



LAW OF UKRAINE

On Amendments to Certain Laws of Ukraine on Public Health Protection from Harmful Effects of Tobacco

The Verkhovna Rada of Ukraine **resolves**:

I. To make changes to the following laws of Ukraine:

1. The Law of Ukraine "On State Regulation of Production and Circulation of Ethyl Alcohol, Cognac and Fruit Alcohol, Alcohol Beverages, Tobacco Products, Liquids Used in Electronic Cigarettes and Combustible Alcohol" (Vidomosti Verkhovnoyi Rady Ukrayiny, 1995, No. 46, p. 345 with the following amendments):

1) in article 1:

the eleventh paragraph to read as follows:

"tobacco products are products that can be used for consumption and include, even in part, tobacco, whether genetically modified or not";

the thirty-sixth paragraph to read as follows:

"Medical warning of consumers of tobacco products — the term is used in the meaning given in the Law of Ukraine "On Measures to Prevent and Reduce the Consumption of Tobacco Products and their Harmful Impact on the Health of the Population";

to append with the following paragraph:

"The terms 'marketing of a tobacco product,' 'electronic cigarette,' 'tobacco substitutes,' 'refill container,' 'outer packaging,' 'ingredient,' 'smoking of tobacco products,' 'novel tobacco product,' 'snuff,' 'individual pack,' 'tobacco-related items,' 'workplace,' 'cigarette,' 'cigar,' 'cigarillo,' 'flavor additive,' 'tar,' 'consumer of tobacco product,' 'tobacco,' 'hookah tobacco,' 'pipe tobacco,' 'oral tobacco,' 'tobacco for roll-your-own cigarettes,' 'tobacco smoke' are used in this Law in the meanings given in the Law of Ukraine 'On Measures to Prevent and Reduce the Consumption of Tobacco Products and their Harmful Impact on the Health of the Population';

2) in article 11:

the third part to read as follows:

"3. The labeling of tobacco products sold in Ukraine is as follows:

on each unit of tobacco product (cigarettes, mouthpiece cigarettes, etc.) a proper name of the product must be indicated.

On each individual pack, box or souvenir box the following must be indicated:

name of the business entity — the manufacturer or tobacco company;

general and proper names;

presence of a filter tip;

number of units in an individual pack, box or souvenir box;

health warnings applied in accordance with the requirements established by the Law of Ukraine 'On Measures to Prevent and Reduce the Consumption of Tobacco Products and their Harmful Impact on the Health of the Population';

designation of the regulation;

a barcode.

On the outer packaging (excluding transparent wrappers), in which the products are sold in packs or boxes, the following must be indicated:

generic and proprietary names of the product;

number of units in the packaging;

health warnings applied in accordance with the requirements established by the Law of Ukraine 'On Measures to Prevent and Reduce the Consumption of Tobacco Products and their Harmful Impact on the Health of the Population';

a barcode.

On the transport packaging the following must be indicated:

generic and proprietary names of the product;

name of the business entity — the manufacturer and its location;

number of units in the packaging;

date of manufacture;

designation of the regulation (for domestic products intended for sale on the territory of Ukraine).

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Marks for goods and services on tobacco products are executed in the language and in the form of a registered original or image provided in the application for registration of the mark for goods and services, which was accepted for consideration.

Products intended for export must be labeled in accordance with the terms of the corresponding export agreement";

in the fourth part:

the first paragraph to read as follows:

"4. The manufacturer may present additional product information on labels. At the same time, manufacturers of tobacco products are prohibited from presenting information prohibited by the Law of Ukraine 'On Measures to Prevent and Reduce the Consumption of Tobacco Products and their Harmful Impact on the Health of the Population' on the labels;

the fifth paragraph to be removed;

3) in article 15²:

the title to read as follows:

"**Article 15²**. Restrictions on consumption of beer (except for non-alcoholic), alcoholic, low-alcohol beverages, table wines, consumption of tobacco products, electronic cigarettes, and heat-not-burn tobacco products";

the second and third parts to read as follows:

"Restrictions on consumption of tobacco products, electronic cigarettes, and heat-not-burn tobacco products and liability for their violation are established by the Law of Ukraine 'On Measures to Prevent and Reduce the Consumption of Tobacco Products and their Harmful Impact on the Health of the Population' and the Code of Ukraine on Administrative Offenses.

During mass events, village, settlement and city councils within the relevant administrative-territorial unit may prohibit or restrict consumption of beer (except for beer in plastic containers), alcoholic, low-alcohol beverages, table wines, smoking of tobacco products, consumption of electronic cigarettes and heat-not-burn tobacco products";

4) in article 15³:

the title to read as follows:

"**Article 15³**. Restrictions on sale of beer (except for non-alcoholic), alcoholic, low-alcohol beverages, table wines, tobacco products, electronic cigarettes, liquids used in electronic cigarettes, and heat-not-burn tobacco products";

parts one to five to be replaced by six new parts with the following content:

"Sale of beer (except for non-alcoholic), alcoholic, low-alcohol beverages, table wines, tobacco products, electronic cigarettes, liquids used in electronic cigarettes, heat-not-burn tobacco products is prohibited:

- 1) by persons under the age of 18 years.
- 2) to persons under the age of 18 years.

Sale of beer (except for non-alcoholic), alcoholic, low-alcohol beverages, table wines, tobacco products, electronic cigarettes, liquids used in electronic cigarettes, heat-not-burn tobacco products is prohibited:

- 1) on premises and grounds of educational institutions, health care institutions (except for restaurants located on premises of sanatoriums);
- 2) on premises of specialized trade organizations selling children's goods or sporting goods, as well as in corresponding departments (sections) of universal trade organizations;
- 3) in indoor sports facilities (except for beer in plastic containers);
- 4) from vending machines;
- 5) on self-service shelves (except for tobacco products in cartons and alcoholic, low-alcohol beverages, table wines, beer);
- 6) individually (for tobacco products, except for cigars);
- 7) in form of direct sales, sales from stalls;
- 8) in individual packs containing less than 20 cigarettes;
- 9) in places of trade not approved for this.

Sale of any children's products that mimic tobacco products, electronic cigarettes, heat-not-burn tobacco products is prohibited.

During mass events, village, settlement and city councils within the relevant administrative-territorial unit may prohibit or restrict sale of beer (except for beer in plastic containers), alcoholic, low-alcohol beverages, table wines, smoking of tobacco products, consumption of electronic cigarettes, and heat-not-burn tobacco products";

If a seller of beer (except for non-alcoholic), alcoholic, low-alcohol beverages, table wines, tobacco products, electronic cigarettes, liquids used in electronic cigarettes, heat-not-burn tobacco products is not sure whether the buyer of beer (except for non-alcoholic), alcoholic, low-alcohol beverages, table wines, tobacco products, electronic cigarettes, liquids used in electronic cigarettes, heat-not-burn tobacco products is of 18 years of age or older, the seller must request the passport of the citizen of Ukraine or other document confirming the age of the buyer.

