

**LAW ON MAKING AMENDMENTS AND SUPPLEMENTS TO THE CODE ON  
ADMINISTRATIVE OFFENCES OF THE REPUBLIC OF ARMENIA**

**Article 1.** In Article 47.7 of the Code on Administrative Offence of the Republic of Armenia December 6, 1985 (hereinafter, the Code):

- 1) to remove words “and tobacco” from the title;
- 2) to revoke part 3.

**Article 2.** To supplement the Code with article 47.15-47.17 reading as follows:

**“Article 47.15. Violation of requirements for prohibition and restrictions on advertising, promotion of sales and sponsorship of tobacco products, their accessories, tobacco substitutes (except the substitutes used for the medical purpose), imitations of tobacco products**

1. Advertising tobacco products or their accessories or tobacco substitutes (except the substitutes used for the medical purpose) or imitations of tobacco products by the advertiser or advertising bearer entails imposition of a fine in the amount of 750-800 minimum wages.
2. Presentation of the use of tobacco products or their accessories or tobacco substitutes (except the substitutes used for the medical purpose) by means of speech or sounds or images in advertising of other goods or works or services entails imposition of a fine in the amount of 750-800 minimum wages.
3. Mentioning or including tobacco products or their accessories or tobacco substitutes (except the substitutes used for the medical purpose) or imitations of tobacco products in the advertising of other goods or works or services entails imposition of a fine in the amount of 750-800 minimum wages.
4. Free of charge sales of samples of tobacco products or their accessories or tobacco substitutes (except the substitutes used for the medical purpose) or imitations of tobacco products by a manufacturer of tobacco products or tobacco substitutes or their representatives or sellers entails imposition of a fine on its seller in the amount of 100 minimum wages.
5. Sponsorship of tobacco products or tobacco substitutes entails imposition of a fine in the amount of 200-250 minimum wages.

Repetition of the same violation within six months after the application of the administrative penalty measure entails imposition of the fine in the amount double the applied administrative penalty.

6. Manufacture or import or sales of toys or foodstuff, imitating tobacco products, entails imposition of a fine in the amount of 200-250 minimum wages.

Repetition of the same violation within six months after the application of the administrative penalty measures entails imposition of the fine in the amount double the applied administrative penalty.

7. In the areas (including, shopping rooms), designated for sales (selling) of tobacco products or their accessories or tobacco substitutes, placement or display of them (including, their empty packs, boxes, blocks, enlarged packs, color posters, imitating their trademarks) or their trademarks or symbols in the places, visible for consumers, entails imposition of a fine in the amount of 150-200 minimum wages.

Repetition of the same violation within six months after application of the administrative penalty measures entails imposition of the fine in the amount double the applied administrative penalty.

8. Imaging the tobacco products or their accessories or tobacco substitutes or imitations of tobacco products or their use in the audio-visual works, produced in the Republic of Armenia (TV movies, video-films, theatrical performances, broadcasted via TV, radio or Internet) entails imposition of a fine in the amount of 150-200 minimum wages.

Repetition of the same violation within six months after the application of the administrative penalty measures entails imposition of a fine in the amount double the applied administrative penalty.

9. Not broadcasting of the warning text on the adverse effects of the use of tobacco products or tobacco substitutes by the broadcaster as prescribed by law in the process of broadcasting audio-video works (TV movies, video-films broadcasted by TV, radio or Internet), containing audio or visual images of tobacco products or their accessories or tobacco substitutes or imitations of tobacco products, entails imposition of a fine in the amount of 150-200 minimum wages.

Repetition of the same violation within six months of after the application of the administrative penalty measures entails imposition of a fine in the amount double the applied administrative penalty.

10. Repetition of the same act, envisaged by parts 1-4 of this article, within a month after application of the administrative penalty measures entails imposition of the fine in the amount double the fine, envisaged by this article for the given act.

**Article 47.16. Violation of general requirements, prescribed by laws of the Republic of Armenia for importation or sales or manufacture of tobacco products or tobacco substitutes**

1. Manufacture or import or sale of the tobacco products or tobacco substitutes or imitations of tobacco products, intended for sale in the territory of the Republic of Armenia, but not corresponding to the safety technical requirements, prescribed by the Government in the territory of the Republic of Armenia, entails imposition of a fine in the amount of 600-900 minimum wages.

