

REGULATION FOR DESIGNATING TOBACCO CONSUMPTION PROHIBITED PLACES

Introduction and name	1.	(a)	This Regulation is pursuant to Section 3 of Law No. 15/2010 (Law on Tobacco Control) to describe the places or part(s) of places within work and public premises where the consumption of tobacco is prohibited, and is issued under section 37 (a) 2 of the Law.
		(b)	This Regulation may be cited as "Regulation for Designating Tobacco Consumption Prohibited Places".
Commencement	2.		This Regulation shall come into force with effect from 1 st January 2013.
Prohibition of tobacco consumption	3.		It is prohibited to consume tobacco at the places designated in this Regulation as Tobacco Consumption Prohibited Places.
Places where consumption of tobacco is prohibited	4	(a)	<p>On commencement of this Regulation, the consumption of tobacco is prohibited as specified below at the places described below.</p> <ol style="list-style-type: none">1. Places where consumption of tobacco is prohibited by (b), (e), (f) and (g) of Section 3 of the Law. This includes the areas in front of the doors, semi doors and gates that are used as entrances and exits to the roads. The area in front of such entrances and exits is considered to be 10 feet from the door, semi door or gate.2. All buildings where government institutions function. This includes government offices and buildings where government institutions and government share held companies are run.

3. Places where elderly people are taken care of and the open areas of such places.
 4. Rehabilitation centers and the open areas at such places.
 5. Children's parks and places where children typically gather for entertainment.
 6. Ferry vessels and ferry terminals.
 7. For vessels that cannot be classified as ferries, the vessel during the period within which it carries passengers other than its regular crew.
 8. Any vessel used for the transportation of passengers or cargo.
 9. Among teashops, restaurants, cafés and any other outlets providing food or beverages, those which are air-conditioned.
 10. Areas other than those specified for consumption of tobacco within non air-conditioned teashops, restaurants, cafés and other food and beverage outlets.
 11. Places where members of the public typically enter to receive goods or services, or places where people regularly wait in queues or otherwise.
 12. Among the areas open to the public, places where typically a large number of people gather.
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| Designating areas for tobacco consumption, issuing permits and collecting fees. | 5. | <p>(a) For the places designated for tobacco consumption, a special permit under this Regulation must be attained from the Ministry.</p> <p>(b) Among the non air-conditioned teashops, restaurants, cafés and other food and beverage outlets, permits for designating tobacco consumption areas will be issued to those which meet the Ministry's criteria formulated with the advice from the Board. Such criteria and application forms for</p> |
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		requesting permit must be made public by the Ministry within 30 (thirty) days from the date on which this Regulation is published on the Maldivian government gazette.
	(c)	Permits for the parties specified in this section will be issued after a fee which has been decided by the Ministry with the advice from the Board has been collected. Fees in regard to permits are described at the appendix 2 (two) of this Regulation.
Indication of tobacco consumption prohibition.	6.	<p>(a) Notices indicating the prohibition of tobacco consumption must be placed in a manner visible to the public at the places where tobacco consumption is prohibited under the Law on Tobacco Control and this Regulation, and during those circumstances when tobacco consumption is banned at a place due to a circumstance specified in this Regulation. The deadline for displaying such notices (described in Appendix-1) which were made public simultaneously with this Regulation is the date on which this Regulation comes into effect. However, for notices which are made public after this Regulation is published, the deadline for displaying such notices are 30 (thirty) days from the date on which they were made public.</p> <p>(b) For all the notices that must be placed under this Regulation, the responsibility of preparing them according to the template provided by the Ministry and placing them in a publicly visible manner rests with the management in the case of a goods or service provider, official institution responsible for its management in the case of a public space and organizer in the case of an event or any other function.</p> <p>(c) The templates for the notices that are required to be placed under this Regulation will be formulated by the Tobacco Control Board and made public by the Ministry.</p>
Other matters	7.	<p>(a) The consumption of tobacco is prohibited at teashops, canteens or cafés located within a public area designated under this Regulation</p>

			as tobacco consumption prohibited.
		(b)	A list of the places designated under this Regulation as tobacco consumption prohibited must be published on the Ministry's website and made accessible to the public.
Temporary prohibition.	8.	(a)	A place which is not designated as a public space under this Regulation may be temporarily made a tobacco consumption prohibited area in relation to any event or activity being carried out in that area.
		(b)	For places specified in (a) of this Section, appropriate notice must be placed at the venue 1 (one) day before the beginning of the event until the closing of the event.
Penalty to parties failing to abide by the Law on Tobacco Control and this Regulation.	9.	(a)	If a person consumes tobacco at a public place designated by the Law on Tobacco Control and this Regulation as a tobacco consumption prohibited place, the person is fined by 500/- (five hundred) Rufiyaa.
		(b)	Among the places where consumption of tobacco is prohibited under this Regulation, if tobacco is being consumed at a place which is not classified as public, the owner of such a place is fined 1000/- (one thousand) Rufiyaa.
		(c)	If the notice indicating prohibition of tobacco consumption is not installed at a place designated as a tobacco consumption prohibited place, the owner is fined by 500/- (five hundred) Rufiyaa for the first time and 5000/- (five thousand) Rufiyaa each time from the second time onward.
		(d)	When the persons getting penalized under this Regulation gets fined, a chit for the payment of the fine is to be issued to the person as described in Section 29 of the Law on Tobacco Control.
		(e)	The measures that are required to be taken under the Law on Tobacco Control and this Regulation and their implementation is to be carried out within the system of the law by

the government institutions with appropriate legal power.

