

“150th ANNIVERSARY OF THE NATIONAL EPIC: 1864–1870”

LEGISLATIVE BRANCH

LAW No. 7508

ESTABLISHING HEALTH PROTECTION MEASURES FOR INDIVIDUALS IN RELATION TO DEVICES, ACCESSORIES, AND SUPPLIES FOR ELECTRONIC NICOTINE DELIVERY SYSTEMS (ENDS) AND ELECTRONIC NON-NICOTINE DELIVERY SYSTEMS (ENNDS) OR OTHER NEW AND EMERGING DEVICES WITH OR WITHOUT NICOTINE, AND SUBSTANCES USED FOR VAPING.

THE CONGRESS OF THE PARAGUAYAN NATION ENACTS THE FOLLOWING LAW

**CHAPTER I
PURPOSE**

Article 1. Purpose of the law.

To regulate the import, production, consumption, advertising, and marketing of devices, accessories, and supplies for Electronic Nicotine Delivery Systems (ENDS) and Electronic Non-Nicotine Delivery Systems (ENNDS), or other new and emerging devices with or without nicotine, and substances used for vaping, and any other substance that does not contain tobacco products. Accordingly, to establish health measures for the protection of human health and their impact on the environment in relation to the use of these new and emerging devices, with and without nicotine.

**CHAPTER II
ENFORCING AUTHORITY AND SCOPE OF RESPONSIBILITY**

Article 2. Enforcing authority and scope of responsibility.

- a) The Ministry of Public Health and Social Welfare (MSPyBS for its acronym in Spanish), as the body responsible for public health policy with jurisdiction over the promotion and prevention of consumption, shall determine health warnings and control and regulate the prohibition of advertising or promotion and sponsorship of these products, in addition to having jurisdiction to prohibit products, components, additives, or substances that may be harmful to health or increase their addictive power, based on scientific evidence; additives, or substances that may be harmful to health or increase their addictive power, based on scientific evidence.
- b) The National Health Surveillance Directorate (DINAVISIA, for its acronym in Spanish) shall have the authority to regulate, control, and supervise Electronic Nicotine Delivery Systems (ENDS), Electronic Non-Nicotine Delivery Systems (ENNDS), their accessories, and complementary products for their use. That includes the function of evaluating, authorizing, and registering products, establishing standards, technical regulations,

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guidelines, and codes of good practice for activities related to products and activities within the scope of its competence throughout the national territory, in accordance with the relevant legislation, which is mandatory for all individuals, legal entities, and public or private organizations without exception. This authority is also responsible for the regulation, supervision, and control of activities carried out by individuals or legal entities engaged in the manufacture, fractionation, distribution, import, export, and storage of Electronic Nicotine Delivery Systems (ENDS), Electronic Non-Nicotine Delivery Systems (ENNDS), their accessories, and complementary products for their use. It is also responsible for authorizing and monitoring these actions.

The National Health Surveillance Directorate (DINAVISA), in accordance with the regulations established by the Ministry of Public Health and Social Welfare (MSPyBS), shall determine the components permitted in vaping liquids and the methods for analyzing and determining such components for quality and safety control. It shall also establish the information that manufacturers must provide to the health authority and the public.

The National Health Surveillance Directorate (DINAVISA) shall authorize and control points of sale to the public to verify compliance with the provisions established in this law.

- c) In matters of taxation, imports, and exports, it is the National Tax Revenue Directorate (DNIT, in Spanish).
- d) The Ministry of Industry and Commerce (MIC, in Spanish), specifically concerning its area of competence regarding systems, products, complementary products, cartridges, accessories, supplies, and all goods related to this standard.
- e) The Secretariat for Consumer and User Protection (SEDECO, in Spanish), concerning the protection of consumer and user rights and guarantees, in coordination with municipalities, as established by Law No. 1,334/1998 "ON CONSUMER AND USER PROTECTION," its amendments, and any laws that replace it.
- f) The municipalities of the Republic and the National Police have the authority to control and supervise the sale or distribution of products to minors or non-compliance with the prohibitions established in this law, as well as to receive complaints regarding the scope of this law and the provisions of the regulations. These functions do not affect the tasks of the Public Prosecutor's Office.
- g) The Ministry of Environment and Sustainable Development (MADES for its acronym in Spanish), with jurisdiction over environmental matters and the environmental impact of these products, their accessories, and complementary products for their use, and with jurisdiction to establish technical standards regarding the final disposal and recycling of products.

