

No- EDN-HE (21) F (9)-07/2011-III-Drug

Directorate of Higher Education.

Himachal Pradesh.

Tel: 01772653120Extn.234e-mailgenbr@rediffmail.com Fax: 2812882

Dated: Shimla-171001 the September, 2013

To

1. All the Principals Govt. /Pvt. Degree/Skt. Colleges in Himachal Pradesh.
2. All the Deputy Director of Higher Education in Himachal Pradesh.
3. All the Principals/Headmasters of Govt. Sr. Sec./High Schools in Himachal Pradesh.



Subject: -

Directions to implement provisions of Smoke Free Himachal under the COTPA, 2003.

Memo:

As per the findings of the baseline survey conducted by Himachal Pradesh Voluntary Health Association, it was found that there are many shops selling tobacco products in front or near the educational institutions in rural or urban areas of the State.

In view of the above it was directed earlier also through this Directorate letter of even No. Dated: 16/02/2013 to follow the instructions as per the directions of the Hon'ble High Court. So you are once again directed to follow the provisions under COTPA, 2003 to make all educational institutions Tobacco Free and also issue directions to all filed officials/monitoring officials to check the compliance on the following indicators:-

- Display of Signage under Section 4 of COTPA, 2003 (Sample enclosed)
- Display of Signage under Section 6(b) of COTPA, 2003 (Sample enclosed)
- Display the Name of Authorized persons and their contact numbers on both signage.
- Monitoring visits by the head of the institutions to check availability of tobacco products within the radius of 100 yards of any educational institutes.
- Issue directions to all private institutes to comply the provisions of section 6(b)
- Reporting of violation under both sections against the violators.
- Submitting a monthly report from every institution on monthly basis.
- The model guideline on Tobacco Free School by the Govt. of India is enclosed herewith for further reference.

Therefore, you are directed to comply with above directions/instructions, **failing which disciplinary action will be initiated against defaulters warranted under rules.**

Dr. Amar Dev,
Joint Director of Higher Education(C-1)
Himachal Pradesh

Endst. No. Even Dated: Shimla-171001,

September, 2013

Copy for information and further necessary action to:

1. The Executive Director, Himachal Pradesh Voluntary Health Association, HPVHA Complex, Sector-II-Bus Stand, New Shimla-171003, H.P.
2. The Technical Officer, Directorate of Higher Education, Himachal Pradesh, Shimla-1, with the direction to upload the letter on the Departmental website for wide publicity.
3. Guard file.

Dr. Amar Dev,
Joint Director of Higher Education(C-1)
Himachal Pradesh.



Subhash C. Khuntia
Joint Secretary (SE)
Tel.: 23381096

सर्व शिक्षा अभियान
विद्यया ऽ मृतमश्नुते
शिक्षणं नृणां कल्याणं कर्तुं

GOVERNMENT OF INDIA
MINISTRY OF HUMAN RESOURCE DEVELOPMENT
DEPARTMENT OF SCHOOL EDUCATION & IMPROVEMENT
SHAWALI BHAVAN
NEW DELHI-110 014

Office of Director (SES)
Dy. No. 188
Date 19.6.09

D.O. No. 6-24/2008-Sch.6

Dated the 08th June, 2009.

Dear Sir,

Kindly refer to my D.O. letter No. 6-24/2008-Sch.6 dated 24th March, 2009 regarding strict implementation of provisions of Section 4 & 6 of the Anti Tobacco Act so as to prevent use of tobacco by the students and teachers in schools.

2. Ministry of Health & Family Welfare has issued guidelines for tobacco-free schools/ educational institutions (copy enclosed). I shall be thankful if necessary action is taken by the State /UT Governments to implement the above guidelines.

With regards,

Yours sincerely,
S.C. Khuntia
(S.C. Khuntia)

3
17/6/09
19/6/09
VSC (J)

All Education Secretaries of States/UTs
Chairman, CBSE, Commissioner, KVS, Commissioner NVS, Director, CTSA,
Chairman, CISCE

Copy to:-Shri B.K. Prasad, Joint Secretary, Min. of Health & Family Welfare,
Nirman Bhavan, New Delhi-110018. with reference to his D.O. No. T-
21015/21/09-NCD dated 8.5.2009.
Encl: Guidelines for tobacco-free Schools/Educational Institutions.