If the buyer refuses to provide such a document, the sale of beer (except for non-alcoholic), alcoholic, low-alcohol beverages, table wines, tobacco products, electronic cigarettes, liquids used in electronic cigarettes, heat-not-burn tobacco products is prohibited to such a person."

In connection with this, parts six through nine shall be designated as parts seven through ten.

2. In the article 22 of the Law of Ukraine 'On Advertising' (Vidomosti Verkhovnoyi Rady Ukrainy, 2004, No. 8, art. 62 with the following amendments):

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in the first part:

the first, fifth, sixth, eighth and ninth paragraphs to read as follows:

"1. Any advertising and promotion of tobacco products, electronic cigarettes, refill containers, liquids used in electronic cigarettes, heat-not-burn tobacco products, marks for goods and services, other intellectual property rights under which tobacco products, electronic cigarettes, refill containers, liquids used in electronic cigarettes and heat-not-burn tobacco products are manufactured (except as provided by law) is prohibited, including";

"on vehicles and equipment;

by means of promotional activities";

"in places of mass political, educational, religious, sports and entertainment events;

on the Internet, in social or other digital networks";

to append the tenth and eleventh paragraphs with the following content:

"the use of tobacco products, electronic cigarettes, refill containers, liquids used in electronic cigarettes, heat-not-burn tobacco products with a purpose to obtain goods, works, services; offering or providing any direct or indirect compensation for the purchase or use of tobacco products, electronic cigarettes, refill containers, liquids used in electronic cigarettes, heat-not-burn tobacco products;

carrying out activities of free distribution, including for marketing research and tasting, exchange of tobacco products, electronic cigarettes, refill containers, liquids used in electronic cigarettes, heat-not-burn tobacco products for other tobacco products, electronic cigarettes, refill containers, liquids used in electronic cigarettes, heat-not-burn tobacco products";

the first paragraph of the fourth part to read as follows:

"4. Sponsorship of TV, radio, theater, concert, sports and other events, publications in print and other media, on websites using marks for goods and services, other objects of intellectual property rights under which tobacco products, electronic cigarettes, refill containers, liquids used in electronic cigarettes, heat-not-burn tobacco products are manufactured, is prohibited";

the fifth part to read as follows:

"5. Advertising of any goods or services must not include images of tobacco products, electronic cigarettes, refill containers, liquids used in electronic cigarettes, heat-not-burn tobacco products or the process of smoking or using them";

in the title and text after the words "tobacco products" in all cases add the words "electronic cigarettes, refill containers, liquids used in electronic cigarettes, heat-not-burn tobacco products" in the appropriate grammatical case.

3. In the Law of Ukraine 'On Measures to Prevent and Reduce the Consumption of Tobacco Products and their Harmful Impact on the Health of the Population' (Vidomosti Verkhovnoyi Rady Ukrainy, 2005, No. 52, p. 565 with the following changes):

1) the article 1 to read as follows:

"**Article 1.** Definition of terms

For the purposes of this Law, the following terms are used in the following meaning:

smokeless tobacco product is a tobacco product that does not involve the combustion process, including chewing tobacco, snuff and oral tobacco;

circulation of the tobacco product onto the market is the provision of tobacco products on the Ukrainian market regardless of the place of their production on a paid or free basis;

emissions from the use of tobacco products (hereinafter 'emissions') are substances released into the atmosphere during the use of tobacco products or related products for their intended purpose, including the use of smokeless tobacco products;

addiction is the pharmacological ability of a substance to form addiction, i.e., a condition that affects a person's ability to control his or her behavior, usually by creating a sense of reward, relieving withdrawal symptoms, or both;

public place is a part (parts) of any building, structure, which is accessible or open to the public freely or by invitation or for a fee, permanently, periodically or from time to time, including entrances to buildings and structures, as well as underpasses, stadiums, parking lots;

additive is a substance other than tobacco, which is introduced into a tobacco product, an individual pack or any outer packaging of a tobacco product;

electronic cigarette is a product that can be used to inhale aerosols (vapors) formed by heating by the components of such a product of liquids that contain or do not contain nicotine. Electronic cigarettes can be disposable or reusable;

chewing tobacco is a smokeless tobacco product intended exclusively for chewing purposes;

tobacco substitutes are products that are similar to tobacco by impact on human health, but do not contain tobacco;

refill container is a container with nicotine-containing liquid (or liquid without nicotine), which can be used to refill an electronic cigarette;

outer packaging is any packaging in which tobacco products or related products circulate on the market, including individual packs or a set of individual packs. Transparent wrapper is not considered outer packaging;

ingredient is tobacco, additive, as well as any substance or element in the finished tobacco product or related product, including paper, filter, ink, capsule and glue;

combined medical warning of consumers of tobacco products is a medical warning consisting of a text warning and illustration in accordance with this Law;

smoking of tobacco products means actions that lead to the combustion of tobacco products, resulting in the formation of tobacco smoke, which is released into the atmosphere and inhaled by a smoker;

maximum emission level is the maximum content or emission, including zero, of a substance in a tobacco product measured in milligrams;

medical warning of consumers of tobacco products is a warning of consumers of tobacco products about the adverse effects of tobacco on human health or other adverse effects of tobacco use, including text warnings, combined medical warnings, general warnings and information notices provided by the legislation;

nicotine means nicotine alkaloids or other chemical substance, including any salt or nicotine complex extracted from vegetable raw materials (tobacco) or synthetically;

novel tobacco product is a tobacco product that does not fall into any of the categories such as cigarettes, tobacco for roll-your-own cigarettes, pipe tobacco, hookah tobacco, cigars, cigarillos, chewing tobacco, snuff, oral tobacco, and introduced to the market after May 19, 2014;

snuff is a smokeless tobacco product, which is consumed by sniffing;

individual pack is the smallest individual packaging of a tobacco product or related product circulated on the market;

tobacco-related items are cigarette cases, mouthpieces, pipes, cigarette paper, filters, cigar trimmers used for tobacco consumption, except for lighters and matches;

premises are any space having a roof and bounded by two or more walls or partitions, regardless of the material of roof, walls or partitions and regardless of whether the structure is permanent or temporary;

heat-not-burn tobacco products are devices that can be used for inhalation of aerosols (vapors) formed due to heating of products containing tobacco (products of its processing) without their combustion;

advertising and promotion of heat-not-burn tobacco products, electronic cigarettes, refill containers, liquids used in electronic cigarettes means any kind of transmission of commercial information, recommendations or actions, the purpose, result or probable result of which is direct or indirect promotion of the sale of devices for the consumption of heat-not-burn tobacco products, electronic cigarettes, refill containers, liquids used in electronic cigarettes or tobacco consumption;

advertising and promotion of tobacco means any type of transmission of commercial information, recommendations or actions, the purpose, result or probable result of which is direct or indirect promotion the sale of tobacco products or tobacco consumption;