These State Agencies and Entities (OEE, in Spanish) are empowered to establish inter-institutional coordination mechanisms and regulations to improve the fulfillment of their functions within the scope of competence provided for in this Law.

Article 3. Creation of the Registry.

- a) The products covered by this law must be registered with the National Health Surveillance Directorate (DINAVISA), complying with the health requirements set by this authority.
- b) Any establishment wishing to carry out activities covered by this law must be authorized by the National Health Surveillance Directorate (DINAVISA), subject to compliance with the requirements established by this authority.
- c) The National Health Surveillance Directorate (DINAVISA) shall be the agency responsible for the registration, licensing, and authorization of the manufacture, import, export, distribution, and marketing, including retail outlets, of the products covered by this law, provided they meet the requirements established pursuant to its powers. To this end, it shall use the technological tools available to facilitate information and coordination with the institutions affected by this law, the costs of which shall be covered by the importing company and/or manufacturers.

Article 4. Definitions.

For this law, the following definitions shall apply:

- a) **Electronic Nicotine Delivery Systems (ENDS):** an electronic system that heats a nicotine-containing solution, generating an aerosol that can be inhaled, typically dissolved in propylene glycol and/or glycerin and may contain flavorings and other chemicals.
- b) **Electronic Non-Nicotine Delivery Systems (ENNDS):** an electronic system that heats a nicotine-free solution, generating an aerosol that can be inhaled, typically dissolved in propylene glycol and/or glycerin and may contain flavorings and other chemicals.
- c) **New and emerging nicotine or nicotine-free delivery devices:** these are innovative technological products that deliver nicotine or other substances and are becoming increasingly prevalent on the market.
- d) **Smoking/vaping:** the act of inhaling and exhaling smoke or aerosol made from a liquid or dry material that is heated in an electronic or non-electronic device such as Electronic Nicotine Delivery Systems (ENDS) and Electronic Non-Nicotine Delivery Systems (ENNDS) or other new and emerging products.
- e) **ENDS/ENNDS smoke:** emission of substances released by the heat of Electronic Nicotine Delivery Systems (ENDS) and Electronic Non-Nicotine Delivery Systems (ENNDS); or those emissions produced electronically by the components of substances or essences with or without nicotine.

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- f) **Essences:** substances used in electronic cigarettes, vapes, vaporizers, and substances used for vaping and vaporizing.
- g) **Ingredients:** chemical substances that form part of a compound intended for use in Electronic Nicotine Delivery Systems (ENDS) and Electronic Non-Nicotine Delivery Systems (ENNDS), or other new or emerging smoking products.
- h) **Health warnings:** information directed at consumers and the public about scientifically proven health risks associated with the consumption/use and exposure to products regulated by this law, including exposure through inhalation of emissions from these products. These may consist of messages, pictograms, captions, or similar materials, to be determined by the Ministry of Public Health and Social Welfare (MSPyBS).
- i) **Product registration:** administrative process by which the National Health Surveillance Directorate (DINAVISA) registers and authorizes the manufacture, import, export, distribution, and marketing of Electronic Nicotine Delivery Systems (ENDS) and Electronic Non-Nicotine Delivery Systems (ENNDS) once they have met the established requirements.
- j) **Proof of registration:** document with sequential numbering authorizing the sale of electronic cigarettes, vaping devices, and any other Electronic Nicotine Delivery Systems (ENDS) and Electronic Non-Nicotine Delivery Systems (ENNDS) and substances used in them.
- k) **Retailer:** place or point of sale for Electronic Nicotine Delivery Systems (ENDS) and Electronic Non-Nicotine Delivery Systems (ENNDS), or any other new and emerging device.
- l) **Distributor:** any natural or legal person who habitually distributes or sells, wholesale or retail, electronic cigarettes, Electronic Nicotine Delivery Systems (ENDS) and Electronic Non-Nicotine Delivery Systems (ENNDS), substances necessary for their use, or other similar products.
- m) **Open space:** any space without walls or ceilings.
- n) **Enclosed space:** any interior or enclosed area accessible to the public, any space covered by a roof or enclosed by one or more walls, regardless of the material used for the roof, walls, or structure, and regardless of whether the structure is permanent or temporary.
- o) **Manufacturer:** any natural or legal person who manufactures these products.