Office of S. C. Khuntia
Dy. No. 178
Dt. 17/6/09

22/6
50/18/09
22/6

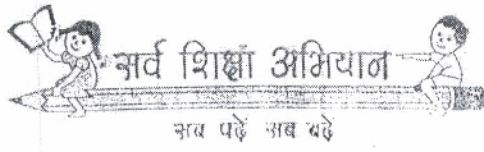


Photo - [unclear]

Subhash C. Khuntia
Joint Secretary (SE)
Tel.: 23381096

Ministry of Tobacco (NWP)
Dy. No. 19248
Date 9/10/09

1728/09/09
12/2009

D.O. No. 6-24/2008-Sch.6

Dated the 23rd September, 2009.

Dear Shri ,

Tobacco is the foremost cause of preventable death and disease in the world today. India is the second largest consumer of tobacco products in the world. National Family Health survey -3, 2006 indicates an increasing prevalence of tobacco consumption in India, with 57% male and 10.9% females reportedly consuming tobacco in some form. Global Youth Tobacco survey (GYTS), 2006 also indicates that approx. 14 % children in the age group of 13-15 years are consuming tobacco in some form and that the age of initiation into tobacco has come down. Moreover, tobacco is responsible for almost 40% of overall health problem and 50% of all cancer related deaths in country. Every year more than 8 lakh people die due to tobacco related diseases.

Dy. No. 19248
Date 9/10/09

2. Conference of the Parties (COP) which is the higher decision making body for the matters related to the Framework Convention has adopted the guidelines for implementation of the Article 8 of the WHO Framework Convention on tobacco Control (FCTC) related to protection from exposure to tobacco smoke. A copy of the Guidelines is enclosed. I shall be thankful if necessary action is taken by the State /UT Governments to implement the above guidelines.

With regards,

Yours sincerely,

Office of the US (PH)
Dy. No. 1824
Date 9/10/09

(S.C. Khuntia)

To
All the Education Secretaries of States /UTs (As per list attached).
Copy to:
Shri V. Venkatacham, Addl. Secretary, Min. of H&FW, Nirman bhawan, New Delhi-110018. with ref. to his DO No. P-16011001/2009-PH dated 5.8.2009.

10/11/09
Dy. No. 19248
Date 9/10/09

2002
07/10/09

9/10
S.C. Khuntia
श्री व. विष्णु श्री मिश्र

No. EDN-H (21) F (09)-07-2008-III
Directorate of Higher Education
Himachal Pradesh
Dated: Shimla-171001

15 March; 2012

To

1. All the Principals of the Government Colleges in H.P.
2. All Deputy Directors of Higher Education in H.P.
3. All the Principals/ Headmasters of
Govt. Sr. Sec. / High Schools in Himachal Pradesh.

Subject: -

Directions to implement provisions of Smoke Free Himachal.

Memo:-

As per the provisions issued by Government of Himachal Pradesh for Smoke Free Himachal. The following instructions are being given with the directions to comply with the same by a time frame given below:-

1. The Principals can a fine person who smokes in the school campus for which the Challan paper and the receipts book can be prepared by the Principals. As per the website, the money collected by this will be kept in the bank, and bank account opened and operated by the Principals. The name of account will be Challan Money COTPA 2003. That money can be used for Smoke Free activities. For More detail you can contact State Nodal Officer, Dr. Gopal Chauhan at his mobile No. is 94184-85192.
2. The Principals are authorized to send the notice to the person or shopkeeper who is dealing/selling tobacco products near the school premises within radius of 100 yards of the School. If the person or shopkeeper is not responding, the Principal can contact the Sate Nodal Officer Dr. Gopal Chauhan.
3. Display sign boards "No Smoking Area; Smoking here is an offence" of 60x30 cm size inside the institution at 2-3 different places (for specimen, please see the backside of this letter.) The background of the Signboard should be white and the warning should be written with red/black colour.
4. Another signboard of 'no sale of tobacco products inside the premises and within the radius of 100 yards from school/ educational institutions' and mandatory signage in this regard shall be displayed prominently near the main gate and on boundary wall of school/institution.
5. All other guidelines and instructions remain same as sent vide letter no. EDN-H (21) F (09)-07-2008 III Dated 12th December, 2011 and can be seen on the departmental website: www.education.org.
6. State Nodal officer in this regard may be consulted for technical or any other inputs.
For more Information please contacts No. 0177-26700132, 2671151 Fax- 0177-2670346; email: hpvha3@gmail.com, web: www.hpvha.org.

