

LAW ON PROTECTION FROM SMOKING  
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Consolidated version

Article 1

This Law regulates protection of the citizens from harmful effects of smoking of cigarettes and other tobacco products, maintaining healthy environment, ban on smoking in certain public facilities as well as ban on advertising of tobacco.

Article 2

For the purposes of this Law public facilities means:

- Facilities where educational activities are provided for, as well as facilities where rooming in and housing of children, pupils and students is provided for;
- Facilities of health and social institutions;
- Closed and open courts where sport's, culture's and other events and gatherings take place;
- Public means of transportation;
- **Sky lifts;**
- Facilities where foodstuffs are produced, prepared, served, sold or consumed as well as **internet café's;**
- Facilities of **governmental bodies, organizations and institutions as well as facilities of local government** where meetings are conveyed and
- Other facilities (halls, offices, waiting rooms and corridors) which shall be determined by the legal entity with an act;
- **Shared courts or parts of building (elevators, heating instalation rooms and similar ones) stipulated by law.**

Article 3

The responsible person in legal entity within the facilities cited in Article 2 of this law shall determine a room permitted for smoking, if it is available, and in all others shall point out a sign for ban of

smoking **on visible place**, and shall provide for control of the ban of smoking.

Determination of the public courts and signing out **at visible place** of the ban on smoking from Para 1 of this Article shall be done within 60 days from entering into force of this Law.

#### Article 4

**Advertising of cigarettes and their proprietary names and of the proprietary names of the tobacco enterprises in the daily and weekly newspapers, as well as in other magazines, on the radio and television, through film's diapositives, films, panels, billboards, stickers and other forms of both domestic and foreign advertisements on public places, on means for public transportation (traffic), in a way of lightning advertisements, books, calendars, clothing, including sponsorships of sport's, culture's, entertainment's and other public events and happenings from the legal and other entities that are engaged in production of tobacco products is banned.**

#### Article 5

Selling of cigarettes and tobacco products on minors below **18** on the points of sale (retail stores) is forbidden.

#### Article 6

**Selling of cigarettes in the facilities that are situated from pre-schools, schools and educational institutions on less than 50 meters as well as within the sports and recreational courts is forbidden.**

**Selling of single cigarettes, or through vending machines, self-service displays and by order is forbidden.**

#### Article 7

**Legal entities which manufacture or sale tobacco and tobacco products are obliged to give necessary information on the**

**content of the product, upon the written request of the authorized inspection bodies, according to the law.**

#### Article 8

Manufacturer is obliged to print the message of warning on the harmful effects for the health on the envelope of the package.

The minister of health shall proscribe warning messages from Para 1 of this Article within 60 days from the entry into force of this law.

### INSPECTION SURVAILLANCE

#### Article 9

Market inspection, health inspection, educational inspection, as well as labor inspection are engaged into inspection surveillance, within their field of responsibilities proscribed by law.

#### Article 10

Inspector in charge take measures and issues decisions.

An appeal may be raised with the responsive minister against inspector's decision within 8 days from the day of receiving of the decision.

The appeal against the inspector's decision does not stop the decision from enforcement.

### PENAL PROVISIONS

#### Article 11

Any legal entity that acts against articles 3,4,5,6,7 and 9 from this law is liable on conviction to fine of **100.000 to 250.000** denars.

The responsible person within the entity from Para 1 of this article is liable on conviction to fine of **20.000 to 45.000** denars.

#### Article 12

Any person who smokes in the facilities i.e. places where it is forbidden by article 2 from this law is liable on conviction to fine of **5.000 to 15.000** denars.

The person from Para 1 of this law may be fined on the very place of infringement of the law to **5.000** denars.

## TRANSITIONAL PROVISIONS

### Article 13

**Legal entities and other persons shall adopt their activities according to this law within a period of seven months from the day of entry into force of the law.**

### Article 14

These law entries into force the eight-day of its publication in the Official Gazette of the Republic of Macedonia.

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Court interpreter according to the Decision of the Ministry of Justice