Definitions

10.

“Ferry vessel” means any vessel used for transporting passengers from one place to another on sea.

“Ministry “shall denote the ministry charged with the responsibility of administration of health services.

“Law” means Law 15/2010 (Law on Tobacco Control)

“Public Place” means a place or a vessel or a vehicle which is open and accessible to all people to walk or stroll or where people can gather or sit; or any other place designated as public place under this Regulation written under the Law.

“Workplaces” mean a place covered by a roof or any other means and enclosed by a partition or wall or by any other means where a person works or performs a duty for pay or as volunteer. It also includes annexes and fixtures of workplaces such as lifts, corridors, staircases, lobbies, lounges, toilets, cafeterias, canteens and tea rooms. It excludes places used for domestic purposes and not providing commercial services. The whole island shall not be considered as a workplace.

“Board” means the Tobacco Control Board instituted by the President under Section 36 of the Law on Tobacco Control.

Appendix: 1

Notices that indicate the prohibition of tobacco consumption.

1. Introduction:

This appendix describes the notices made compulsory by the Regulation for Designating Tobacco Consumption Prohibited Places (number: TCA 1012/02). Therefore information on the wordings, designs, color and sizes are included on this appendix.

2. Wordings:

Below are the main messages included on the notices that are to be installed at the different places where the consumption of tobacco is prohibited. However, when the notices are prepared, all the information included in the template must appear on the notice in a manner identical to the template.

To be placed at buildings where the consumption of tobacco is prohibited.

-The consumption of tobacco at the premises of this building is prohibited by law. (Notice Ref: TCA/N/2012/1)

To be placed at open spaces where the consumption of tobacco is prohibited.

-The consumption of tobacco at this area is prohibited by law. (Notice Ref: TCA/N/2012/2)

To be placed on vessels where the consumption of tobacco is prohibited.

-The consumption of tobacco on this vessel is prohibited by law. (Notice Ref: TCA/N/2012/3)

To be placed at an area within a building or an open space where the consumption of tobacco is prohibited.

-The consumption of tobacco in this area is prohibited by law. (Notice Ref: TCA/N/2012/10)


3. Template, size, font, color:

Size of the notice: 22x22 inch


Font: Faruma font

Color: Red, Black and white.


Color code:

 Red used in square/fonts and outline of the box

CMKY	RGB	HSB	LAB
C:0	R:237	H:358	L:53
M:100	G:50	S:79	A:69
Y:100	B:55	B:93	B:44
K:0			

 White used in square/fonts

CMKY	RGB	HSB	LAB
C:7	R:218	H:0	L:46
M:100	G:0	S:100	A:71
Y:100	B:0	B:85	B:61
K:3			

 Black used in cigarette

CMKY	RGB	HSB	LAB
C:75	R:0	H:0	L:0
M:68	G:0	S:0	A:-1
Y:65	B:0	B:0	B:-1
K:90			

4. Templates:

Below are the templates of the 4 (four) notices described in this appendix.

Template: (Notice Ref: TCA/N/2012/01)

Warning

Penalty: 500/-

The consumption of tobacco at the premises of this building is prohibited by law.

To report call:
3322111

(Notice Ref: TCA/N/2012/01)

Template: (Notice Ref: TCA/N/2012/02)

Warning

Penalty: 500/-

The consumption of tobacco at this area is prohibited by law.

To report call:

3322111

(Notice Ref: TCA/N/2012/02)

Template: (Notice Ref: TCA/N/2012/3)

Warning

Penalty: 500/-

The consumption of tobacco on this vessel is prohibited
by law.

To report call:

3322111

(Notice Ref: TCA/N/2012/3)

Template: (Notice Ref: TCA/N/2012/10)

Warning

Law: 15/2010

The consumption of tobacco in this area is prohibited by law.

To report call: 3322111

Penalty: 500/-

(Notice Ref: TCA/N/2012/10)

Appendix: 2

**Description of the fees allocated for the places specified
for the consumption of tobacco under the Law on
Tobacco Control.**

Description of the permit	Amount of the fee (in Maldivian Rufiyaa)
1. Permit for the places allocated for the consumption of tobacco.	1000