Therefore, you are directed to comply with above directions/instructions before 15th April 2012; **failing which disciplinary action will be taken against defaulters.**



Jt. Director of Higher Education
Himachal Pradesh
15-March, 2012

Endst. No. Even Dated: Shimla-171001 the

Copy for information:


4. The Secretary (Education) to the Govt. of H.P Shimla -2 for information please.
5. The Managing Director HPVHA complex, Bus stand sector-2, New Shimla H.P. 171009.
6. The Nodal Officer HPVHA complex, Bus stand sector-2, New Shimla H.P. 171009.
7. Guard file.



Jt. Director of Higher Education
Himachal Pradesh

P.T.O.

प्रत्येक सार्वजनिक स्थान पर लगाए जाने वाले सूचना पट्ट का नमूना
आकार – 60x30 cm

धूम्रपान निषेध यहां धूम्रपान करना उल्लंघनकर्ता पर 200 (दो सौ रुपये)रुपये		क्षेत्र अपराध है । का दण्ड लगाया जाएगा ।
यदि यहां कोई धूम्रपान करता पाया गया तो कृपया निम्न को शिकायत करें: श्री..... पदनाम..... दूरभाष संख्या: मोबाईल न0..... ई-मेल:.....		

शैक्षणिक संस्थाओं के बाहर प्रदर्शित किया जाने वाला सूचना पट्ट

100 गज की परिधि के भीतर किसी भी प्रकार के तम्बाकू उत्पाद की बिक्री वर्जित है, उल्लंघन करने पर 200 (दो सौ रुपये)रुपये का जुर्माना लगाया जाएगा ।
आदेश द्वारा: संस्था के प्रधान का नाम..... संस्था का नाम.....



Jt. Director of Higher Education
Himachal Pradesh

GOVERNMENT OF NATIONAL CAPITAL TERRITORY OF DELHI
DIRECTORATE OF EDUCATION : SCHOOL BRANCH
OLD SECRETARIAT : DELHI-110054.

No. DE.23(386)/Sch.Br./2008/ 3971-76

Dated: 7/1/10

C I R C U L A R

Subject :- Guideline for Tobacco Free schools/Educational Institutions.

Please find enclosed herewith the letter received from State Tobacco Control Cell, Directorate of Health Services, GNCT, Delhi along with guidelines on the above mentioned subject.

All the Heads of Govt. schools are hereby directed to go through these guidelines and take necessary action as per directions given in the guidelines.

Am

(DR.(MRS.) SUNITA KAUSHIK)
ADDL. DIRECTOR OF EDUCATION (SCHOOL)

ENCL. AS ABOVE

All HOSs/ DEOs/EOs/DDEs through DEL-E

No. DE.23(386)/Sch.Br./2008/

Copy to:-

1. PS to Secretary(Education)
2. PS to Director(Education)
3. All RDEs
4. All DDEs(District)/EOs/DEOs
5. OS(IT) to please paste it on the website
6. Guard File

Dated:

Suman Rekha

(DR.(MRS.) SUMAN REKHA)
ASST. DIRECTOR OF EDUCATION (SCHOOL)

Created with

 **nitro** PDF professional

download the full trial online at nitropdf.com/professional

GOVERNMENT OF NCT OF DELHI
DIRECTORATE OF HEALTH SERVICES
STATE TOBACCO CONTROL CELL

Delhi Government Health Centre Building
2nd Floor, Gulabi Bagh, Delhi-110007
E-mail: smokefree@delhi@gmail.com; Tel 23653641

11731
10/12/09

F No : 4/STCC/2009-10/1348-57

8th December 2009

To,
The Director
Directorate of Education, Govt of Delhi
Old Sectt
Delhi-110054

Addl Director of Edn (Admin.)
Dy No 13483
Date 11/12/09

Sub: Guideline for Tobacco Free schools/ Educational Institutions

Addl DE (A)