liquids used in electronic cigarettes are liquid mixtures of chemicals containing nicotine or without it, which are used to create aerosols (vapors) in electronic cigarettes and are contained, in particular, in cartridges, refill containers and other containers;

workplace is the space in the building or structure designated for the employee to stay during work;

cigar is a ready-to-use roll of tobacco used through the combustion process containing:

outer wrapper made of natural tobacco;

a filter made of the ground mixture and the outer wrapper of a normally-colored cigar of reconstituted tobacco, which completely covers the product, including, if necessary, a filter, but for tapered cigars — a non-tapered end, the proportion of which, without filter or mouthpiece, is not less than 2.3 grams and not more than 10 grams, and the circumference of at least one third of the length is not less than 34 millimeters;

cigarette is a ready-to-use paper cylinder with tobacco, which is used through the combustion process, which is neither a cigar nor a cigarillo;

cigarillo is a type of small cigar weighing up to 3 grams;

flavor additive is an additive to a tobacco product that gives it a smell and/or taste;

tar is a raw anhydrous, nicotine-free smoke condensate;

consumer of a tobacco product is a person acting for purposes not related to his or her trade activities, business activities, occupation or profession;

sponsorship of heat-not-burn tobacco products, electronic cigarettes, refill containers, liquids used in electronic cigarettes means any kind of contribution to any event, activity or certain person, the purpose, result or probable result of which is direct or indirect promotion of the sale of devices for the consumption of heat-not-burn tobacco products, electronic cigarettes, refill containers and liquids used in electronic cigarettes, or tobacco consumption;

tobacco sponsorship means any kind of contribution to any event, activity or certain person, the purpose, result or probable result of which is direct or indirect promotion of the sale, consumption of tobacco products or tobacco use;

toxicity is the degree of adverse effects of a substance on human health, including subsequent effects, usually due to repeated or continuous use or exposure;

herbal smoking product is a product based on vegetable raw materials, herbs or fruits that does not contain tobacco, which can be consumed through the combustion process;

tobacco means leaves and other natural treated or untreated parts of tobacco plants, including expanded and reconstituted tobacco;

hookah tobacco is a tobacco product that can be consumed through a hookah. For the purposes of this Law, hookah tobacco is considered to be a tobacco product for smoking. If tobacco can be used for both hookah and roll-your-own cigarettes, it is considered tobacco for roll-your-own cigarettes;

pipe tobacco means tobacco that can be used through the combustion process, intended exclusively for use in the pipe;

oral tobacco means all oral tobacco products, other than those intended for inhalation or chewing, made wholly or partly from tobacco in powder or particulate form or in any combination of these forms, in particular in sachets or porous sachets;

tobacco for roll-your-own cigarettes means tobacco that can be used by consumers or in retail outlets to manufacture cigarettes;

tobacco aerosol means emissions from heating or smoldering of tobacco products;

tobacco smoke means products of combustion of tobacco products released into the atmosphere;

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tobacco products are products that can be used for consumption and which include, even in part, tobacco, whether genetically modified or not;

tobacco products for smoking are tobacco products other than smokeless tobacco products;

characteristic flavor and aroma of electronic cigarette, refill container, liquid used in electronic cigarettes is a clearly perceptible smell or taste other than the smell or taste of tobacco resulting from the introduction of an additive or combination of additives, including but not limited to fruit, spices, herbs, alcohol, candy, menthol or vanilla that can be recognized before or during the use of an electronic cigarette, refill container and liquid used in electronic cigarettes;

characteristic taste and flavor of tobacco products is a clearly perceptible smell or taste other than the smell or taste of tobacco resulting from the introduction of an additive or combination of additives, including but not limited to fruit, spices, herbs, alcohol, candy, menthol or vanilla that can be recognized before or during the use of a tobacco product";

2) in the third part of article 7:

the first paragraph to read as follows:

"Central executive body that implements state policy in the field of state control on compliance with legislation on consumer protection, within its competence";

after the second paragraph, add a new paragraph to read as follows:

"exercises state control over compliance with the legislation on measures to prevent and reduce the consumption of tobacco products and their harmful impact on the health of the population."

In this connection, paragraphs three to six must be considered as paragraphs four to seven, respectively;

3) the second and the third part of article 10 to read as follows:

"Production (except for production for export), wholesale and retail trade and import for sale on the territory of Ukraine is prohibited for:

1) cigarettes in which the levels of emissions of nicotine, tar and carbon monoxide in the smoke of one cigarette exceed: 1 milligram of nicotine, 10 milligrams of tar, 10 milligrams of carbon monoxide;

2) tobacco products, an individual pack of which does not meet the requirements specified in Article 12 of this Law, and/or tobacco products, an individual pack of which does not contain the medical warnings specified by the legislation;

3) tobacco products with the use on their packaging or on the tobacco products themselves of any elements or features (texts, symbols, names, images or other features) that:

advertise the tobacco product or promote its use by creating the false impression of its characteristics, health effects, risks or emissions;

include quantitative information on the content of nicotine, tar, carbon monoxide in tobacco products;

indicate that a certain tobacco product is less harmful than others or aims to reduce the effects of some harmful components of smoke or provides benefits related to vitality, energy, health, rejuvenation, has natural or organic properties or other health or lifestyle benefits;

inform about the taste, smell, any flavor or other additives or their absence;

mention a food or cosmetic product;

create a misleading impression that a certain tobacco product has improved biodegradability or other environmental benefits;

4) cigarettes and tobacco for roll-your-own cigarettes with a characteristic smell and/or taste of smoke;

5) tobacco products containing the following additives:

vitamins or other additives that give the impression that a tobacco product has health benefits or reduces health risks or poses a lower health risk;

caffeine, taurine or other additives and stimulants associated with energy and/or vitality;

additives that have the ability to make emissions colored;

additives that facilitate the inhalation of smoke or the absorption of nicotine;

additives having carcinogenic, mutagenic or reproductive toxic properties in unburned form;

6) cigarettes and tobacco for roll-your-own cigarettes containing flavor additives in any of the components, such as filter, paper, packaging, capsule, or having any technical characteristics that allow to change the smell or taste of cigarettes, tobacco for roll-your-own cigarettes or smoke intensity;

7) cigarettes and tobacco for roll-your-own cigarettes, the filter, paper or capsule of which contains tobacco or nicotine;

8) oral tobacco.

Manufacturers and importers of tobacco products must be prohibited from placing inside an individual pack and in the outer packaging of tobacco products leaflets which directly or indirectly encourage the purchase or consumption of tobacco products";

4) to append article 10¹ with the following content:

"**Article 10¹**. Requirements for activities related to the production, wholesale and retail trade, export and import of electronic cigarettes, refill containers and liquids used in electronic cigarettes

Manufacturers and importers of electronic cigarettes, refill containers and liquids used in electronic cigarettes must submit to the central executive body, which ensures the formation of state policy in the field of sanitary and epidemiological well-being of the population, notifications about any products they plan to introduce to the market on the territory of Ukraine. The notification must be submitted in electronic form six months before the planned introduction to the market.

