

**Republic of Cuba
Executive Committee of the Council of Ministers
Secretariat**

The Secretariat of the Council of Ministers and its Executive Committee

CERTIFIES

That the Executive Committee of the Council of Ministers, exercising the prerogatives granted to it by law, has adopted the following:

Whereas: Considering that the consumption of cigars, tobacco and alcoholic beverages is harmful to human health and increases the risk of prevalence of chronic noncommunicable diseases, action must be taken to avoid and reduce the harmful effects of such consumption and also to discourage it.

Whereas: It is the policy of the World Health Organization to formulate measures to prohibit the sale of cigars, tobacco and alcoholic drinks to minors and advocate price and tax increases on these products as a way of discouraging the consumption thereof.

Accordingly: The Executive Committee of the Council of Ministers has adopted on 2 December 2005 the following

AGREEMENT

FIRST: To prohibit the sale of cigars, tobacco, alcoholic drinks and beers to minors under 18 years of age.

SECOND: To prohibit smoking in indoor public places that do not have areas designated for this purpose and also in public transport.

THIRD: To prohibit smoking by any persons working in contact with the public.

FOURTH: To prohibit smoking in educational, health and sports facilities, where specific areas will be set aside for smoking in accordance with decisions by the appropriate bodies. Smoking areas shall be established in facilities administered by other bodies or institutions. In all cases, smoking and nonsmoking areas shall be appropriately indicated.

FIFTH: The sale of alcoholic beverages and beers in restaurants shall be permitted from Mondays to Fridays inclusive from noon until 06:00 the following day. Sales on Saturdays and Sundays shall be permitted within the opening hours of each establishment, except at tourist facilities or facilities other than hotels that cater to tourists, which shall determine their own opening hours.

SIXTH: Cigars, tobacco, alcoholic beverages and beers shall be sold only at establishments that are intended for this purpose and are classified as such by the Ministry of Domestic Trade, on the understanding that such items shall be sold directly on the premises, with the exception of outdoor restaurants in the context of carnivals, parties, etc., that must be licensed by local or municipal

councils, and if appropriate subject to registration in the central commercial register and in compliance with current regulations on public nuisance, health and hygiene, and decoration.

SEVENTH: Failure on the part of managers, officials or staff to comply with the provisions of this agreement while carrying out their professional activities shall be considered a breach of employment discipline.

EIGHTH: Within its sphere of competence, central government shall take appropriate action and issue the required instructions to ensure compliance with and oversight of the provisions of this Agreement.

NINTH: The Ministries of Public Health, Education and Higher Education shall consider educational and preventive action that could help to discourage these harmful habits and raise awareness of the wisdom of the prohibitive measures outlined above, in addition to routinely monitoring the provisions of this Agreement.

TENTH: The Cuban Radio and Television Institute shall be responsible for broadcasting messages on the health risks of consuming cigars, tobacco, alcoholic drinks and beers and the social consequences of these habits.

ELEVENTH: Decisions Nos. 334 and 335 of the Ministry of Domestic Trade dated 13 December 2004 are hereby repealed.

Signed by Carlos Lage Dávila