Sir/Madam,

10/12/09

I am directed to make a reference of Govt. of India, Ministry of Human Resource Development letter No.6-24/2008-Sch.6 dated 8th June 2009 regarding strict implementation of provisions of Section 4 & Section 6 of the Tobacco Control Act so as to prevent use of tobacco by the students and teachers in schools. (copy enclosed)

AD (SCH)
11/12/09

2 You are requested to apprise us the action taken in the matter.

Pl refer upon file

15/12/09

Addl. DE (School)

7452/ACED DE (Sch)
11/12/09

Yours faithfully

(Dr. R. P. Vashist)
State Tobacco Control Officer

Copy to :

1) Director (Public Health), MoHFW, Col with reference to D. O. No. P. 16015/20/2007-Ph (Pt.) dated 20th October 2009 of Addl Secretary, MoHFW, Govt of India

2) CDMO, DHS, GNCTD (All districts).

1024/ADDE/Sch
76/12/09

Created with

nitro^{PDF} professional

Download the full trial online at nitro.com/professional

Guidelines for Tobacco-free Schools/ Educational Institutions

1. Display of “Tobacco free School” or “Tobacco-free Institution” board at a prominent place on the boundary wall outside the main entrance.
2. No sale of tobacco products inside the premises and Within the radius of 100 yards from school / educational institutions and mandatory signage in this regard shall be displayed prominently near the main gate and on boundary wall of school / institute.
3. No smoking or chewing of tobacco inside the premises of institution by students/ teachers/ other staff members / visitors.
4. Display of sign boards “No Smoking Area- Smoking here is an offence”, of 60X30cm size inside the institution (as mandated by law).
5. Posters with information about the harm effects of tobacco shall be displayed at prominent places in the school/ institutions. Students shall be encouraged to make their own posters on tobacco control themes.
6. A copy of the Cigarette and other tobacco products Act (COTPA) 2003 shall be available with the principal/ head of school/ institution. (May be downloaded from the website of the Ministry of Health & Family Welfare- www.mohfw.nic.in)
7. A “Tobacco Control Committee” shall be in place. It may be chaired by school head/ principal, with members comprising of a science teacher, or any other teachers , school counselor (if available), at least two NSS/NCC/scout students, at least two

parents representatives, area MLA, area SHO, Municipal Councilor, member of PRIs, any other member. The committee shall monitor the tobacco control initiatives of the school/institute. The committee shall meet quarterly and report to the district administration.

8. Integrate tobacco control activities with on going School Health Programme of the State
9. Promote writing of Anti- tobacco slogans on the School/ Institute stationery.
10. The principal / head of school / institute shall recognize tobacco control initiatives by students/ teachers/ other staff and certificates of appreciation or awards may be given.
11. State Nodal Officer for Tobacco Control in the State Health Directorate may be consulted for technical or any other inputs.

Link for CBSE circular on Tobacco Free School/Educational Institution
(www.cbse.nic.in/circulars/cir18-2009.doc)

Link for Cenbosec (Comprehensive School Health Policy) as
http://www.whoindia.org/LinkFiles/NMH_Resources_Health_Policy_for_schools.pdf



भारत का राजपत्र

The Gazette of India

असाधारण

EXTRAORDINARY

भाग II—खण्ड 3—उप-खण्ड (i)
PART II—Section 3—Sub-section (i)

प्राधिकार से प्रकाशित
PUBLISHED BY AUTHORITY

सं. 456]

नई दिल्ली, बृहस्पतिवार, अगस्त 11, 2011/श्रावण 20, 1933

No. 456]

NEW DELHI, THURSDAY, AUGUST 11, 2011/SRAVANA 20, 1933

स्वास्थ्य और परिवार कल्याण मंत्रालय

(स्वास्थ्य और परिवार कल्याण विभाग)

अधिसूचना

नई दिल्ली, 11 अगस्त, 2011

सा.का.नि. 619(अ).—सिगरेट और अन्य तम्बाकू उत्पाद (विज्ञापन का प्रतिषेध और व्यापार एवं वाणिज्य, उत्पादन, प्रदाय तथा वितरण का विनियमन) अधिनियम, 2003 (2003 का 34) की धारा 25 व धारा 31 द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए, केंद्र सरकार सिगरेट और अन्य तम्बाकू उत्पाद (विज्ञापन का प्रतिषेध और व्यापार एवं वाणिज्य, उत्पादन, प्रदाय तथा वितरण का विनियमन) नियम, 2004 में संशोधन करने के लिए एतद्वारा निम्नलिखित और नियम बनती है, अर्थात् :—