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- p) **Company:** any natural or legal person who, according to current laws, carries out the economic activity or industrializes these products.
- q) **Establishment:** a place where one or more activities regulated and supervised by the National Health Surveillance Directorate (DINAVISA) and governed by this law are carried out, such as the manufacture, fractionation, distribution, marketing, import, export, and storage of Electric Nicotine Delivery Systems (ENDS) and Electronic Non-Nicotine Delivery Systems (ENNDS), their accessories, and complementary products for their use.
- r) **Product registration:** administrative process by which the manufacture, import, export, distribution, and marketing of these products are registered and authorized, once they have met the established requirements.
- s) **Accessories:** items that are directly related to electronic devices (Electronic Nicotine Delivery Systems (ENDS) and Electronic Non-Nicotine Delivery Systems (ENNDS) and new and emerging devices) such as batteries, converters, chargers, USB adapters, coils, spare parts, mouthpieces, refillable or rechargeable cartridges, filters, adapters, kits, pods or tanks, and others.
- t) **Supplies:** liquid, cartridge, container, capsule, or similar item that may or may not contain nicotine, as well as other substances, essences, fragrances, solvents, or other chemicals that the consumer adds to the electronic devices at their own expense.
- u) **Cartridges or capsules:** containers for vaping liquids, with or without nicotine, and other substances used in Electronic Nicotine Delivery Systems (ENDS) and Electronic Non-Nicotine Delivery Systems (ENNDS).
- v) **Packaging:** may consist of the following:
 - 1) **Primary packaging:** any container that comes into direct contact with the product, in order to protect it from deterioration, contamination, or adulteration and to facilitate its handling.
 - 2) **Secondary packaging:** any container that contains two or more primary packages for the purpose of protecting them and facilitating their marketing until they reach the end consumer. Secondary packaging is usually used to group several primary packages into a single sales unit.
- w) **Pictogram:** part of the health warning, pictorial or graphic signs that convey information or data through clear and simplified representations, depicting the adverse effects of products on human health, proven and substantiated scientifically.

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- x) **Labeling:** This refers to the product labeling, i.e., the set of inscriptions, legends, marks, and provisions that are printed or affixed to the primary or secondary packaging, providing information and details about its content and use, as well as health warnings.
- y) **Technical Manager:** the Technical Director or Manager, Professional Pharmacist, or Pharmaceutical Chemist with Professional Registration granted by the Ministry of Public Health and Social Welfare (MSPyBS), authorized by the National Health Surveillance Directorate (DINAVISA), responsible for the technical information submitted by the manufacturer, importer, distributor, and exporter, as well as for the technical specifications of the product.
- z) **Product:** Electronic Nicotine Delivery Systems (ENDS) and Electronic Non-Nicotine Delivery Systems (ENNDS).
- aa) **Importer:** the individual or legal entity that brings the products into the country on their own behalf, either by bringing them themselves or having a third party bring them on their behalf.
- bb) **Exporter:** the individual or legal entity that sends products abroad in their name, whether they carry the goods themselves or through a third party.
- cc) **Complementary products for the use of ENDS/ENNDS:** these include, but are not limited to, essences or vaping liquids and cartridges for Electronic Nicotine Delivery Systems (ENDS) and Electronic Non-Nicotine Delivery Systems (ENNDS).