Repetition of the same violation within a period since application of the administrative penalty up to the next inspection entails imposition of the fine in the amount double the applied administrative penalty.

2. Manufacture or import or sales of the tobacco products, exceeding the permissible content of nicotine and resin in the smoke of tobacco product, prescribed by the Government of the Republic of Armenia entails imposition of a fine in the amount of 750-800 minimum wages.

Repetition of the same violation within six months of application of administrative penalty entails imposition of the fine double the applied administrative penalty.

3. Wholesale and retail sale of chewing tobacco in the Republic of Armenia entails imposition of a fine in the amount of 800 minimum wages.

Repetition of the same violation within 6 months after application of administrative penalty measures entails imposition of the fine in the amount double the applied fine.

**Article 47.17. Violation of the requirements for packaging and labeling of tobacco products or tobacco substitutes as related to providing information on their adverse effects on health**

1. Violation of the requirements for packaging or labeling of tobacco products or tobacco substitutes, defined by Law “On Reduction and Prevention of the Damage Inflicted on Health as a Result of the Use of Tobacco Products and Tobacco Substitutes”, as well as the safety technical procedures, approved by the Government of the Republic of Armenia, entails imposition of a fine in amount of 450-500 minimum wages.

Repetition of the same violation within six months after application of administrative penalty measures entails imposition of the fine in the amount double the applied administrative penalty”.

**Article 3. Articles 135.1 and 135.2 of the Code shall read as follows:**

**“Article 135.1. The use of tobacco products or tobacco substitutes in the public air, water, surface electric and railway transport**

1. The use of tobacco products or tobacco substitutes in the public air, surface electric transport, underground, water and railway transport, except for special areas designated in the water and railway transport, at airports, except for special areas designated therein, entails imposition of a fine for individuals in the amount of 50 minimum wages.

**Article 135.2. The use of tobacco products or tobacco substitutes in vehicles**

1. The use of tobacco product or tobacco substitute by the driver of a private vehicle in the process of movement of the private vehicle entails imposition of a fine in the amount of 10 minimum wages.

2. The use of tobacco products or tobacco substitutes in the vehicles of general use or in the light passenger-taxi cars entails imposition of a fine in the amount of 20 minimum wages, and as for the driver of the given vehicle, he or she shall be also fined by 1 penalty point.”

**Article 4. In part 18 of Article 158 of the Code word “tobacco” and in part 19 word “tobacco,” shall be removed.**

**Article 5. Articles 173.1-173.3 shall be composed as follows:**

**“Article 173.1. Violation of the rules and bans for sale of tobacco products or their accessories or tobacco substitutes (except the substitutes used for the medical purpose) or imitations of tobacco products**

1. Violation of the rules for sale of tobacco products or their accessories or tobacco substitutes (except the substitutes used for the medical purpose) or imitations of tobacco products entails imposition of a fine in the amount of 80-100 minimum wages.

Repetition of the same violation within six months of after the application of administrative penalty measures entails imposition of a fine in the amount of 200 minimum wages

2. Selling or sales in any other way of tobacco products or their accessories or tobacco substitutes to persons under the age of 18 years entails imposition of a fine in the amount of 80-100 minimum wages.

3. Engaging persons under the age of 18 years in selling or sales of tobacco products or their accessories or tobacco substitutes in any other way entails imposition of a fine in the amount of 150-200 minimum wages.

Repetition of the same violation after application of the administrative penalty measure within six months entails imposition of a fine in the amount double the administrative penalty.

4. Selling tobacco products or their accessories or tobacco substitutes (except the substitutes used for the medical purpose) or imitations of tobacco products or their sales in any other way by self-service (independently choosing and bringing to the designated place) entails imposition of a fine in the amount of 80-100 minimum wages.

5. Selling tobacco products or their accessories or tobacco substitutes (except the substitutes used for the medical purpose) or imitations of tobacco products or their sales in any other way by vending machines or mechanical devices entails imposition of a fine in the amount of 200-250 minimum wages.

6. Application of any discount in the process of sales of tobacco products or their accessories or tobacco substitutes (except the tobacco substitutes used for the medical purpose) entails imposition of a fine in the amount of 150-200 set minimum wages.

7. In case of retail sale of tobacco products or any other way of selling in open packs or in case if the pack contains tobacco products more or less of the number certified by the manufacturer or sale of cigarettes by pieces or selling the tobacco product or tobacco substitute with foodstuff or non-food products within a whole package entails imposition of a fine in the amount of 150-200 minimum wages.

