SCOTTISH STATUTORY INSTRUMENTS

2004 No. 211

PUBLIC HEALTH

The Tobacco Advertising and Promotion (Specialist Tobacconist) (Scotland) Regulations 2004

Made - - - -	*5th May 2004*
Laid before the Scottish Parliament - - - -	*7th May 2004*
Coming into force - -	*21st December 2004*

The Scottish Ministers, in exercise of the powers conferred by sections 6(1)(c) and 19(2) of the Tobacco Advertising and Promotion Act 2002(**1**), and of all other powers enabling them in that behalf, hereby make the following Regulations:

Citation, commencement, interpretation and extent

1.—(1) These Regulations may be cited as the Tobacco Advertising and Promotion (Specialist Tobacconists) (Scotland) Regulations 2004 and shall come into force on 21st December 2004.

(2) In these Regulations, "the Act" means the Tobacco Advertising and Promotion Act 2002.

(3) These Regulations extend to Scotland only.

Advertising in or outside specialist tobacconists

2.—(1) The requirements specified below apply for the purposes of section 6(1)(c) of the Act.

(2) Subject to the following paragraphs, each advertisement shall include an area in which are displayed parallel to the floor–

(a) a health warning specified in paragraph (3); and

(b) the following health information–

"NHS Smoking Helpline 0800 169 0 169".

(3) The health warning shall be–

(a) where not less than half of the area of an advertisement (excluding the area in which the health warning and health information is required to be displayed by paragraph (2)) is used to advertise tobacco products which are intended to be smoked–

(**1**) 2002 c. 36. The powers are exercisable by the appropriate Minister, who is defined in section 21 (interpretation), in relation to Scotland, as the Scottish Ministers.