CHAPTER III REGULATION OF MARKETING, SUPPLY, AND USE

Article 5. Prohibitions regarding minors. General prohibitions regarding use and marketing.

- a) The use, marketing in any form, sale, supply, or delivery of Electronic Nicotine Delivery Systems (ENDS), Electronic Non-Nicotine Delivery Systems (ENNDS), and emerging devices to minors is prohibited.
- b) Minors are prohibited from accessing and remaining in places where Electronic Nicotine Delivery Systems (ENDS) and Electronic Non-Nicotine Delivery Systems (ENNDS) are produced, exclusively marketed, and distributed.
- c) The sale and/or supply of any new and emerging devices, Electronic Nicotine Delivery Systems (ENDS) and Electronic Non-Nicotine Delivery Systems (ENNDS) indirectly or impersonally, through remote sales or similar procedures, including online marketing, whereby the identity of the purchaser cannot be clearly and promptly verified, is prohibited.

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- d) The products regulated by this law shall be marketed in the places authorized by the National Health Surveillance Directorate (DINAVISA).
- e) The sale of products covered by this law to the public must be carried out exclusively at cash registers or points of sale in establishments, in such a way that they are not directly accessible to the end consumer, such as gondolas, displays, open showcases, and supermarket counters.
- f) Marketers of Electronic Nicotine Delivery Systems (ENDS) and Electronic Non-Nicotine Delivery Systems (ENNDS), accessories, and supplies are required to display a clear, visible, and prominent notice inside their establishment or point of sale that the sale of these products to minors is prohibited and that the Ministry of Public Health and Social Welfare (MSPyBS) does not recommend their use due to their harmful effects.

Article 6. Places expressly prohibited for the marketing of new and emerging devices.

- a) Healthcare and hospital centers or establishments;
- b) Centers and offices of public administrations and public law entities;
- c) Public, private, subsidized, and training educational centers;
- d) Sports facilities;
- e) Enclosed places, with or without natural ventilation or outdoor ventilation, in which more than one person interacts simultaneously, except for areas exclusively for people who smoke or vape, which must be separated appropriately and marked.
- f) Vehicles or means of public transport for people and ambulances, and means of river transport and aircraft originating and terminating in national territory.
- g) Ports, airports, bus and taxi terminals and stops, as well as any means of public transport for people.
- h) Children's play areas or zones.
- i) In public or private spaces, enclosed or open, where people gather, at a distance of no less than five (5) meters, except for private homes.
- j) Workplaces where more than one person, including workers and employers, interact simultaneously at a distance of no less than five (5) meters.

Article 7. Mandatory licensing of establishments for marketing, distribution, importation, and manufacturing.

The National Health Surveillance Directorate (DINAVISA) shall establish the requirements and conditions for the authorization of any establishment wishing to carry out commercial activities, distribution, importation, and/or manufacture of the products covered by this law, as established by the regulations. The authorization of marketing companies will be gradual, for which the National Health Surveillance Directorate (DINAVISA) will establish a period for such establishments to comply, which may not exceed six (6) months from the entry into force of this regulation.

Article 8. Communication obligations relating to marketing.

Mandatory product registration for marketing, distribution, import, and manufacturing.

- a) Establish that the products covered by this law must be registered with the National Health Surveillance Directorate (DINAVISA), complying with the health requirements established by this law.
- b) Manufacturers, importers, or distributors who intend to market Electronic Nicotine Delivery Systems (ENDS), Electronic Non-Nicotine Delivery Systems (ENNDS), and new or emerging devices, their accessories, and supplies must register them with the National Health Surveillance Directorate (DINAVISA) in accordance with the requirements established by this law.
- c) Companies must notify the National Health Surveillance Directorate (DINAVISA) of any changes, additions, or modifications they intend to make in relation to the components, substances, or additives in these products covered by this law.
- d) In addition, manufacturers and importers of Electronic Nicotine Delivery Systems (ENDS), Electronic Non-Nicotine Delivery Systems (ENNDS), and new or emerging devices, their accessories, and supplies must submit to the National Health Surveillance Directorate (DINAVISA), prior to marketing, the design of the labeling, packaging, and information leaflet for each brand and type of product, in order to verify that it complies with the established requirements.
- e) The National Health Surveillance Directorate (DINAVISA) will verify that the documentation provided complies with the regulations and may require the submission of additional information to complete it.

