

Plurinational State of Bolivia  
Ministry of Health and Sports

Ministerial Resolution No. 0051 of 18 January 2012

WHEREAS

Pursuant to Article 3 of the Health Code, adopted by virtue of Decree-Law No. 15629 of 18 July 1978, the Executive Branch, through the Ministry of Health and Sports, as the health authority, is responsible for defining national health policy and regulating, planning, overseeing and coordinating all health activities of public or private institutions throughout the national territory, without exception.

By virtue of Act No. 3029 of 22 April 2005, Bolivia ratified the Framework Convention for Tobacco Control adopted in Geneva, Switzerland, on 21 May 2003, and signed by Bolivia on 27 February 2004;

Pursuant to Article 81, paragraph I (1) of the “Andres Ibañez” Framework Act on Autonomies and Decentralization (Act No. 031) of 19 July 2010, the central Government has the power to devise national health policy and to issue national regulations governing the operation of all health-related sectors, fields and practices.

Article 14, paragraph I (22) of Supreme Decree No. 29894 of 7 February 200, entitled Organizational Structure of the Executive Body of the Plurinational State, authorizes the ministers of the Executive to issue ministerial resolutions, within the terms of reference conferred on them by the Constitution.

Article 1 of Ministerial Resolution No. 0576 of 25 May 2011 endorsed the seven (7) images and health warnings to be printed on cigarette packs, cigar boxes, “puro” cigar boxes and pipe tobacco bags on the bottom half (50 %) of each principle display area (front and back), as a legal obligation for tobacco manufacturers and importers throughout the territory of the Plurinational State of Bolivia; article 3 further establishes that the health warnings shall come into effect 180 days following publication of the images and messages in any print media in nationwide circulation.

In a report dated 23 December 2011, the Director General of Health Promotion requests the Minister of Health and Sports to amend article 3 of Ministerial Resolution No. 0576 of 25 May 2011, extending the validity of the health warnings by a further period of 75 days;

By virtue of Road Map MSD/4496 of 12 May 2011, the Ministerial Office instructs the Director General for Legal Affairs to draw up the Ministerial Resolution requested.

THEREFORE:

The Minister of Health and Sports, exercising the powers conferred on her by Supreme Decree No. 29894 of 7 February 2009 entitled Organizational Structure of the Executive Body of the Plurinational State;

RESOLVES:

Article 1 – To amend article 3 of Ministerial Resolution No. 0576 of 25 May 2011, extending the validity of the health warnings by a further period of 75 days.

Article 2 – Without prejudice to the provisions of the previous article, the manufacturers and importers of tobacco products may commence the production, importation, distribution and sale of cigarette packs, cigar boxes, “puro” cigar boxes and pipe tobacco bags carrying the new images and health warnings endorsed by Ministerial Resolution No. 0576 of 25 May 2011 prior to the deadline established in article 1 of this Resolution.

To be registered, communicated and filed.

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