1. (1) इन नियमों का नाम सिगरेट और अन्य तम्बाकू उत्पाद (विज्ञापन का प्रतिषेध और व्यापार एवं वाणिज्य, उत्पादन, प्रदाय तथा वितरण का विनियमन) संशोधन नियम, 2011 है।

(2) ये सरकारी राजपत्र में उनके प्रकाशन की तारीख से प्रवृत्त होंगे।

2. सिगरेट और अन्य तम्बाकू उत्पाद (विज्ञापन का प्रतिषेध और व्यापार एवं वाणिज्य, उत्पादन, प्रदाय तथा वितरण का विनियमन) नियम, 2004 में नियम 5 के लिए निम्नलिखित नियम को प्रतिस्थापित किया जाएगा, अर्थात् :—

'5. अठारह वर्ष से कम आयु के व्यक्ति को तथा उसके द्वारा तम्बाकू उत्पादों की बिक्री पर प्रतिबंध.—(1) सिगरेट अथवा अन्य तम्बाकू उत्पाद के बिक्री स्थल का मालिक अथवा प्रबंधक अथवा प्रभारी यह सुनिश्चित करेगा कि,—

(क) सिगरेट और अन्य तम्बाकू उत्पाद के बिक्री स्थल के प्रवेश द्वार पर "उपाबंध-1" में यथा विनिर्दिष्ट चेतावनी वाला एक बोर्ड लगा हो तथा बोर्ड के सभी घटक बिल्कुल वैसे ही होने चाहिए जैसे इन नियमों के साथ लगी कॉम्पेक्ट डिस्क (सी डी) में प्रदान की गई सॉफ्ट कॉपी में हैं ;

बशर्ते कि ऐसे बोर्ड पर सिगरेट अथवा अन्य किसी भी तम्बाकू उत्पाद का कोई भी विज्ञापन अथवा प्रोत्साहन संदेश अथवा चित्र अथवा छवि नहीं होगी।

(ख) वेडिंग मशीन के जरिए कोई भी तम्बाकू उत्पाद न बेचा जाए ;

(ग) अठारह वर्ष से कम आयु के किसी व्यक्ति द्वारा किसी भी तम्बाकू उत्पाद का न तो प्रहस्तन किया जाएगा अथवा न ही बेचा जाएगा;

- (घ) तम्बाकू उत्पादों को इस तरीके से प्रदर्शित न किया जाए जिससे अठारह वर्ष से कम आयु के व्यक्तियों को तम्बाकू उत्पाद सहजता से सुलभ हों।
- (2) इस बात को सिद्ध करने कि तम्बाकू उत्पाद का खरीददार अठारह वर्ष से कम आयु का व्यक्ति नहीं है, का उत्तरदायित्व तम्बाकू उत्पादों के विक्रेता का है तथा विक्रेता संदेह की स्थिति में खरीददार से अठारह वर्ष की आयु पूरी होने संबंधी उपयुक्त साक्ष्य अथवा आयु का प्रमाण प्रदान करने हेतु अनुरोध कर सकता है।
3. प्राधिकृत 5 को इस प्रकार से संशोधित करने के उपरांत निम्नलिखित नियम अंतःस्थापित किया जाएगा, अर्थात् :—
- '6. प्राधिकृत अधिकारियों द्वारा जुमाने की वसूली: उपाबंध II में उल्लिखित प्राधिकृत अधिकारी अधिनियम की धारा 6 के खण्ड (क) और खण्ड (ख) के उल्लंघन में किए गए अपराधों का प्रशमन करने तथा कार्रवाई करने के लिए सक्षम होंगे।'
4. नियमों के अंत में निम्नलिखित उपाबंध जोड़े जाएंगे, अर्थात् :—

उपाबंध I

[नियम 5(1) (क) देखें]

