府忠告市民” are printed in 30 kyu (級).
4. The characters “吸煙足以致命” are printed in 90 kyu (級).
5. All characters referred to in paragraphs 3 and 4 are printed in black and in “華康中黑體” typeface.

6. The letters “HKSAR GOVERNMENT WARNING” are printed in 30 points.
7. The letters “SMOKING KILLS” are printed in 90 points.
8. All letters referred to in paragraphs 6 and 7 are printed in black and in Univers Bold typeface, all capitals.
9. If the price board is smaller than 1500 square centimetres, the characters and letters of the health warning may be proportionally reduced in kyu (級) and points by reference to the specifications in paragraphs 3, 4, 6 and 7.

(21 of 2006 s. 40)

Part IV

(Repealed L.N. 188 of 1999)

Part V

(Repealed 21 of 2006 s. 40)

Part 6

Sign When Offering Conventional Smoking Products for Sale, etc.

(L.N. 66 of 2017; 39 of 2021 s. 35)

BY ORDER OF HKSAR GOVERNMENT:

**NO TOBACCO PRODUCT SHALL BE SOLD
TO PERSON UNDER 18 OR GIVEN FOR
PROMOTION TO ANY PERSON**

特區政府諭

禁止售賣煙草產品予
十八歲以下人士或派
贈煙草產品予任何人士

(L.N. 558 of 1994; L.N. 188 of 1999)