

Assented to this 20th March, 2002



CROSS RIVER STATE OF NIGERIA

2002, NO. 4

A Law to Prohibit the Advertisement of Cigarette and other tobacco related products in Cross River State.

(20th March, 2002)

BE IT ENACTED by the Cross River State House of Assembly as follows:-

1. (1) Notwithstanding anything in any other enactment or law, no person shall, as from the commencement of this Law advertise cigarettes or any tobacco related products to the general public for purpose of encouraging or influencing the smoking of cigarettes through the means set out in the schedule to this Law.

(2) For the purpose of subsection (1) of this section no cigarette (or tobacco manufacturer, firm, individual seller or body corporate shall advertise, sponsor or promote any of their cigarette products at any public event in the State.

2. (1) Any person who advertises, encourages, influences, sponsor, or promotes the advertising of cigarette and or any other tobacco related products in the State shall be guilty of an offence and liable on conviction to a fine of N3,000.00 and/or 6 months imprisonment or both.

(2) All offences created under this Law shall be heard and disposed of by the Magistrate's Court within the Magisterial Division of the area where the offence is committed.

3. (1) Where the offence is committed by a body corporate, firm or partnership, such body Corporate, firm or Partnership shall be guilty of an offence and liable on conviction to a fine of N100,000.00.

(2) The procedure for the trial of offences under this Law shall be the same as that for Criminal cases being before a Magistrate's Court.

DONALD DUKE
Governor
Cross River State

Title

Commencement

Enactment

Penalty for advertising cigarette

Penalty for Corporate Bodies

Removal of Billboards

4. (1) The relevant authority shall ensure that all billboards bearing advertisements of cigarettes and other tobacco related products removed by the advertising body not later than 90 days after the commencement of this Law.

(2) An advertising body that fails to comply with the provisions of subsection 1 of this section shall for every day after the expiration of the said 90 days pay a fine of N1,000.00.

Interpretation

5. In this Law:-
"Advertise" means statement and representations made in any print or electronic media with intention to induce patronage;

"Cigarette" means a roll of finely cut tobacco in cylindrical wrap and loose tobacco meant for smoking;

"Other tobacco related products" - include loose tobacco meant for consumption in whatever form, e.g. snuffs, cigars, pipe; etc;

"State" means Cross River State of Nigeria.

Short title and commencement

6. This Law may be cited as the Advertisement of cigarettes and other tobacco related products (Prohibition) Law 2002 and shall come into force on the day it is assented to by the Governor.

SCHEDULE

- (a) print and electronic media
- (b) Billboards

This impression in print has been compared by me with the Bill which has been passed by the Cross River State House of Assembly and found by me to be a true and correctly printed copy of the said Bill.

OTUNKO, E. B.
Clerk of the House

EXPLANATORY NOTE

This Law seeks to prohibit any form of advertisement of Cigarettes and other tobacco-related products capable of or liable to encourage or influence the smoking of cigarette especially by children and young persons.