The message, depending on whether the product is an electronic cigarette, refill container or liquid used in electronic cigarettes, must contain the following information:

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1) name and contact details of the manufacturer and the responsible legal entity or natural person in Ukraine, and in cases specified by legislation – the importer in Ukraine;

2) a list of the ingredients contained in the product and the emissions resulting from the use of the product, by brand name and kind/type, indicating the specific weight of the ingredients;

3) toxicological data on the ingredients of the product and the emissions resulting from the use of the product, including when heated, taking into account their effects on human health when inhaled and any addictive effect;

4) information on nicotine doses and their absorption when using the product under normal or reasonably foreseeable conditions;

5) a description of the components of the product, including the mechanism for opening and refilling an electronic cigarette or refill container;

6) a description of the production process, including information on whether serial production is used, a statement that the production process meets the requirements of this article;

7) a statement that the manufacturer and importer are fully responsible for the quality and safety of the product when it is circulated on the market and used under normal or reasonably foreseeable conditions.

Electronic cigarettes, refill containers, liquids used in electronic cigarettes may circulate on the market on the territory of Ukraine only if the following requirements are met:

1) liquids used in electronic cigarettes must circulate on the market only in special refill containers with a volume not exceeding 10 milliliters, in disposable electronic cigarettes or disposable cartridges with a volume of not more than 2 milliliters;

2) the nicotine content in liquids used in electronic cigarettes does not exceed 20 milligrams per 1 milliliter;

3) liquids used in electronic cigarettes do not contain the following additives:

vitamins or other additives that give the impression that a product has health benefits or reduces health risks or poses a lower health risk;

caffeine, taurine or other additives and stimulants associated with energy and vitality;

additives that have the ability to make emissions colored;

4) only high-purity ingredients are used in the production of the liquid used in electronic cigarettes;

5) only those ingredients are used in the production that do not pose a risk to human health in heated or unheated form, except for nicotine in liquids used in electronic cigarettes;

6) electronic cigarettes ensure uniform use of nicotine doses under normal usage conditions;

7) electronic cigarettes, refill containers and liquids used in electronic cigarettes are protected from access by children, unauthorized access, damage and leaks and have a mechanism that provides for refilling without leaks;

8) electronic cigarettes, refill containers, liquids used in electronic cigarettes do not have a characteristic flavor and/or taste";

5) in the article 11:

the first and second parts to read as follows:

"Determination of content of nicotine, carbon monoxide, tar, other substances harmful to human health, including ingredients of tobacco products, tobacco products and tobacco smoke is carried out by organizations (laboratories), which in the manner prescribed by law have the right to test products for compliance with requirements for safety for human health and life. These organizations (laboratories) are included by the central body of executive power, which ensures the formation of state policy in the field of consumer protection, in the relevant list, which is subject to publication.

Control over compliance with the nicotine, carbon monoxide and tar indicators, as well as indicators of other substances harmful to human health and ingredients defined by legislation in tobacco products produced and sold in Ukraine, is carried out by the central executive body that implements state policy in the field of state control on compliance with legislation on consumer protection, within its competence";

the fourth part to be removed;

6) to append article 11¹ with the following content:

"**Article 11¹**. Reporting on tobacco ingredients and emissions

Each manufacturer or importer of tobacco products annually, no later than February 1 of the year following the reporting year, submits to the central executive body implementing state policy in the field of sanitary and epidemiological well-being, in electronic form such reports on ingredients for tobacco products sales in the customs territory of Ukraine, for each trademark and kind/type:

1) list of ingredients used in the manufacture of tobacco products, indicating their specific weight in descending order;

2) emissions of tar, nicotine, carbon monoxide in cigarette smoke;

3) information on other emissions and their limit values (if available).

To the list of ingredients, the following is to be added:

1) a statement indicating the reasons for the inclusion of ingredients in the relevant tobacco products;

2) information on available toxicological data on ingredients in burnt or unburned form, indicating, in particular, their effects on human health and any addictive properties.

Manufacturers and importers of tobacco products shall submit to the central executive body, which implements the state policy in the field of sanitary and epidemiological well-being of the population, reports on emissions, indicating the methods used to measure them.

Tar, nicotine and carbon monoxide emissions from cigarettes are measured on the basis of the following national standards:

DSTU ISO 4387:2010 - for tar;

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DSTU ISO 10315:2010 - for nicotine;

DSTU ISO 8454:2007 - for carbon monoxide.

The accuracy of tar, nicotine and carbon monoxide emissions measurement is determined in accordance with DSTU ISO 8243:2009.

Nicotine, tar and carbon monoxide emissions are determined by accredited laboratories in accordance with the list approved by the central executive body, which ensures the formation of state policy in the field of consumer rights protection.

Manufacturers or importers of cigarettes and tobacco for roll-your-own cigarettes shall also submit a technical document containing a general description of additives used and their properties.

The central executive body implementing the state policy in the field of sanitary and epidemiological well-being of the population must publish the information received in accordance with this article on its official website, except for confidential information, access to which is restricted by the manufacturer or importer in accordance with the legislation.

Manufacturers and importers of tobacco products shall also submit to the central executive body implementing the state policy in the field of sanitary and epidemiological well-being of the population:

- 1) the results available to them of internal and external market research and preferences of different consumer groups, including young people and smokers, on ingredients and emissions, as well as brief summaries of any market surveys they conduct when introducing new products to the market;
- 2) information on sales of tobacco products by brands and kinds/types, expressed in pieces or kilograms - annually, not later than February 1 of the year following the reporting year.

Manufacturers and importers of herbal products for smoking each year, no later than February 1 of the year following the reporting year, shall submit to the central executive body implementing the state policy in the field of sanitary and epidemiological well-being of the population, a list of all ingredients used in the production of such products, indicating the specific weight by brand name and kind/type.

This information is published on the official website of the central executive body that implements state policy in the field of sanitary and epidemiological well-being, except for confidential information, access to which is restricted by the manufacturer or importer in accordance with the legislation.

The procedure for submitting the information provided for in this Article must be determined by the central executive body implementing the state policy in the field of sanitary and epidemiological well-being of the population";

- 7) article 12 to read as follows:

"Article 12. Medical warnings to consumers of tobacco products for smoking and packaging requirements for such products

On each individual pack and outer packaging of tobacco products for smoking a general warning and a combined medical warning accompanied by an appropriate color illustration, as well as an informational message must be placed.

General warning consisting of the following text: 'Куріння вбиває - кидай курити зараз' ['Smoking kills - quit smoking now'] is located in the bottom part of one of the side surfaces of an individual pack and the outer packaging of tobacco products for smoking. Information message consisting of the following text: 'Тютюновий дим містить більше 70 речовин, здатних викликати захворювання на рак' ['Tobacco smoke contains more than 70 substances that can cause cancer'] is located in the bottom part of the other side surface. The general warning and information message must be at least 20 millimeters wide.

