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TOBACCO (CONTROL OF ADVERTISEMENTS AND SALE) ACT (CHAPTER 309)

TOBACCO (CONTROL OF ADVERTISEMENTS AND SALE) (PROHIBITED TOBACCO PRODUCTS) (EXEMPTION) REGULATIONS 2014

ARRANGEMENT OF REGULATIONS

Regulation

1. Citation
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In exercise of the powers conferred by sections 22 and 37(1) of the Tobacco (Control of Advertisements and Sale) Act, the Minister for Health hereby makes the following Regulations:

Citation

1. These Regulations may be cited as the Tobacco (Control of Advertisements and Sale) (Prohibited Tobacco Products) (Exemption) Regulations 2014.

Definitions

2. In these Regulations —

“import and wholesale licence” means a licence referred to in regulation 3 of the Licensing Regulations;

“licensed premises” means any premises in respect of which an import or wholesale licence is granted under the Licensing Regulations;

“Licensing Regulations” means the Tobacco (Control of Advertisements and Sale) (Licensing of Importers, Wholesalers and Retailers) Regulations 2010 (G.N. No. S 478/2010);

“retail licence” means a licence referred to in regulation 4 of the Licensing Regulations;

“retail outlet” has the same meaning as in regulation 2 of the Licensing Regulations;

“shisha tobacco” means any mixture containing tobacco intended for smoking in a water pipe, whether or not containing glycerol, aromatic oils, aromatic extracts, molasses or sugar, and whether or not flavoured with fruit.

Exemption of existing shisha tobacco importers

3.—(1) Subject to paragraph (2), section 15(1) of the Act read with regulation 2 of the Tobacco (Control of Advertisements and Sale) (Prohibited Tobacco Products) Regulations 2014 (G.N. No. S 769/2014) does not apply to prohibit any person who is specified in the First Schedule (called an exempt importer) from doing any of the following during the exemption period referred to in paragraph (3):

- (a) importing any shisha tobacco;
- (b) distributing by wholesale any shisha tobacco at any licensed premises;
- (c) selling or offering for sale by wholesale any shisha tobacco at any licensed premises;
- (d) permitting to be sold or to be offered for sale by wholesale any shisha tobacco at any licensed premises;
- (e) having in the exempt importer’s possession, for sale by wholesale, any shisha tobacco at any licensed premises.

(2) The exempt importer must, immediately before 28 November 2014, be the holder of a valid import and wholesale licence.

(3) The exemption period for an exempt importer is the period starting on 28 November 2014 and ending on —

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- (a) 31 July 2016 (that date inclusive); or
 - (b) the date on which the exempt importer's import and wholesale licence expires (and is not renewed) or is revoked, if earlier.

Exemption of existing shisha tobacco retailers

4.—(1) Subject to paragraph (2), section 15(1) of the Act read with regulation 2 of the Tobacco (Control of Advertisements and Sale) (Prohibited Tobacco Products) Regulations 2014 does not apply to prohibit any person who is specified in the first column of the Second Schedule (called an exempt retailer) from doing any of the following at the retail outlet specified in the third column of that Schedule during the exemption period referred to in paragraph (3):

- (a) distributing by retail any shisha tobacco;
- (b) selling or offering for sale by retail any shisha tobacco;
- (c) permitting to be sold or to be offered for sale by retail any shisha tobacco;
- (d) having in the exempt retailer's possession, for sale by retail, any shisha tobacco.

(2) The exempt retailer must, immediately before 28 November 2014, be the holder of a valid retail licence in respect of the retail outlet referred to in paragraph (1).

(3) The exemption period for an exempt retailer is the period starting on 28 November 2014 and ending on —

- (a) 31 July 2016 (that date inclusive); or
- (b) the date on which the exempt retailer's retail licence expires (and is not renewed) or is revoked, if earlier.