8. Selling or sale in any other way of tobacco products or their accessories or tobacco substitutes or imitations of tobacco products in the areas or institutions, banned by law, entails imposition on the official person a fine in the amount of 200-250 minimum wages.

Repetition of the same violation within six months after application of the administrative penalty measures entails imposition on the official person of the fine in the amount double the applied administrative penalty.

9. Public display of tobacco products or their accessories or tobacco substitutes (except the tobacco substitutes used for medical purposes) in shopping rooms and public catering establishments entails imposition of a fine in the amount of 200-250 minimum wages.

Repetition of the same violation within six months after application of administrative penalty measures entails imposition of a fine double the amount of the applied administrative penalty.

**Article 173.2. Violation of the ban or restriction on the use of tobacco products or tobacco substitutes**

1. Violation of the ban or restriction on the use of tobacco products or tobacco substitutes with the exception of cases, envisaged by Articles 135.1 and 135.2, entails imposition of a fine in the amount of 50 minimum wages on the natural person.

Repetition of the same act by that official person, who has been fined within three months by the administrative penalty for the mentioned act, entails imposition of the fine in the amount double the defined administrative penalty.

**Article 173.3. Not taking measures for restrictions of the use of tobacco products, tobacco substitutes.**

1. In the cases envisaged by law, the lack of signboards containing information on the ban of the use of tobacco products or tobacco substitutes in visible sections of establishments or institutions or areas entails imposition of the fine on official persons in the amount of 100 minimum wages.

2. Execution of the act, envisaged by part 1 of this article, by the person, who has been fined within three months, entails imposition of a fine in the amount double the fine, defined by this article for the given act”.

**Article 6. In Article 230 of the Code:**

1) Words “with Articles, parts 1-3, 7-9 of Article 47.15” shall be supplemented after words “45-47.13th”;

2) words part 3 of Article 173.1” shall be supplemented after words part 19 of Article 158.”.

**Article 7.** Article 234 of the Code after words “of this Code” shall be supplemented with “part 6 of Article 47.15” words.

**Article 8. In part 1 of Article 244.7 of the Code:**

1) Words “with parts 4, 5 of Article 47.15, Article 47.16, Article 47.17” shall be supplemented after words “of this Code”;

2) words “with parts 1,2, 4-9 of Article 173.1” shall be supplemented after words “and part 26”.

**Article 9. This law shall enter into force on the tenth day following the promulgation, with the exception of:**

1) As related to Article 2 of this law:

a. part 7 of Article 47.15, supplemented by Article 2 of this law, which shall enter into force on January 1, 2021;

b. requirements, prescribed for packaging and labeling of tobacco substitutes, defined by part 1 of Article 4 of the Law “On Reduction and Prevention of the Damage Inflicted to Health By the Use of Tobacco Products and Tobacco Substitutes”, which shall enter into force on January 1, 2021,

c. part 4 of Article 4 of the Law “On Reduction and Prevention of the Damage Inflicted to Health By the Use of Tobacco Products and Tobacco Substitutes”, covering the scope of the supplemented Article 47.17, which shall enter into force on January 1, 2024;

- 2) paragraphs 5, 6, 8, 9, norms, prescribing the ban on sales at the defined distance along the straight lines from the entrances of premises, defined by paragraphs 1-3 of part 8 of Article of the Law “On Reduction and Prevention of the Damage Inflicted to Health By the Use of Tobacco Products and Tobacco Substitutes”, covering the scope of application of part 1 of Article 173.1, amended by Article 5 of this Law, which shall enter into force three months after the official promulgation of this Law;
- 3) sub-paragraph “g” of paragraph 1 of Article 6 of the Law “On Reduction and Prevention of the Damage Inflicted to Health by the Use of Tobacco Products and Tobacco Substitutes”, covering the scope of application of Article 173.2, amended by Article 5 of this Law, which shall enter into force on March 15, 2022;
- 4) sub-paragraph “i”, paragraphs 2-5 of part 1 of Article 6 of the Law “On Reduction and Prevention of the Damage Inflicted to Health By the Use of Tobacco Products and Tobacco Substitutes”, covering the scope of application of Article 173.2, amended by Article 5 of this Law, which shall enter into force on January 1, 2021.

**PRESIDENT OF THE REPUBLIC  
OF ARMENIA**

**A. SARGSYAN**