On individual packs of tobacco products for smoking in the form of a box with a hinged lid, and the side surfaces are separated into two parts when the lid is opened, the general warning and information message must be completely placed on the bigger part of such separated side surfaces. The general warning is placed in the center of the top surface, which is visible when the pack is open. The side surfaces of individual packs of this type must be at least 16 millimeters high.

The general warning and information message must cover 50 percent of the surface of the individual pack and the outer packaging of the tobacco products for smoking on which they are placed.

The combined medical warning is placed on individual packs and outer packaging of tobacco products for smoking in accordance with the following requirements:

- 1) contains one of 14 text warnings and the corresponding color illustration;
- 2) contains the information message provided for in the second part of this article;
- 3) covers 65 percent of the outer front and rear surfaces of an individual pack or outer packaging;
- 4) contains the same text warning and the corresponding color illustration on both sides of the individual pack;
- 5) has a height of at least 44 millimeters and a width of at least 52 millimeters.

One of the combined medical warnings must be placed on the upper surface of the individual pack and the outer packaging of the tobacco product for smoking, and on the surface of the individual pack on which the excise stamp is attached, the combined medical warning must be placed in the bottom part. Medical warnings are placed in the same direction as any other information on the surface of an individual pack of tobacco product for smoking.

The central executive body, which ensures the formation and implementation of state policy in the field of healthcare, approves:

texts and illustrations of the combined medical warning, as well as technical requirements for its layout, design and form, as well as the procedure for their application by manufacturers of tobacco products for smoking;

three groups of sets with combined medical warning, which consist of 14 versions of text and illustrations and are changed annually.

Texts and illustrations of the combined medical warning, and the general warning are applied by the manufacturer of tobacco products for smoking on individual packs and outer packaging of tobacco products for smoking no later than 12 months from the effective date of the normative legal act of the

central executive body, which ensures the formation and implementation of state policy in the field of healthcare, which approved them.

General and combined medical warnings must be placed in a black frame with a thickness of 1 millimeter, in the center of the surface intended for their placement.

Texts of general and combined medical warnings, information messages must be clear, printed in black bold font on a white background in lowercase letters other than the first letter, and placed in such a way as to ensure the integrity of the text when opening a tobacco product for smoking in the manner indicated on its individual pack, and must not overlap with other print information or excise stamps.

The general warning, information message on an individual pack and on any outer packaging of tobacco products for smoking must be printed without the possibility of their removal, erasure and must be fully visible, including not to be partially or completely covered by excise stamps, price tags, marks, security elements, wrappers, covers, boxes or other items during the circulation of tobacco products on the market.

Medical warnings must remain intact when opening an individual pack, individual packs of tobacco products for smoking in the form of a box with a hinged lid, and the side surfaces are separated into two parts when the lid is opened, on which the information message can be divided when opening the pack, but only in a way that ensures the graphic integrity and visibility of its text.

An individual pack of cigarettes must be in the shape of a rectangular parallelepiped. An individual pack of cigarettes with rounded or beveled edges is permitted, provided that the medical warning occupies a surface area equivalent to area occupied by the medical warning placed on an individual pack of cigarettes without such edges. An individual pack of tobacco for roll-your-own cigarettes must be rectangular parallelepiped or cylindrical in shape or bag-shaped and contain tobacco weighing at least 30 grams.

An individual pack of cigarettes must contain at least 20 cigarettes. An individual pack of tobacco for roll-your-own cigarettes must contain tobacco weighing at least 30 grams.

An individual pack of cigarettes may be made of cardboard or other soft material and must not have a hole that may be closed again or resealed after first opening, except for a hinged lid or a box with a lid on a hinge. In hinge-lid packs, the lid must be hinged only at the rear side of the individual pack";

8) to append articles 12¹–12⁴ with the following content:

"**Article 12¹**. Medical warnings for consumers and packaging requirements for electronic cigarettes, refill containers and liquids used in electronic cigarettes

The packaging of electronic cigarettes, refill containers and liquids used in electronic cigarettes must contain a leaflet with the following information:

- 1) instructions for use and storage of the product stating that the product is not recommended for persons who do not use tobacco products;
- 2) contraindications;
- 3) warnings for consumers in risk groups;
- 4) possible adverse effects;
- 5) the possibility of addiction and toxicity;
- 6) contact details of the manufacturer or importer, contact details of a legal entity or natural person in Ukraine.

The packaging of electronic cigarettes, refill containers and liquids used in electronic cigarettes must meet the following requirements:

1) include a list of all ingredients in descending order of their specific weight, indicating the nicotine content of the product and its dose in case of single use, batch number and recommendation for storage out of reach of children;

2) do not include elements (texts, symbols, names, trademarks, images, etc.) that:

advertise the product or promote its use by creating a false impression of its characteristics, health effects, risks or emissions;

form the opinion that the product is less harmful than others or aims to reduce the effects of some harmful components of aerosol (vapor) or provides benefits related to vitality, energy, health, rejuvenation, has natural or organic properties, other health or lifestyle benefits;

report on the characteristic taste and smell, any flavor or other additives or their absence;

give the impression that the product resembles a food or cosmetic product.

create an impression that the product has improved biodegradability or other environmental benefits;

3) have one of the following medical warnings:

'Цей виріб містить нікотин - речовину, що викликає сильну залежність. Не рекомендується для вживання некурцями' ['This product contains nicotine - a highly addictive substance. Not recommended for non-smokers'];

'Цей виріб містить нікотин - речовину, що викликає сильну залежність' ['This product contains nicotine - a highly addictive substance'].

The medical warning provided for in this paragraph:

must be placed on each of the two large sides of packaging;

must occupy 30 percent of the area of the relevant sides of packaging;

must be placed parallel to the main text on the surface intended for these warnings;

must be printed in bold black letters on a white background;

must be placed in a black frame with a line thickness of 1 millimeter, applied in the center of the area of the surface reserved for such warning.

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The packaging of electronic cigarettes, refill containers and liquids used in electronic cigarettes must not offer economic benefits by including printed vouchers, offers of discounts, including free distribution, 'two for the price of one' and other similar offers.

Article 12². Medical warnings to consumers and packaging requirements for herbal products for smoking

On each individual pack and outer packaging of herbal products for smoking a medical warning must be placed consisting of the following: 'Куріння цього виробу завдає шкоди вашому здоров'ю' ['Smoking this product causes harm to your health']. This medical warning must be printed on the front and rear outer surfaces of packaging in bold black font on a white background and must cover 65 percent of the area of the corresponding surface of packaging.

Each individual pack and any outer packaging of herbal products for smoking must not contain any elements that:

advertise the herbal product for smoking or promote its use by creating the false impression of its characteristics, health effects, risks or emissions; contain information on nicotine, tar or carbon monoxide contents in the herbal product for smoking;

form the opinion that a certain herbal products for smoking is less harmful than others or aims to reduce the effects of some harmful components of smoke or provides benefits related to vitality, energy, health, rejuvenation, has natural or organic properties, other health or lifestyle benefits;

report on the characteristic taste and smell, any flavor or other additives or their absence;

give the impression that the product resembles a food or cosmetic product.

