

**LBK no. 1020 of 10/21/2008 applicable**

Date of publication: 10/25/2008

Department of the Interior and Ministry of Health

**Later changes to the regulation**

- LAW no. 707 of 6/25/2010

**Contents**

**The complete text**

**Act to consolidate the law prohibiting the sale of tobacco to persons under the age of 18, and the sale of alcohol to persons under the age of 16**

Law no. 213 of March 31, 2004 prohibiting the sale of tobacco and alcohol to persons under the age of 16 is hereby consolidated with the applicable amendments according to § 28 in law no. 512 of June 6, 2007 and § 2 in law no. 536 of June 17, 2008.

**§ 1.** Tobacco products may not be sold to persons under the age of 18.

*Section 2.* Tobacco products are defined as:

- 1) Products that may be smoked, inhaled, sucked or chewed regardless of whether such products are wholly or partially manufactured from tobacco.
- 2) Products that are primarily used in connection with tobacco smoking.

**§ 2.** Beverages containing alcohol with an alcohol percentage by volume of 1.2 or above may not be sold to persons under the age of 16 in shops conducting retail selling.

**§ 3.** Tobacco products may not be imported from other EU countries by persons under the age of 18.

*Section 2.* Beverages containing alcohol with an alcohol percentage by volume of 1.2 or above may not be imported from other EU countries by persons under the age of 16. The does not, however, apply to beer.

**§ 4.** The Danish Minister of Health provides a set of rules which stipulate that the municipality of residence can issue photo IDs to persons under the age of 16 and above in addition to extended rules regarding the issue and design of such IDs.

*Section 2.* The municipal council can demand a fixed fee for the issue of such IDs, cf. Section 1.

**§ 5.** Violation of §§ 1 and 2 by a shopkeeper, restaurateur, hotel keeper, canteen owner etc. is punishable by fine. Assessing the size of such fine must consider whether the shopkeeper, restaurateur, hotel keeper, canteen owner etc. can be held responsible for gross or repeated violation of §§ 1 and 2. The provision in § 23 of the Danish Criminal Code Act does not apply here.

*Section 2.* Companies etc. (juristic persons) are punishable in accordance with the provisions in Chapter 5 of the Danish Criminal Code Act.

**§ 6.** The law becomes effective on July 1, 2004.

*Section 2.* Law no. 97 of February 9, 1994 regarding alcohol abuse preventive measures is repealed when this law comes into effect.

**§ 7.** The law does not apply to the Faroe Islands and Greenland.

Law no. 536 of June 17, 2008 contains the following commencement provision:

**§ 4.**

The law becomes effective on September 1, 2008.

*The Danish Ministry of Health, October 21, 2008*

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