Article 9. Quality and safety requirements.

- a) Only allow the import or manufacture of sealed devices.

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- b) Electronic Nicotine Delivery Systems (ENDS) and Electronic Non-Nicotine Delivery Systems (ENNDS), accessories, and supplies must meet the following requirements:
 - 1. The nicotine concentration in the liquid must not exceed 20 mg/ml (twenty milligrams/milliliter) or 2% (two percent).
 - 2. The Ministry of Public Health and Social Welfare (MSPyBS) and the National Health Surveillance Directorate (DINAVISA) may modify or prohibit specific components based on research or scientific evidence demonstrating their harmful effects on human health.
- c) The essences must not contain the following in their composition:
 - 1. Vitamins and other additives that give the impression that a product has health benefits or reduces health risks.
 - 2. Caffeine, taurine, or other additives and stimulants associated with energy and vitality.
 - 3. Additives with coloring properties during combustion.
 - 4. Additives that facilitate the inhalation or ingestion of nicotine.
 - 5. Additives that have carcinogenic, mutagenic, or nephrotoxic properties.
 - 6. Cannabis in any form.
 - 7. Electronic Nicotine Delivery Systems (ENDS) and Electronic Non-Nicotine Delivery Systems (ENNDS) must deliver nicotine doses consistently under normal conditions of use.
- d) They must be safe and tamper-proof for children, and protected against breakage and leakage.

CHAPTER IV

PACKAGING, CONTENTS, AND LABELING OF ENDS/ENNDS AND NEW AND EMERGING DEVICES

Article 10. Labeling and packaging.

The Ministry of Public Health and Social Welfare (MSPyBS) shall establish in the relevant regulations for imported and domestic products the format, location, size, content, frequency, and rotation of health warnings alternating in equal parts in Spanish and Guaraní and pictograms warning of the harmful effects of the use of Electronic Nicotine Delivery Systems (ENDS) and Electronic Non-Nicotine Systems (ENNDS), which will be approved by resolution of this ministry.

- a) The size of the pictograms may not be less than 60% (sixty percent) of the main surface of the packaging or cases.
- b) The following must be printed on the packaging or case:
 - 1. Sale to minors prohibited.

2. Include a qualitative list of the components and harmful effects of the product, as established by the Ministry of Public Health and Social Welfare (MSPyBS).
 3. Manufacturing batch number.
 4. Date of manufacture and expiration date.
 5. A recommendation to keep out of the reach of children.
 6. Authorization number from the National Health Surveillance Directorate (DINAVISA).
 7. Compliance with these provisions by establishments is monitored by the National Health Surveillance Directorate (DINAVISA).
 8. Country of origin of the product.
 9. Prohibit the use of descriptive elements or terms, trademarks, or figurative trademarks on the primary and secondary packaging of products covered by this law that promote them in a false, misleading, or deceptive manner, which have the direct or indirect effect of creating a false impression that they are less harmful than others in relation to their content or emissions, with respect to their effects or health risks.
 10. Placement of pictograms and health warnings on the external packaging of Electronic Nicotine Delivery Systems (ENDS) and Electronic Non-Nicotine Delivery Systems (ENNDS) and complementary products for their use, approved by resolution of the Ministry of Public Health and Social Welfare (MSPyBS) to be regulated, which must be rotated.
- c) They must include an accompanying leaflet containing recommendations on how to use it, warnings about the harmful effects of its use, the quantitative and qualitative formula of the components presented by sworn statement by importers and manufacturers, contraindications, addiction and toxicity, contact details of the manufacturer or importer and of a natural or legal person in the Republic of Paraguay, and the prohibition of its use in risk groups.
- d) Prohibit primary or secondary packaging containing expressions such as: “light,” “ultra light,” “mild,” or other descriptive elements, trademarks, or figurative signs with messages suggesting fruit, candy, chocolate, etc., or of any other kind, which have the direct or indirect effect of creating the false impression that they are less harmful than others in relation to their content, risks, or emissions, or similar expressions in Spanish or any other language.