Article 12³. Medical warnings to consumers of smokeless tobacco products

On each individual pack and outer packaging of smokeless tobacco products a medical warning must be placed consisting of the following: 'Цей тютюновий виріб шкодить вашому здоров'ю та викликає залежність' ['This tobacco product is harmful to your health and addictive']. The medical warning must be clear, printed in black bold font on a white background in lowercase letters and must be placed in the center of the surface reserved for it, and on cube-shaped individual packs and on outer packaging of smokeless tobacco products it must be placed parallel to the side edge of the package. The text of the medical warning must be parallel to the main text on the surface reserved for this warning. The medical warning on individual packs and outer packaging of smokeless tobacco products is placed in a black frame, the thickness of the lines of which is not less than 3 millimeters and not more than 4 millimeters. This frame must frame the surface reserved for the medical warning.

Medical warnings to consumers of smokeless tobacco products must also meet the following requirements:

must be placed on two largest surfaces of an individual pack or any outer packaging;

must cover 30 percent of the total surface area of an individual pack or any outer packaging.

Article 12⁴. Introduction of novel tobacco products to the market

Manufacturers and importers of novel tobacco products shall submit to the central executive body implementing the state policy in the field of sanitary and epidemiological well-being of the population notification of any novel tobacco product that they plan to introduce to the Ukrainian market. Notifications must be submitted in electronic form six months before the planned introduction to the market.

The following must be attached to the notification mentioned in the first part of this Article:

detailed description of the relevant novel tobacco product and instructions for its use;

information about ingredients of the tobacco products in accordance with the first part of article 9¹ of the Law of Ukraine 'On State Regulation of Production and Circulation of Ethyl Alcohol, Cognac and Fruit Alcohol, Alcohol Beverages, Tobacco Products, Liquids Used in Electronic Cigarettes and Combustible Alcohol.'

Manufacturers and importers who submit notifications of novel tobacco products must also submit:

results of research on the toxicity, addictiveness and attractiveness of the novel tobacco product (if any), in particular on its ingredients and emissions;

the results of research on the preferences of different consumer groups, including young people, and of smokers, which are available to them;

other available and relevant information, including an analysis of the risks/benefits of the product, its expected impact on the reduction of tobacco use, its expected impact on the start of tobacco consumption and the projected perception by different consumer categories.

Manufacturers and importers of novel tobacco products must submit to the central executive body implementing the state policy in the field of sanitary and epidemiological well-being of the population, any new or updated research information and information specified in the third part of this article.

The list of novel tobacco products circulating on the market and the information specified in parts one to four of this article must be published on the official website of the central executive body implementing the state policy in the field of sanitary and epidemiological well-being of the population, except for confidential information, access to which is restricted by the manufacturer or importer in accordance with legislation.

Novel tobacco products circulating on the market must meet the requirements of this Law and other laws of Ukraine. The provisions of the legislation shall apply to novel tobacco products depending on whether such products fall under the definition of smokeless tobacco product or tobacco product for smoking";

9) article 13 to read as follows:

"Article 13. Restrictions on the sale, smoking, consumption and use of tobacco products, items related to their use, herbal products for smoking, electronic cigarettes, refill containers, heat-not-burn tobacco products

Sales of tobacco products, items related to their use, herbal products for smoking, electronic cigarettes, refill containers, heat-not-burn tobacco products to persons under the age of 18 years, as well

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as sales of tobacco products in individual packs containing less than 20 cigarettes, cigarillos or cigarettes, or individually (except for cigars) are prohibited.

Smoking, consumption and use of tobacco products, items related to their use, herbal products for smoking, electronic cigarettes, heat-not-burn tobacco products, hookahs are prohibited

- 1) in elevators and payphones;
- 2) on the premises and on the territory of health care institutions;
- 3) on the premises and on the territory of educational institutions;
- 4) on the premises and on the territory of sports and health and fitness facilities and institutions of physical culture and sports;
- 5) on the premises of restaurants;
- 6) on the premises of cultural facilities;
- 7) on the premises of public authorities, other state institutions, local governments;
- 8) on the premises of enterprises, institutions and organizations of all forms of ownership;
- 9) on the premises of hotels and similar accommodation facilities;
- 10) on the premises of dormitories;
- 11) on playgrounds;
- 12) in places of common use of residential buildings;
- 13) in underground passages;
- 14) in public transport for carriage of passengers, including taxis;
- 15) at railway stations and stations;
- 16) at public transport stops.

Smoking, consumption, use of tobacco products, electronic cigarettes, heat-not-burn tobacco products, hookahs at airports are prohibited, except in specially designated areas.

In places and establishments where smoking, consumption, use of tobacco products, electronic cigarettes, heat-not-burn tobacco products, hookahs at airports are prohibited is prohibited, visual information consisting of a graphic sign prohibiting smoking and the following text is placed: 'Куріння, вживання, використання тютюнових виробів, електронних сигарет, пристроїв для споживання тютюнових виробів без їх згоряння, кальянів заборонено!' ['Smoking, consumption, use of tobacco products, electronic cigarettes, heat-not-burn tobacco products, hookahs at airports are prohibited!'].

In specially designated places for smoking, consumption, use of tobacco products, electronic cigarettes, heat-not-burn tobacco products, hookahs at airports are prohibited, visual information consisting of a graphic sign and the following text is placed: 'Місце для куріння. Куріння шкодить Вашому здоров'ю!' ['Smoking area. Smoking is bad for your health!']

The airport administration may set aside special places for smoking, consumption, use of tobacco products, electronic cigarettes, heat-not-burn tobacco products, hookahs, the total area of which may not exceed 5 percent of the total area of the airport, provided such places are located in separate premises that do not need to be visited by people who do not smoke, do not consume, do not use tobacco products, electronic cigarettes, heat-not-burn products, and equipped with exhaust ventilation, as well as information provided for in the fifth part of this articles is posted.

