
ADMINISTRATIVE ORDERS, DECISIONS AND OPINIONS

MINISTRY OF YOUTH AND SPORTS

Administrative Order of Rajab 8, 1423, corresponding to September 15, 2002, setting the specific terms for implementation in the domain of youth and sports of the provisions of Executive Decree n° 01-285 of Rajab 6, 1422, corresponding to September 24, 2001, determining public places where the use of tobacco is prohibited, and the terms for the implementation of this ban.

The Minister of Youth and Sports,

In light of Law n° 85-05 of February 16, 1985, as amended and supplemented, concerning the protection and promotion of health, particularly its Article 63;

In light of Presidential Decree n° 02-208 of Rabie Ethani 6, 1423, corresponding to June 17, 2002, concerning the nomination of members of the Government ;

In light of Executive Decree n° 01-285 of Rajab 6, 1422, corresponding to September 24, 2001, determining public places where the use of tobacco is prohibited, and the terms for the implementation of this ban, notably its Articles 5, 6 and 9; hereby

ORDERS:

Article 1. — The purpose of this Administrative Order is to set the specific terms for implementation in the domain of youth and sports of the provisions of Executive Decree n° 01-285 of Rajab 6, 1422, corresponding to September 24, 2001, noted above.

Art. 2. — Places are to be provided for smokers, as needed, in work places relating to the domain of youth and sports listed below:

— places for intake and reception, group eating facilities, meeting rooms and administrative offices, as well as sanitary and medical-sanitary facilities;

— Commercial establishments where food and drink are consumed, particularly those in the vicinity of athletic facilities.

Art. 3. — Pursuant to Article 5 (sub-paragraph 2) of Executive Decree n° 01-285 of Rajab 6, 1422, corresponding to September 24, 2001, noted above, the areas for smokers noted in Article 2 above must comply with the following requirements:

— Minimum air flow of seven (7) liters per second and per occupant for segregated premises, spaces and zones whose ventilation is provided mechanically or by conduit,

— Minimum air flow of seven (7) cubic meters per occupant for segregated premises, spaces and zones whose ventilation is provided by openings to the outdoors.

Art. 4. — The provisions of Article 2 above do not apply to the premises, structures and infrastructures noted below relating to the domain of youth and sports where the use of tobacco is prohibited :

— National institutes for advanced training of Youth and Sports teams,

— The national athletic academy,

— Centers for information and entertainment of young people, particularly youth facilities such as youth houses, youth hostels, cultural centers, sports complexes in the vicinity and multi-purpose rooms,

— Vacation and leisure centers for young people and youth camps,

— Venues where athletic, cultural, artistic, scientific and entertainment events and activities take place.

Art. 5. — Managers of establishments or facilities shall, following consultation with workers' representatives and/or physicians specializing in occupational medicine, draw up the following arrangements:

— A plan for the layout of areas especially reserved for smokers for places intended for all staff,

— A plan for the organization or layout geared towards the protection of non-smokers. Each manager of an establishment, building or operating facility must take the measures necessary to ensure an environment that guarantees protection of non-smokers during their work, as well as during their meal times and rest periods.

Art. 6. — Prominent signs must be posted by the establishment in question reminding people of the prohibition of smoking in the places noted in Article 2 above, and indicating, as appropriate, areas provided for smokers.

Signs prohibiting smoking may take the form of pictograms or posters.

Posters stating the prohibition of smoking must be at least 20 cm by 30 cm, and must be in black on a white background.

The statement "No Smoking" must be legible and centered on the poster.

Art. 7. — The prohibition of smoking, measures for the protection of non-smokers as well as disciplinary sanctions incurred in cases of failure to comply with these rules, must appear in the internal regulations of establishments, facilities and infrastructures in the sector, and be duly implemented pursuant to the regulations in force.

Art. 8. — Administrative sanctions are to be imposed on offenders pursuant to the regulations in force, particularly in cases of failure to comply with the provisions of Articles 2, 3 and 6 of this Administrative Order. The head of the establishment where an offense occurs shall issue to the party responsible for the offense a notification of a deadline within which the latter must comply with the provisions of this Administrative Order within a period of fifteen (15) days counting from the notification of the deadline.

Upon expiration of this deadline, and in cases of repeat offenses, temporary revocation of the operating permit shall be imposed by the official who set the deadline, pursuant to the regulations in force.

Art. 9. — This Administrative Order is to be published in the Official journal of the People's Democratic Republic of Algeria (*Journal officiel de la République algérienne démocratique et populaire*).

Done in Algiers, on Rajab 8, 1423, corresponding to September 15, 2002.

Boubekeur BENBOUZID.