

NATIONAL

TOBACCO PRODUCTS (BAN ON
ADVERTISEMENT) BILL, 2003

ARRANGEMENT OF SECTIONS

Section

1. Short title
2. Interpretation
3. Ban on advertisement of tobacco products
4. Offences and penalties
5. Offences by bodies of persons
6. Repeal

A BILL ENTITLED

AN ACT to prohibit the advertisement of tobacco products in any form and for matters connected therewith

ENACTED by the President and the National Assembly

1. This Act may be cited as the Tobacco Products (Ban on Advertisement) Act, 2003.

2. In this Act, unless the context otherwise requires

"advertisement" includes every form of commendation of a tobacco product to the public, and in particular –

- (a) the statement of the name of the tobacco product or of any brand, trade description or designation, by reference to which the tobacco product is sold; or
- (b) the statement of any properties of the tobacco product;

"tobacco product" means any form of tobacco intended for smoking or chewing, including cigarettes.

Ban on advertisement of tobacco products

3. As from the commencement of this Act, the advertisement or promotion of a tobacco product in any form, whatsoever, is banned.

Offences and penalties

4. A person who contravenes the provisions of section 3 commits an offence and is liable on conviction, in the case of –

- (a) an individual, to a fine of not less than fifty thousand dalasis or imprisonment for a term not exceeding five years or to both the fine and imprisonment;
- (b) a body corporate, to a fine of fifty thousand dalasis; and
- (c) a continuing offence, to a further fine of ten thousand dalasis for each day the offence continues.

OBJECTS AND REASONS

The purpose of this legislation is to ban the advertisement of tobacco products in The Gambia in recognition of their unquestionable harmful effects on the health of the population. The effective banning of tobacco advertisement in The Gambia is also reflective of the Government support to the Tobacco Control Convention adopted by the WHO recently.

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