Village, settlement and city councils within the relevant administrative-territorial unit may permanently or temporarily prohibit smoking, consumption, use of tobacco products, electronic cigarettes, heat-not-burn tobacco products, hookahs in places additionally determined by them";

- 10) the first part of article 16 to read as follows:

"Any advertising and promotion of tobacco products, marks for goods and services, other intellectual property rights under which tobacco products are manufactured is prohibited, including:

carrying out activities of free distribution, including for marketing research and tasting, exchange of tobacco products for other tobacco products or any other goods, works, services;

use of tobacco products with a purpose to obtain goods, works, services;

offering or providing any direct or indirect compensation for the purchase or use of tobacco products;

offering or providing bonuses, prizes, cash refunds, granting the right to participate in any game, lottery, contest, event directly or indirectly related to tobacco products, if the condition of granting or participating in them is the purchase or use of tobacco products;

sale of tobacco products in a set with any other goods or services;

posting information about the manufacturer of tobacco products and/or tobacco products in places where such products are sold or provided to consumers, including on the elements of equipment and/or design of places of sale, using graphics or drawings, color elements, background inserts, distinctive from the color of trade equipment or showcase design, moving lighting fixtures, video playback devices, except for one poster no larger than 40x30 cm per one place of trade, which provides textual information printed in black on a white background about commercially available tobacco products and prices for them;

posting information to promote the sale of tobacco directly on tobacco products and/or on any of their packaging, including drawings and other images that are not part of a protected trademark; website addresses; leaflets in tobacco products packaging; textual or graphical information on the transparent packaging wrapper of tobacco products;

posting information on tobacco products, marks for goods and services, other intellectual property rights under which tobacco products are manufactured, in entertainment venues, in places of retail trade, on vehicles and equipment;

sending messages by mail, e-mail, mobile phone, distribution of videodiscs, videos, CDs, computer and other video games, posting any information on the Internet, including social networks or other digital networks, in order to promote the sale of tobacco products;

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sale, offer for sale, supply or advertising of non-tobacco products, services, advertising or packaging of which contains an inscription, drawing or any other image, or messages that are fully or partially identified or associated with a tobacco product, mark for product or service or manufacturer of tobacco products;

other measures to directly and indirectly promote the sale of tobacco products and tobacco use";

11) to append articles 16¹ and 16² with the following content:

"Article 16¹. Prohibition of advertising, promotion and sponsorship of heat-not-burn tobacco products

Any advertising and promotion of heat-not-burn tobacco products, marks for goods and services, other intellectual property rights under which heat-not-burn tobacco products are manufactured are prohibited, including:

carrying out activities of free distribution, including for marketing research and tasting, exchange of heat-not-burn tobacco products for other heat-not-burn tobacco products or any other goods, works, services;

use of heat-not-burn tobacco products with a purpose to obtain goods, works, services;

offering or providing any direct or indirect compensation for the purchase or use of heat-not-burn tobacco products;

offering or providing bonuses, prizes, cash refunds, granting the right to participate in any game, lottery, contest, event directly or indirectly related to heat-not-burn tobacco products, if the condition of granting or participating in them is the purchase or use of heat-not-burn tobacco products;

sale of heat-not-burn tobacco products in a set with any other goods or services;

posting information about the manufacturer of heat-not-burn tobacco products and/or heat-not-burn tobacco products in places where such products are sold or provided to consumers, using graphics or drawings (except for marks for goods and services, other intellectual property rights under which such products are manufactured), color elements, background inserts, distinctive from the color of trade equipment or showcase design, moving lighting fixtures, video playback devices, and posting outside the premises where heat-not-burn tobacco products are sold of any information about the manufacturer of heat-not-burn tobacco products and/or heat-not-burn tobacco products;

posting information to promote the sale of tobacco directly on heat-not-burn tobacco products and/or on any of their packaging, including drawings and other images that are not part of a protected trademark; website addresses; leaflets inside heat-not-burn tobacco products packaging; textual or graphical information on the transparent packaging wrapper of heat-not-burn tobacco products;

posting information on heat-not-burn tobacco products, marks for goods and services, other intellectual property rights under which heat-not-burn tobacco products are manufactured, including entertainment venues, on vehicles and equipment;

sending messages by mail, e-mail, mobile phone, distribution of videodiscs, videos, CDs, computer and other video games, posting any information on the Internet (except for marks for goods and services, other intellectual property rights under which heat-not-burn tobacco products are manufactured in the form in which they are granted legal protection in accordance with the legislation on protection of intellectual property), including social networks or other digital networks (except for information from natural persons on their personal pages), in order to promote the sale of heat-not-burn tobacco products;

sale, offer for sale, supply or advertising of non-tobacco products, services, advertising or packaging of which contains an inscription, drawing or any other image, messages that are fully or partially identified or associated with a heat-not-burn tobacco product, mark for product or service or manufacturer of heat-not-burn tobacco products.

Prohibited is sponsorship of heat-not-burn tobacco products, including:

sponsorship of TV, radio, theater, concert, sports and other events, programs or individuals or sponsorship using marks for goods and services, other objects of intellectual property rights under which heat-not-burn tobacco products are manufactured;

provision by manufacturers of heat-not-burn tobacco products or related organizations of financial or other support to events, activities, individuals or groups, including political parties, politicians or public figures, athletes or sports teams, artists or artistic groups, educational institutions of all forms of ownership;

conducting information campaigns and activities for the population, including for the prevention of smoking among young people, with the direct or indirect financial support of manufacturers of heat-not-burn tobacco products or related organizations.

It is allowed to place information for adults regarding the product range, consumer characteristics, maintenance and use of heat-not-burn tobacco products on the websites of manufacturers, importers of such products, access to which must be granted only after identification of users age using an identification document, in accordance with the procedure established by the Cabinet of Ministers of Ukraine.

Article 16². Prohibition of advertising, promotion and sponsorship of electronic cigarettes, refill containers and liquids used in electronic cigarettes

Advertising and promotion of electronic cigarettes, refill containers and liquids used in electronic cigarettes, marks for goods and services, other intellectual property rights under which electronic cigarettes, refill containers and liquids used in electronic cigarettes are manufactured, including:

carrying out activities of free distribution, including for marketing research and tasting, exchange of electronic cigarettes, refill containers and liquids used in electronic cigarettes for other tobacco products, electronic cigarettes, refill containers and liquids used in electronic cigarettes or other goods, work, services;

usage of electronic cigarettes, refill containers and liquids used in electronic cigarettes with a purpose to obtain goods, works, services;

offering or providing any direct or indirect compensation for the purchase or use before, during or after the purchase of electronic cigarettes, refill containers and liquids used in electronic cigarettes;

offering or providing bonuses, prizes, cash refunds, granting the right to participate in any game, lottery, contest, event directly or indirectly related to electronic cigarettes, refill containers and liquids