FIRST SCHEDULE

Regulation 3(1)

EXEMPT IMPORTERS

<i>First column</i>	<i>Second column</i>
<i>Name of licensee</i>	<i>Unique entity number</i>
1. Sufi International Pte Ltd	200805832E
2. Obetech Marketing Pte Ltd	201109242R
3. Tehrani Corporation Pte Ltd	200821579Z
4. The Oaks Cellars Pte Ltd	199608586R

SECOND SCHEDULE

Regulation 4(1)

EXEMPT RETAILERS

<i>First column</i>	<i>Second column</i>	<i>Third column</i>
<i>Name of licensee</i>	<i>Unique entity number</i>	<i>Retail outlet name and address</i>
1. The Oaks Cellars Pte Ltd	199608586R	<p>(a) The Oaks Cellars 1 Tanglin Road, #01-04, Orchard Parade Hotel, Singapore 247905</p> <p>(b) The Oaks Cellars 333A Orchard Road, #03-12, Mandarin Gallery, Singapore 238897</p> <p>(c) The Oaks Cellars 1 Kim Seng Promenade, #B2-04, Great World City, Singapore 237994</p> <p>(d) The Oaks Cellars 2 Orchard Turn, #04-24, Ion Orchard, Singapore 238801</p>

SECOND SCHEDULE — *continued*

<i>First column</i>	<i>Second column</i>	<i>Third column</i>
<i>Name of licensee</i>	<i>Unique entity number</i>	<i>Retail outlet name and address</i>
		(e) The Oaks Cellars 2 Bayfront Avenue, #B1-51, The Shoppes at Marina Bay Sands, Singapore 018972
2. Tehrani International Holding Pte Ltd	200722068R	Nasrin 12 Baghdad Street, Singapore 199669
3. Paribesh Pte Ltd	200806943Z	Nabins Experience Arabia 30 Sultan Gate, Singapore 198478
4. Sufi International Pte Ltd	200805832E	Derwish Turkish Restaurant 60 Bussorah Street, Singapore 199476
5. Usman's Place Pte Ltd	200816598W	Usman's Place Pte Ltd 68 Bussorah Street, Singapore 199481
6. Blu Jaz Pte Ltd	200801019N	Blu Jaz Pte Ltd 11 Bali Lane, Singapore 189848
7. Istanbul Grill's and Café	53155149X	Istanbul Grill's and Café 62 Bussorah Street, Singapore 199478
8. Rekhi Enterprises Pte Ltd	201015959R	Beirut Fine Lebanese Cuisine 72 Bussorah Street, Singapore 199485
9. DN F&B Pte Ltd	200910060E	Ambrosia — The Mediterranean Restaurant 19 Baghdad Street, Singapore 199658

SECOND SCHEDULE — *continued*

<i>First column</i>	<i>Second column</i>	<i>Third column</i>
<i>Name of licensee</i>	<i>Unique entity number</i>	<i>Retail outlet name and address</i>
10. Whitecoats Pte Ltd	201213835G	Ogopogo 73 Bussorah Street, Singapore 199486
11. Amirah's Grill Restaurant & Café	52898174M	Amirah's Grill Restaurant & Café 14 Bussorah Street, Singapore 199435
12. Sahara Bar and Restaurant Pte Ltd	200502110R	Sahara Bar and Restaurant 58 Boat Quay, Singapore 049847
13. Cocoon Bar & Supperclub Pte Ltd	200410056Z	Bar Cocoon 3A River Valley Road, #01-02, Merchants' Court, Singapore 179020
14. Al Hamra Lebanese & Middle Eastern Cuisine	52936718A	Al Hamra Lebanese and Middle Eastern Cuisine 23 Lorong Mambong, Holland Village, Singapore 277682
15. Shiraz FNB Pte Ltd	200604566Z	Shiraz FNB Pte Ltd 3A River Valley Road, #01-06, Merchants' Court, Singapore 179020
16. Kazbar Pte Ltd	200905184M	Kazbar Pte Ltd 25 Church Street, #01-03, Capital Square, Singapore 049482
17. Kristy J Pte Ltd	200710634K	Alqasr 46 Lorong Mambong, Holland Village, Singapore 277698

Made on 27 November 2014.

TAN CHING YEE
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Ministry of Health,
Singapore.*

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(To be presented to Parliament under section 37(2) of the Tobacco
(Control of Advertisements and Sale) Act).