

Unofficial Translation

Laws

Information law

Name of law

Law amending and supplementing the law on

Tobacco and tobacco products

Name of the bill

A bill amending the

Law on tobacco and tobacco products

Date of adoption 19/06/2012

Number/year government

50/2012

Journal

Decree No 249

Pursuant to Article 98 (4) of the Constitution of the Republic of Bulgaria

Постановявам:

Shall be promulgated in the State Gazette law amending and supplementing the law on tobacco and tobacco products adopted by xli National Assembly on 19 June 2012

Issued at Sofia on 28 June 2012

President of the Republic: **Rosen Plevneliev**

Stamped with the stamp.

Minister of Justice:

Diana kovacheva

Law

Amending the Law on tobacco and tobacco products (State Gazette No 101/1993; amended, No 19 of 1994 No 110 of 1996, No 153 1998, No 113 1999

Paragraph 1. In Article 4 is amended as follows:

1. The present text becomes paragraph 1 and the words "registered under this law are replaced by the words " booked as farmers in the register under Article 7 of the Act on Support for земеде

2. Paragraph 2 is inserted: „(2) The modalities for registration of tobacco producers shall be determined in the

Regulation under § 4 of the transitional

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And final provisions of the helping farmers. "

§ 2. Articles 5 and 6 are repealed.

Paragraph 3. Article 7 is amended as follows:

" Article. 7. (1) Manufacture of tobacco shall be carried out by seed natural and legal persons registered in

Public national register kept and retained by the Ministry of Agriculture and Food.

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(2) Quality control purity and origin of tobacco seed is ensured by the Ministry of Agriculture and Food. "

§ 4. In Article 9 (1) the words "under heading specified in the contract between them or by authorised party officials and" are deleted.

§ 5. In Article 10, the words "except those referred to in Article 9, paragraph 3 and 4" and the comma after them are deleted.

§ 6. Article 13 is amended as follows: " Article. 13. Companies bought tobacco in the territory of the country shall:

1. Within 30 days after completion of buying-in to submit in the Ministry of Agriculture and Food reference to the quantity bought tobacco and/or raw tobacco variety groups;
2. By 30 June to submit in the Ministry of Agriculture and Food reference to the quantities available tobacco and/or dried and/or manipulated and fermented tobacco from and Data should be presented on varietal groups. "

§ 7. Article 14 shall be repealed. **§ 8.** Chapter five "purchase prices" with Articles 17 and 18 is repealed. **§ 9.**

Chapter 6 ' premium tobacco growers "with Article 18a shall be repealed. **§ 10.** Chapter Seven "Tobacco Fund"

"with Article 19 and 19a is repealed. **§ 11.** In Article 25 paragraph 1, the words ' produced locally and imported

"are deleted. **§ 12.** In Article 28 paragraph 1, the words' local production and import "shall be deleted and the

words ' sites and warehouses wholesale and

"are replaced by" warehouses and premises ".

§ 13 In Article 29, paragraph 1 the words "produced locally and imported" are deleted.

§ 14 Article 30 creating paragraph 3 and 4:

„(3) Shall not be sold and supply of tobacco via use of

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(4) The production and sale of rough watch cigarettes with filter. " **§ 15.** In Article 35a (2) the words "Marks

and external arrangements" are replaced by " the labelling and presentation ". **§ 16.** In Article 35b is

amended as follows:

1. In paragraph 1, the words "shall be carried out on the basis of standards laid down in Act 'shall be replaced by ' in tobacco products be based on the standards laid down by decree".
2. In paragraph 2 Finally and the words "approved by Executive agency Bulgarian Accreditation Service of the Ministry of Economy, Energy and Tourism".

§ 17. In Article 35b is amended as follows:

1. Paragraph 1 is amended as follows:

„(1) Research and analysis of tobacco products to establish the content of harmful substances and ingredients including the tar, nicotine and carbon monoxide, as well as the assessment of the conformity of the content N

2. In paragraph 2:

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a) In the text preceding paragraph 1 the word 'December' shall be replaced by "September";

6) W. 3, the words " the function and category of ingredient shall be replaced by ' category and the function of the component ".

3. Establish a new paragraph 4:

„(4) The lists referred to in paragraph 2, subparagraph 1 and 2 are provided on magnetic medium or electronically in the database of the electronic reporting system – еМТОК under the terms and conditions

4. The present paragraph 4 becomes paragraph 5 and the words ' may disseminate "shall be replaced by" provide "and the word" the formula "shall be replaced by" the recipe ".