CHAPTER V REGULATION OF SEAN/SSSN EMISSIONS

Article 11. Smoke-free spaces (emissions).

Smoking, vaping, or electronic smoking is only permitted in outdoor areas where there are no people present and which do not constitute passageways for non-smokers, especially children. Likewise, the Ministry of Public Health and Social Welfare (MSPyBS) is responsible for defining smoke-free spaces, in accordance with the provisions of Law No. 5,538/2015 “AMENDING LAW No. 4,045/10” AMENDING LAW No. 125/91, AMENDED BY LAW No. 2,421/04, ON ITS TAX REGIME,

WHICH REGULATES ACTIVITIES RELATED TO TOBACCO AND ESTABLISHES HEALTH MEASURES TO PROTECT THE POPULATION," its amendments, and its regulations.

Article 12. Oversight and Control.

In order to ensure compliance with the provisions of this law regarding the prohibition of the sale of products to minors and bans on use, the Ministry of Public Health and Social Welfare (MSPyBS), municipalities, the Secretariat for Consumer and User Protection (SEDECO), and the National Police shall carry out oversight and control procedures.

**CHAPTER VI
ADVERTISING, PROMOTION, AND SPONSORSHIP OF SEAN/SSSN**

Article 13. Prohibition of advertising, promotion, and sponsorship. Advertising, promotion, and sponsorship for ENDS/ENNDS are prohibited.

The prohibition includes radio, television, print media, billboards, mobile advertising, the internet, streaming services, text messages, postal mail, and any other means used or that may be used for communication purposes.

The institution responsible for monitoring and enforcing the provisions of this article shall be the Ministry of Public Health and Social Welfare (MSPyBS), which may interact with other State Agencies and Entities (OEE) to establish inter-institutional coordination mechanisms to better perform its functions.

Article 14. Obligation to post notices.

Persons responsible for public and private places and spaces must post a sign prohibiting smoking and vaping in a visible location, measuring at least 40 cm (forty centimeters) by 20 cm (twenty centimeters).

Likewise, individuals or legal entities responsible for establishments that sell Electronic Nicotine Delivery Systems (ENDS), Electronic Non-Nicotine Delivery Systems (ENNDS), their accessories, and complementary products for their use are required to post signs in their authorized premises that prohibit distribution or sale to minors and indicate the cost of the products.

CHAPTER VII

PERSONAL RIGHTS

Article 15. Rights of non-users. Rights of individuals who do not use Electronic Nicotine Delivery Systems (ENDS) and Electronic Non-Nicotine Delivery Systems (ENNDS). Individuals have the following rights, among others:

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- a) To breathe clean air, free from vapor emitted by Electronic Nicotine Delivery Systems (ENDS) and Electronic Non-Nicotine Delivery Systems (ENNDS).
- b) To protest against the use of Electronic Nicotine Delivery Systems (ENDS) and Electronic Non-Nicotine Delivery Systems (ENNDS) in places where their use is prohibited by this law, as well as to demand that the owner, legal representative, manager, administrator, or person responsible in any capacity for the respective business or establishment ask the perpetrator(s) of such conduct to cease their use immediately.
- c) To go before the competent authority in defense of their rights as non-consumers and to demand the protection of those rights.
- d) To inform the authority of any non-compliance with the provisions of this law.