1. बोर्ड का अधिकतम आकार 60 सें.मी. × 30 सें.मी. होना चाहिए जिसकी पृष्ठभूमि सफेद होनी चाहिए।
2. बोर्ड पर भारतीय भाषा (भाषाओं) में, जैसा भी लागू हो, यह चेतावनी लिखी हुई हो "अठारह वर्ष से कम आयु वाले व्यक्ति को तम्बाकू उत्पादों की बिक्री दंडनीय अपराध है" तथा स्वास्थ्य पर तम्बाकू उपयोग के दुष्प्रभाव का चित्रात्मक प्रस्तुतिकरण किया गया हो।

उपाबंध II

(नियम 6 देखें)

क्रम सं.	कार्रवाई करने के लिए प्राधिकृत व्यक्ति
1.	शैक्षणिक संस्थान के कुलपति अथवा निदेशक अथवा प्रॉक्टर अथवा प्रधानाचार्य अथवा प्रधानाध्यापक अथवा प्रभारी
2.	श्रम विभाग से सहायक श्रमायुक्त
3.	खाद्य एवं औषध विभाग के राज्य खाद्य एवं औषध प्रशासन में उप निरीक्षक रैंक के सभी अधिकारी
4.	शिक्षा विभाग से निरीक्षक के रैंक के सभी अधिकारी
5.	पुलिस उप निरीक्षक अथवा ऊपर के रैंक के सभी पुलिस अधिकारी
6.	निगम स्वास्थ्य अधिकारी
7.	पंचायती राज संस्थानों के प्रतिनिधि (अध्यक्ष अथवा सरपंच अथवा पंचायत सचिव)
8.	जिला कार्यक्रम प्रबंधक अथवा वित्त प्रबंधक-जिला स्वास्थ्य सोसायटी (राष्ट्रीय ग्रामीण स्वास्थ्य मिशन)
9.	जिला अस्पताल के सिविल सर्जन अथवा मुख्य चिकित्सा अधिकारी अथवा प्राथमिक स्वास्थ्य केन्द्र (पीएचसी) के चिकित्सा अधिकारी
10.	खण्ड विकास अधिकारी, खण्ड विस्तार शिक्षक (बीईई)
11.	राज्य सरकार के स्वास्थ्य विभाग एवं शिक्षा विभाग के निदेशक अथवा संयुक्त निदेशक
12.	राष्ट्रीय तम्बाकू नियंत्रण कार्यक्रम के अंतर्गत राज्य एवं जिला तम्बाकू नियंत्रण प्रकोष्ठ के नोडल अधिकारी।

[फा. सं. पी.-16017/20/2009-पीएच-1]

बी. के. प्रसाद, संयुक्त सचिव

टिप्पण : मूल नियम दिनांक 25 फरवरी, 2004 की अधिसूचना संख्या सा.का.नि. 137 के तहत भारत के राजपत्र में प्रकाशित किए गए थे और तत्पश्चात् इन्हें दिनांक 31 मई, 2005 की अधिसूचना सं. सा.का.नि. 345(अ) तथा दिनांक अक्टूबर, 2006 की अधिसूचना संख्या सा.का.नि. 656(अ) के तहत संशोधित किया गया।

MINISTRY OF HEALTH AND FAMILY WELFARE

(Department of Health and Family Welfare)

NOTIFICATION

New Delhi, the 11th August, 2011

G.S.R. 619(E).—In exercise of the powers conferred by Section 25 and Section 31 of the Cigarettes and Other Tobacco Products (Prohibition of Advertisement and Regulation of Trade and Commerce, Production, Supply and Distribution) Act, 2003 (34 of 2003), the Central Government hereby makes the following rules to further amend the Cigarettes and Other Tobacco Products (Prohibition of Advertisement and Regulation of Trade and Commerce, Production, Supply and Distribution) Rules, 2004, namely :—

1. (1) These rules may be called the Cigarettes and other Tobacco Products (Prohibition of Advertisement and Regulation of Trade and Commerce, Production, Supply and Distribution) Amendment Rules, 2011.

(2) They shall come into force on the date of their publication in the Official Gazette.

2. In the Cigarettes and other Tobacco Products (Prohibition of Advertisement and Regulation of Trade and Commerce, Production, Supply and Distribution) Rules, 2004, for rule 5, the following rule shall be substituted, namely :—

'5. Prohibition on sale of tobacco products to and by persons below the age of eighteen years. — (1) The owner or the manager or the in-charge of the affairs of a place where cigarettes or other tobacco products are sold shall ensure that,—

(a) a board with a warning as specified in "Annexure I" is displayed at the entrance of the place where cigarettes or other tobacco products are sold and all the components of the board should appear in a manner exactly as in the soft copy provided in the compact disk [CD] accompanying these rules:

Provided that such board shall not have any advertisement or promotional messages or pictures or images of cigarettes or any other tobacco products.