5. The present paragraph 5 becomes paragraph 6 and is amended as follows:

„(6) The Institute for tobacco and tobacco products publish on its website a list of all ingredients for each product in alphabetical order, the content is required

6. The following paragraph 7 is added:

„(7) The Institute for tobacco and tobacco products submit each year the information under paragraph 2 the European Commission has approved by the Ministry of Agriculture and Food. "

§ 18. In Chapter 10 "A" establishes Art. 35r:

" Article. 35D. (1) Consumer Protection Committee may require manufacturers and importers of tobacco products to provide information (results from tests) on brands and by species and

(2) Measurements and tests shall be carried out in an accredited laboratory. "

§ 19. In Article 37 (1) (16 shall be

repealed. **§ 20.** In Article 44 is amended as follows:

1. In paragraph 1 after the words "al. 1 and 2 "comma and the words ' Article 14 "shall be deleted;

2. Subparagraph 3 is repealed. **§ 21.** In Article 46 is amended as follows:

1. New paragraph 2 is inserted: „(2) Penalties referred to in paragraph 1 shall be imposed in case of infringements of Article 30 (4). "

2. The present paragraph 2 becomes paragraph 3 and the words "in paragraph 1" are replaced by "in paragraphs 1 and 2".

§ 22. Art. 47 paragraph 2 the words "establishments or wholesale and retail warehouses" are replaced by "stores or premises". **§ 23.** Article 51a is inserted: " Article. 51A. (1) Legal persons who violate the provisions of Art. 35b (2) and 35r, are liable to a

Penalty of 20 000 to 30 000 BGN

(2) Who reoffend under paragraph 1 This penalty payment is from 30 000 to 50 000 BGN

§ 24. Article 52 is

amended as follows:

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1. In paragraph 1: a) W. 2 the words "Article 4, 5, 18 and 32 are replaced by the words " Article 4, 32 and 35в (2)"; b) Point 3) shall be repealed; в) Point 5 shall be repealed; r) W. 6, the words "Article 35A "shall be replaced by" Article 29, Article 30 (2) and (4), Art. 32, 35, 35аи 35г ".

2. In paragraph 2 the words "the Minister or governor or authorized thereof" shall be replaced by "the President of the Commission to protect consumers or authorised thereof".

§ 25. In Article 52a is amended as follows:

1. In paragraph 1 after the words ' Article 35A "add" and 35г ".

1. In paragraph 2 the words "and deadlines in § 11 of the transitional and final provisions" and the comma after them are deleted.
2. In paragraph 4, the words ' and breach of the terms in § 11 of the transitional and final provisions "and the comma after them are deleted.

§ 26. In the additional provision in § 1 ensue points 14 and 15:

„14. “ Carbon monoxide carbon "is a composition by one oxygen atom. Carbon monoxide is a component of the gas phase of tobacco smoke identical to "carbon monoxide and carbon monoxide.

15. "filter" cigarette with rods is blank cylindrical body for cigarette with filter, intended for individual filling with cut of consumers. "

§ 27. In paragraph 2 of the transitional and final provisions after the words " Minister for Finance "point is placed and the text докряя is deleted.

§ 28. Annex 1 to Article 6 (1) is hereby repealed.

Transitional and final provisions

§ 29. (1) Shall be terminated. The Tobacco Fund

(2) From the date of entry into force of this Act shall terminate the governing board's powers to the Executive Director and the Council for the development of tobacco production.

(3) Employment relationships with employees of the closed fund including its regional structures shall be determined in accordance with Article 328 (1 pt. 1 of the Labour Code.

(4) Within one month of the entry into force of this Act, the Council of Ministers adopts Decision: to settle

1. Transfers of funds discontinued Fund and receivable and other assets and liabilities, rights and obligations of the Ministry of Agriculture and food, respectively at the State Fund Agriculture
2. All matters relating to the winding-up of the discontinued Fund вт.ч. with transmission and custody of documents by its Archive pursuant to Article 51 of the national archive Fund Act.

(5) Within the time limit set in paragraph 4 the Council of Ministers appointed Commission to carry out liquidation of the discontinued Fund within three months of the appointment.

§ 30. (1) Tobacco producers registered in the tobacco fund until the entry into force of this Act, acquire rights of registered tobacco producers within the meaning of Article 4 (1) to entry in the Register pursuant to Article 7 of the law to assist farmers.

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(2) Registers kept by tobacco growers Tobacco Fund "municipalities" and to be handed over to the Ministry of Agriculture and Food.

(3) Within one month of the entry into force of this Act the Minister of Agriculture and Food:

1. Lays down the conditions and procedures for the registration of tobacco producers in the register under Article 7 of the Act on Support to farmers;

2. Provides your entry tobacco growers under paragraph 1 on the basis of the registers provided for in paragraph 2.

§ 31. From the date of entry into force of this Act support in the tobacco shall be carried out under the Act on Support for agricultural producers and European legislation

§ 32. In the public sector internal Audit Act (State Gazette No 27/2006; Rev. No 64 and 102 2006. No 43, 69, 71 and 110 from 2008, No 42, 44, 78, 80, 82 and 99 in 2009, No 54/2010 No

This law was adopted by 41-oto National Assembly on 19 June 2012 and stamped with the official stamp of the National Assembly.

President of the National Assembly: **Tsetska
tsacheva**