



Republika e Kosovës
Republika Kosovo - Republic of Kosovo
Kuvendi - Skupština - Assembly

Law No. 08/L-040

**ON AMENDING AND SUPPLEMENTING LAW NO. 04/L-156 ON
TOBACCO CONTROL**

The Assembly of the Republic of Kosovo;

Based on Article 65 (1) of the Constitution of the Republic of Kosovo,

Approves:

**LAW ON AMENDING AND SUPPLEMENTING LAW NO. 04/L-156 ON
TOBACCO CONTROL**

Article 1
Purpose

The purpose of this law is to amend and supplement Law no. 04/L-156 on Tobacco Control (hereinafter: the law), and its harmonization with Law no. 05/L-087 on Minor Offences.

Article 2

Chapter X and Article 21 of the law shall be amended and supplemented by the following text:

CHAPTER X
Minor offence sanctioned by fines

Article 21

1. For the following violations the entity is punished with a fine for minor offences as follows:

1.1. the legal person who produces or imports and violates the provisions of Article 3, and 4 of the law, shall be punished by a fine for minor offences, from fifteen thousand (15.000) to twenty thousand (20.000) euro;

1.2. the legal person who produces or imports and violates the provisions of Article 5 of the law shall be punished by fine for minor offences, from five thousand (5.000) to seven thousand (7.000) euro;

1.3. the legal person who produces, imports or sells wholesale and violates the provisions of Articles 6 and 7 of the Law shall be punished by a fine, from fifteen thousand (15.000) to twenty thousand (20.000) euros for minor offences;

1.4. the natural person who sells or offers for sale tobacco products, in violation of Article 3 paragraph 2. of the law, shall be punished by fine for minor offences from five hundred (500) up to one thousand (1.000) euro;

1.5. natural person who sells or offers for sale tobacco products, in violation of Article 6 and 7 of the law shall be fined for minor offences, from five hundred (500) up to one thousand (1.000) euro.

2. On below-listed violations, the entity shall be punished with a fine, as follows:

2.1. legal person who initiates advertisements, promotions, or tobacco sponsorships defined in Article 8 of the law shall be punished with a fine for minor offences from fifteen thousand (15.000) up to twenty thousand (20.000) euro;

2.2. entities that manufacture or publish advertising, promotional, or sponsorship content as defined in Article 8 of the law, shall be punished with a fine for minor offences from five thousand (5.000) to seven thousand (7.000) euro;

2.3. fine for minor offences in the amount of five thousand (5.000) up to ten thousand (10.000) euro is imposed on the entity that distributes advertises, promotional and sponsorship content prohibited by Article 8 of the Law, when logically should have been aware of prohibited material and when it was in a position to remove the material or disable access to it but did not do so;

2.4. media or organizer of an event as well as other participants who participate in the advertising, promotion or sponsorship of tobacco defined in Article 8 of the law, shall be punished with a fine for minor offences from five thousand (5.000) up to ten thousand (10.000) euro;

2.5. natural person who violates Article 8 of the law shall be punished by a fine for minor offences from five hundred (500) up to one thousand (1.000) euro.

2.6. responsible person of the legal person who violates Article 8 of the law, shall be punished by a fine for minor offences, from one thousand (1.000) up to three thousand (3.000) euro.

3. For the violations listed below the natural person shall be fined as follows:

3.1. legal person-business entity that violates Article 9, paragraph 1., 2., 3. and 4. of the law, shall be punished with a fine for a minor offences from one thousand (1.000) up to three thousand (3.000) euro;

3.2. natural person who violates Article 9, paragraph 1., 2., 3. and 4. of the Law, shall be punished with fine for minor offences from two hundred (200) up to five hundred (500) euro;

3.3. legal person-business entity that violates Article 9, paragraph 5., and 6. of the law, shall be punished with fine for minor offences from one thousand (1.000) up to two thousand (2.000) euro;

3.4. natural person who violates Article 9, paragraphs 5. and 6. of the law, shall be punished by fine for minor offences from two hundred (200) up to five hundred (500) euro;

3.5. legal entity-business entity that violates Article 10, paragraph 1., 2., 3., 4. and 5. of the law, shall be punished by fine for minor offences, from one thousand (1.000) up to two thousand (2.000) euro;

3.6. natural person who violates Article 10, paragraph 1., 2., 3., 4. and 5. of the law, shall be punished by fine for minor offences, from two hundred (200) up to three hundred (300) euro.

4. For the violations listed below the entity shall be fined as follows:

4.1. the legal person-business entity that violates the provisions of Article 11 of the law shall be punished by fine for minor offences from one thousand (1.000) to three thousand (3.000) euro;

4.2. natural person who violates the provisions of Article 11 of the Law, shall be punished by fine for minor offences, from thirty (30) up to fifty (50) euro;

4.3. responsible person of the legal person for violation of the provisions of Article 12 of the law shall be punished by fine for minor offences, from two hundred (200) up to five hundred (500) euro;

4.4. responsible person of the legal person for violation of the provisions of Article 13 paragraph 4.1 of the law shall be punished by fine for minor offences from one thousand (1.000) up to two thousand (2.000) euro.

Article 3
Entry into force

This law shall enter into force fifteen (15) days after publication in the Official Gazette of the Republic of Kosovo.

Law No. 08/L-040
24 December 2021

Glauk KONJUFCA

President of the Assembly of the Republic of Kosovo