SCOTTISH STATUTORY INSTRUMENTS

2003 No. 80 (C. 3)

CONSUMER PROTECTION

The Tobacco Advertising and Promotion Act 2002 (Commencement No. 4) (Scotland) (Amendment and Transitional Provisions) Order 2003

Made - - - - 11th February 2003

The Scottish Ministers in exercise of the powers conferred by section 22(1) to (3) of the Tobacco Advertising and Promotion Act 2002(**1**) and all other powers enabling them in that behalf, hereby make the following Order:

Citation and extent

1.—(1) This Order may be cited as the Tobacco Advertising and Promotion Act 2002 (Commencement No. 4) (Scotland) (Amendment and Transitional Provisions) Order 2003.

(2) This Order extends to Scotland only.

Amendment of the Tobacco Advertising and Promotion Act 2002 (Commencement) (Scotland) Order 2002

2.—(1) The Tobacco Advertising and Promotion Act 2002 (Commencement) (Scotland) Order 2002(**2**) is amended as follows.

(2) The following paragraph is inserted after article 2(1):–

"(1A) In so far as it is not already in force, 12th February 2003 is the appointed day for the coming into force of section 19.".

(3) In article 2(2) at the beginning there are inserted the words "Subject to article 3,".

(4) For article 2(2)(b) there is substituted–

"(b) section 2, except in the case of a tobacco advertisement which is, or is to be, published, printed, devised or distributed solely–

(i) for the purposes of a distribution that is restricted to those members of the public who before 8th October 1999 requested their inclusion in such distributions; or

(**1**) 2002 c. 36; "appropriate Minister" is defined in section 21.
(**2**) S.S.I. 2002/512.