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used in electronic cigarettes, if the condition of granting or participating in them is the purchase or use of electronic cigarettes, refill containers and liquids used in electronic cigarettes;

sale of electronic cigarettes, refill containers and liquids used in electronic cigarettes in a set with any other goods or services;

posting information about the manufacturer of electronic cigarettes, refill containers and liquids used in electronic cigarettes and/or electronic cigarettes, refill containers and liquids used in electronic cigarettes in places where such goods are sold or provided to consumers, using graphics or drawings, color elements, background inserts, distinctive from the color of trade equipment or showcase design (except for marks for goods and services, other intellectual property rights under which such products are manufactured), moving lighting fixtures, video playback devices, and posting outside the premises where electronic cigarettes, refill containers and liquids used in electronic cigarettes are sold of any information about the manufacturer of electronic cigarettes, refill containers and liquids used in electronic cigarettes and/or electronic cigarettes, refill containers and liquids used in electronic cigarettes;

posting of information with a purpose of promotion of electronic cigarettes, refill containers and liquids used in electronic cigarettes, directly on electronic cigarettes, refill containers and liquids used in electronic cigarettes and/or their packaging, including drawings and other images that are not a part of the trademark, leaflets included in the packaging of electronic cigarettes, refill containers and liquids used in electronic cigarettes;

posting information about electronic cigarettes, refill containers and liquids used in electronic cigarettes, marks for goods and services, other intellectual property rights under which electronic cigarettes, refill containers and liquids used in electronic cigarettes are manufactured, in entertainment venues, on vehicles and equipment;

sending messages by mail, e-mail, mobile phone, distribution of videodiscs, videos, CDs, computer and other video games, posting any information on the Internet (except for marks for goods and services, other intellectual property rights under which such products are manufactured in the form in which they are granted legal protection in accordance with the legislation on protection of intellectual property), including social networks or other digital networks (except for information from natural persons on their personal pages), in order to promote the sale of electronic cigarettes, refill containers and liquids used in electronic cigarettes;

sale, offer for sale, supply or advertising of non-tobacco products, services, advertising or packaging of which contains an inscription, drawing or any other image or messages that are fully or partially identified or associated with electronic cigarettes, refill containers and liquids used in electronic cigarettes are manufactured, mark for product or service or manufacturer of electronic cigarettes, refill containers and liquids used in electronic cigarettes are manufactured.

Prohibited is sponsorship of electronic cigarettes, refill containers and liquids used in electronic cigarettes, including:

sponsorship of TV, radio, theater, concert, sports and other events, programs or individuals or sponsorship using marks for goods and services, other objects of intellectual property rights under which electronic cigarettes, refill containers and liquids used in electronic cigarettes are manufactured are manufactured;

provision by manufacturers of electronic cigarettes, refill containers and liquids used in electronic cigarettes are manufactured or related organizations of financial or other support to events, activities, individuals or groups, including political parties, politicians or public figures, athletes or sports teams, artists or artistic groups, educational institutions of all forms of ownership;

conducting information campaigns and activities for the population, including for the prevention of smoking among young people, with the direct or indirect financial support of manufacturers of electronic cigarettes, refill containers and liquids used in electronic cigarettes are manufactured or related organizations.

It is allowed to place information for adults regarding the product range, consumer characteristics, maintenance and use of electronic cigarettes, refill containers and liquids used in electronic cigarettes are manufactured on the websites of manufacturers, importers of such products, access to which must be granted only after identification of users age using an identification document, in accordance with the procedure established by the Cabinet of Ministers of Ukraine";

12) in article 20:

the second to thirteenth paragraphs of the second part must be replaced by eight new paragraphs as follows:

"violation of the requirements of articles 10, 10¹, 12, 12¹, 12², 12³, 12⁴ of this Law — twenty thousand hryvnias;

violation of the requirements of article 11¹ of this Law — thirty thousand hryvnias;

repeated violation of the requirements of articles 10, 10¹, 11¹, 12, 12¹, 12², 12³, 12⁴ of this Law within a year — fifty thousand hryvnias;

sales of tobacco products, items related to their use, herbal products for smoking, electronic cigarettes, refill containers, liquids used in electronic cigarettes heat-not-burn tobacco products to persons under the age of 18 years, as well as sales of tobacco products in individual packs containing less than 20 cigarettes, cigarillos or cigarettes, or individually (except for cigars) — sixty non-taxable minimum incomes, and in case of repeated violations within a year — six hundred non-taxable minimum incomes;

placement of hookah or smoking, consumption, use of tobacco products, electronic cigarettes, heat-not-burn tobacco products, hookahs in the places provided for in the second part of Article 13 of this Law, except for the premises of restaurants, — one thousand hryvnias, and in case of repeated violations within a case of repeated violations within a year — ten thousand hryvnias;

placement of ashtrays or hookah or Smoking, consumption, use of tobacco products, electronic cigarettes, heat-not-burn tobacco products, hookahs in the places provided for on the premises of restaurants, — three thousand hryvnias, and in case of repeated violations within a case of repeated violations within a year — fifteen thousand hryvnias;

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failure to place information provided for in the fourth part of Article 13 of this Law, violation of the requirements of the sixth part of Article 13 of this Law — one thousand hryvnias;

violation of the requirements of articles 16, 16¹ or 16² of this Law — thirty thousand hryvnias, and in case of repeated violations within a year — fifty thousand hryvnias for each fact of advertising on a separate advertising medium or each individual event to promote the sale of tobacco products, heat-not-burn tobacco products, electronic cigarettes, refill containers and liquids used in electronic cigarettes";

the fourth part to read as follows:

"In case business entities do not comply with decisions (resolutions) of the central executive body, which implements state policy in the field of state control on compliance with legislation on consumer protection, and its officials on imposition of financial sanctions for violation of legislation on measures to prevent and reduce the usage of tobacco products and their harmful effects on public health voluntarily, enforcement of such decisions (resolutions) is carried out by the central executive body that implements state policy in the field of enforcement of court decisions and decisions of other agencies (officials), established by the Law of Ukraine 'On Enforcement Proceedings.'

II. Final provisions

1. This Law enters into force eighteen months after its publication, except:

paragraphs fourteen to sixteen of subparagraph 7 of paragraph 3 of Section I, which enter into force on the date of publication of this Law;

paragraphs two to thirteenth, seventeen to twenty-four of subparagraph 7 of paragraph 3 of Section I, which enter into force twenty-four months after the date of publication of this Law;

subparagraph 9 of paragraph 3 of Section I, which enters into force six months after the date of publication of this Law;

paragraphs four, five, twenty-one and fifty-one of subparagraph 1 of paragraph 3 of section I, subparagraph 8 of paragraph 3 of section I, which enter into force on June 1, 2022.

2. The Cabinet of Ministers of Ukraine shall within six months from the date of entry of this Law into force:

bring their normative legal acts in line with this Law;

to ensure the development and approval by ministries and other central executive bodies of normative legal acts arising from this Law, and to bring their normative legal acts into compliance with this Law.

3. The Cabinet of Ministers of Ukraine in 2023 is to inform the Verkhovna Rada of Ukraine on the status of implementation of this Law.

4. Tobacco products, electronic cigarettes, liquids used in electronic cigarettes, as well as heat-not-burn tobacco products, put into circulation before the entry into force of the relevant provisions of this Law, are in circulation until they are sold within the shelf life, but not longer than twelve months from the date of entry of this Law into force.

5. Manufacturers and importers of novel tobacco products put into circulation on the territory of Ukraine before the entry into force of subparagraph 8 of paragraph 3 of Section I of this Law are obliged to submit to the central executive body implementing state policy in the field of sanitary and epidemiological well-being within three months from the date of entry of this Law into force a notification of such products and information attached to such notification.

President of Ukraine

V. ZELENSKY

**Kyiv
December 16, 2021
No. 1978-IX**

Document publications

• Golos Ukrayiny, January 11, 2022 — No. 3