Article 16. Prohibitions related to the rights of non-users:

- a) The free delivery, supply, or distribution and sale of Electronic Nicotine Delivery Systems (ENDS), Electronic Non-Nicotine Delivery Systems (ENNDS), their accessories, and complementary products for use by minors is prohibited. Minors are also prohibited from possessing such products.
- b) Minors may not be employed in establishments that sell Electronic Nicotine Delivery Systems (ENDS) and Electronic Non-Nicotine Delivery Systems (ENNDS).
- c) The advertising and promotion of Electronic Nicotine Delivery Systems (ENDS), Electronic Non-Nicotine Delivery Systems (ENNDS), their accessories, and complementary products for their use is prohibited.
- d) The display of these products for sale on shelves, stands, display cases, or tables that are unlocked is prohibited.
- e) The sale or supply of these products through vending machines or dispensers is prohibited, unless these machines can identify that the purchaser is not a minor.
- f) The sale of Electronic Nicotine Delivery Systems (ENDS) and Electronic Non-Nicotine Delivery Systems (ENNDS) is prohibited without prior verification of the purchaser's age by presenting their identity card, ID card, or passport at the time of sale.
- g) It is prohibited to manufacture, subdivide, distribute, market, import, or export Electronic Nicotine Delivery Systems (ENDS), Electronic Non-Nicotine Delivery Systems (ENNDS), and complementary products for their use that exceed the maximum nicotine concentration levels in the liquid, i.e. 20 mg/ml (twenty milligrams/milliliter) or 2% (two percent), and

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products containing substances or additives that are prohibited or not approved by the National Health Surveillance Directorate (DINAVISA), as well as those that do not comply with the technical standards established by DINAVISA and those set forth in this law.

- h) It is prohibited to conceal or remove health warnings in any way.
- i) The sale or supply of Electronic Nicotine Delivery Systems (ENDS) and Similar Nicotine-Free Systems (ENNDS) is prohibited, either indirectly or impersonally, through remote sales or similar procedures, whereby the identity of the purchaser cannot be clearly and promptly verified.
- j) The free delivery or distribution of products, including free samples, is prohibited.
- k) The sale, supply, or delivery of alcohol is prohibited within a radius of 100 meters (one hundred meters) of educational and sports facilities intended for minors and health facilities, whether public or private.

The distance shall be measured from each entrance door of the respective establishments along sidewalks, streets, and public spaces.

CHAPTER VIII WASTE

Article 17. Control of environmental pollution.

The Ministry of Environment and Sustainable Development (MADES) shall establish the regulations, requirements, and mechanisms for the final disposal and safe elimination of Electronic Nicotine Delivery Systems (ENDS) and Electronic Non-Nicotine Systems (ENNDS), their accessories and complementary products for their use. It shall do the same for waste materials and with respect to the use of recyclable or biodegradable materials, safe and easily disposable batteries, and less polluting electronic circuits for the components of Electronic Nicotine Delivery Systems (ENDS) and Electronic Non-Nicotine Systems (ENNDS).

Manufacturers, importers, distributors, and registrants of Electronic Nicotine Delivery Systems (ENAS) and Electronic Non-Nicotine Delivery Systems (ENNDS) shall contribute to mitigating the environmental impact of their products, including adopting the use of recyclable or biodegradable materials, safe and easily disposable batteries, and less polluting electronic circuits, as well as sustainable waste management and the proper disposal of Electronic Nicotine Delivery Systems (ENDS) and Electronic Non-Nicotine Delivery Systems (ENNDS), their accessories, and complementary products for their use, especially the batteries they contain. These manufacturers, importers, distributors, and registrants shall cooperate in implementing

specialized recycling programs. This collaboration shall be effectively implemented through plans and projects.

**CHAPTER IX
MEASURES TO PREVENT THE USE OF ENDS/ENNDS, PROMOTE HEALTH, AND ENCOURAGE
NICOTINE CESSATION**

Article 18. The Ministry of Public Health and Social Welfare (MSPyBS) shall advise and support the Ministry of Education and Science (MEC) in the design and implementation of plans and programs to raise awareness and prevent damage and health risks from the use of these products, Electronic Nicotine Delivery Systems (ENDS) and Electronic Non-Nicotine Delivery Systems (ENNDS), and exposure to their aerosols.

Article 19. Nicotine cessation programs.