(b) no tobacco product is sold through a vending machine;

(c) no tobacco product is handled or sold by a person below the age of eighteen years;

(d) tobacco products are not displayed in a manner that enables easy access of tobacco products to persons below the age of eighteen years.

(2) The onus of proof, that the buyer of the tobacco product is not a person below the age of eighteen years lies with the seller of the tobacco products and the seller in case of doubts may request the buyer to provide appropriate evidence or age proof of having reached eighteen years of age'.

3. After rule 5 as so amended, the following rule shall be inserted, namely: —

'6. Recovery of Fine by authorized officers. — The authorised officers mentioned in Annexure II shall be competent to act under and compound the offences committed in violation of clause (a) and clause (b) of section 6 of the Act'.

4. At the end of the rules, the following Annexures shall be inserted, namely: —

ANNEXURE I

(See Rule 5(1)(a))

1. The Board shall be of a minimum size of 60 cm by 30cm of white background.

2. The Board shall contain the warning "sale of tobacco products to a person below the age of eighteen years is a punishable offence", in Indian language(s) as applicable and a pictorial depiction of the ill-effects of tobacco use on health.

ANNEXURE II

(See Rule 6)

Serial No. Person authorised to take action

1. Vice Chancellor or Director or Proctor or Principal or Headmaster or In-Charge of an Educational Institution
2. Assistant Labour Commissioner from the Department of Labour
3. All officers of the rank of Sub-Inspector in State Food and Drug Administration from the Department of Food and Drugs
4. All officers of the rank of Inspectors from the Department of Education
5. All police officers of the rank of Sub-Inspector of Police and above
6. Municipal Health Officers
7. Representatives of Panchayati Raj Institutions (Chairperson or Sarpanch or Panchayat Secretary)
8. District Programme Manager of Finance Manager—District Health Society (National Rural Health Mission)
9. Civil Surgeon or Chief Medical Officer at District Hospital or Medical Officer at Primary Health Centre (PHC)
10. Block Development Officer, Block Extension Educator (BEE)
11. Director or Joint Director Department of Health, and Department of Education in the State Government
12. Nodal Officers of State and District Tobacco Control Cell under National Tobacco Control Programme

[F.No.P-16017/20/2009-PH-I]

B.K. PRASAD, Jt. Secy.

Note.— The principal rules were published in the Gazette of India, *vide* notification number G.S.R. 137, dated the 25th February, 2004 and were subsequently amended *vide* notification number G.S.R. 345(E) dated the 31st May, 2005, and *vide* number G.S.R. 656(E) dated 20th October, 2006.



धूम्रपान रहित क्षेत्र,
यहाँ धूम्रपान करना
एक अपराध है।

उल्लंघन करने पर 200 / - रूपये तक जुर्माना किया जाएगा।

अगर आप को कोई भी व्यक्ति धूम्रपान करते दिखाई देता है
तो कृपया निम्न अधिकारी को शिकायत करें।

1. श्री / श्रीमती.....
2. पदनाम.....
3. फोन / मोबाईल न.
4. ई मेल :

TOBACCO FREE EDUCATION INSTITUTE

The sale of any tobacco product is prohibited in the radius of 100 yards (300 Feet) from this educational institute, under section 6(a) of COTPA, 2003.

Violators will be fined up to Rs. 200/- (Two hundred Rupees)

By Order

Name of the in-charge/head of the institute.....

Name of Educational Institute.....

तम्बाकू मुक्त शिक्षण संस्थान

इस शिक्षण के 100 गज (300 फुट) के दायरे में किसी भी तरह के तम्बाकू उत्पाद बेचना कानूनन (कोटपा, 2003 की धारा 6 बी० के अंतर्गत) अपराध है।

(उल्लंघकर्ता को रु० 200/- (दो सौ रु०) तक का जुर्माना किया जायेगा)

आदेशानुसार

शिक्षण संस्थान के मुख्य का नाम

शिक्षण संस्थान का नाम