A toll-free telephone line will be established to provide information and advice on quitting nicotine addiction. In addition, the Ministry of Public Health and Social Welfare (MSPyBS) shall design, implement, and evaluate programs for the prevention, counseling, diagnosis, and treatment of nicotine dependence as part of comprehensive care for individuals in health facilities. Promoting treatments and rehabilitation programs.

Article 20. Resources shall be secured to implement measures to prevent consumption, which shall be included as budget items within the General Budget of the Nation for the Ministry of Public Health and Social Welfare (MSPyBS).

**CHAPTER X
TAXATION**

Article 21. Selective Consumption Tax (SCT).

Article 115, paragraph 6 of Law No. 6,380/2019 "ON THE MODERNIZATION AND SIMPLIFICATION OF THE NATIONAL TAX SYSTEM" is hereby amended to read as follows:

"Art. 115. Tobacco, cigarettes, essences, and similar products.

The goods listed in the following table shall be taxed according to the subsequent tax rate:

Taxable goods	Minimum rate in %	Maximum rate in %
1. Perfumed cigarettes or cigarettes made from Egyptian or Turkish blond tobacco, Virginia tobacco, and similar types.	18	24
2. Cigarettes not covered by the previous section.	18	24

3. Cigars of any kind.	18	24
4. Black or blond tobacco, chopped or in any other form, except tobacco in leaf form.	18	24
5. Processed tobacco, chopped, shredded, rolled, or in any other form.	18	24
6. Essences or other tobacco products to be heated, vaporized, inhaled, or aspirated with electronic cigarettes, vaporizers, or similar devices, as well as Electronic Nicotine Delivery Systems (ENDS) and Electronic Non-Nicotine Delivery Systems (ENNDS) and other electronic devices that use heated tobacco and similar technologies, their accessories and other complementary goods, including liquids for their use.	22	24

**CHAPTER XI
PENALTIES AND OTHER PROVISIONS**

Article 22. Penalties.

For the purposes of this law, any action contrary to or omission in compliance with it constitutes an infraction. Likewise, those who allow, encourage, or tolerate any of these behaviors, whether private individuals or public authorities, shall be considered offenders as appropriate.

The responsibilities established in this law are notwithstanding any civil, criminal, or other responsibilities that may apply.

Minor offenses determined to be such in regulations issued by the Executive Branch shall be punished with a warning when the establishment has no history of noncompliance.

Repeated failure to comply with this law will be punished as a serious offense for endangering people's health.

Serious offenses determined as such will be punished with a fine of 200 (two hundred) to 1,000 (one thousand) minimum daily wages. Repeated serious offenses will be punished with the closure or shutdown of the establishment.

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Penalties shall be imposed by the competent enforcement authority following an administrative inquiry, in accordance with the provisions of the laws and regulations in force, and shall be cumulated where appropriate.

The enforcement authority shall allocate 40% (forty percent) of the fines to nicotine addiction prevention campaigns run by the Ministry of Public Health and Social Welfare (MSPyBS).

CHAPTER XII REGULATIONS

Article 23. Regulations.

The Executive Branch shall regulate this law within a period not exceeding ninety (90) days from its publication.

Article 24. Communicate to the Executive Branch.

The bill was approved by the Honorable Chamber of Deputies on the eighteenth day of March of the year two thousand twenty-five, and by the Honorable Chamber of Senators on the twenty-fifth day of June of the year two thousand twenty-five, and is hereby enacted, in accordance with the provisions of Article 207, paragraph 3) of the Constitution.

Raúl Latorre Martínez
President
Honorable Chamber of Deputies

Basilio Gustavo Núñez
President
Honorable Chamber of Senators

Bettina Rosmary Aguilera P.
Parliamentary Secretary

Zenaida C. Delgado Benítez
Parliamentary Secretary

Asunción, July 28, 2025.

Be it considered Law of the Republic, published, and inserted into the Official Register.

**The President of the Republic
Presidency of the Republic of Paraguay -- Teta Mburuvicha Guasu Renta
Santiago Peña Palacios**

María Teresa Barrán Wasilchuk
Minister of Public Health and Social Welfare