

Notification of the Ministry of Public Health

(No. 13) 2550 (A.D. 2007)

**Re: Criteria, Procedures and Conditions for Displaying
Pictorial labels and Statements of Warning on Harm of
Cigars Issued under the Tobacco Products Control Act
B.E. 2535 (A.D. 1992)**

Whereas it is appropriate to display pictorial labels and statements of warning on the harm of cigars.

By virtue of Section 12 of the Tobacco Products Control Act B.E. 2535 (A.D. 1992), the Minister of the Ministry of Public Health hereby issues a Notification as follows:

Article 1. Displaying the pictorial labels and the statements of warning on the harm of cigars shall be the exemption of the Notification of the Ministry of Public Health (No. 11 B.E. 2549 (2006)) Re: Criteria, Procedures and Conditions for Displaying Pictures and Statements Relating to Warning on Harm; Date, Month and Year of Manufacture; Manufacturing Source and Sale Only in the Kingdom of Thailand on Labels of Cigarettes and Cigars, issued under the Tobacco Products Control Act B.E. 2535, dated August 24, B.E. 2549 (A.D. 2006), and shall be, as a substitute, in conformity with this Notification.

Article 2. Cigars manufactured in or imported into the Kingdom shall be provided with the pictorial labels and the statements of warning on the harm of cigars wherein the picture shall be printed in 4 colors.

The pictorial labels and the statements of warning on the harm of cigars as specified in paragraph one shall be any of the assortment of 5 types of pictorial labels and statements of warning on the harm of cigars printed with a ratio of 1 type to 50 cigar cartons.

Type 1. Picture with warning statement “Smoking Causes Your Breath to Smell”

Type 2. Picture with warning statement “Smoking Causes Lung Cancer”

Type 3. Picture with warning statement “Cigar Smoke Leads Your Life to Death”

Type 4. Picture with warning statement “Smoking Causes Oral Cancer”

Type 5. Picture with warning statement “Smoking Causes Laryngeal Cancer”

In carrying out the production of pictorial labels and statements of warning on the harm of cigars, the manufacturer or importer of cigars shall produce such labels and statements by referring to the template CD provided by the Department of Disease Control, Ministry of Public Health only. In this regard, the style and the position of the pictorial labels and the statements of warning on the harm of cigars shall conform to those appeared in the templates,

whereby it is admissible to adjust the size thereof as appropriate without a change of the ratio of horizontal to vertical dimensions.

The provisions of paragraphs one, two, three, and four shall not apply to colorless and transparent materials used to wrap cigar cartons on which the pictorial labels and the statements of warning on the harm of cigars can be clearly seen.

Article 3. The production of the pictorial label and statement of warning on the harm of cigars on cigar cartons under Clause 2 shall be carried out as follows:

(1) In a case where the cigar carton is of a rectangular shape with total area of all carton sides not exceeding 350 square centimeters, the pictorial labels and the statements of warning on the harm of cigars shall be on both sides covering the area, on each side, no less than 50 percent of the side having the maximum area.

(2) In cases where the cigar carton is of a rectangular shape with total area of all carton sides exceeding 350 square centimeters, the pictorial labels and the statements of warning on the harm of cigars shall be on both sides covering the area, on each side, no less than 50 percent of the side having the maximum area. In a case where the side of the maximum area attributively is of the lower part of the cigar carton, it is admissible to display pictorial labels and the statements of warning on the harm of cigars on the side of the second-largest area thereof. In a case where the said side of the second-largest area is attributively the front and the back sides, the pictorial labels and the statements of warning on the harm of cigars shall be on the front side only.

(3) In a cases where the cigar carton is of the shape other than as specified in (1) and (2), the pictorial labels and the statements of warning on the harm of cigars shall cover the area no less than 30 percent of the total area of the cigar carton.

Regarding the displaying of the pictorial labels and the statements of warning on the harm of cigars, only 1 pictorial label is required to be displayed on one side. In case of any predicament in execution hereunder, Clause 7 shall be advised and prevailed.

The pictorial labels and the statements of warning on the harm of cigars, according to the paragraphs one and two, shall be displayed in the same area, in the adjacency and continuity manners, and clearly seen without ambiguity meaning.

Article 4. The pictorial labels and the statements of warning on the harm of cigars shall be printed permanently on the cigar carton or on any materials wrapping the cigar carton and not be easily peeled off or destroyed.

Article 5. Cigars that have been manufactured in or imported into the Kingdom of Thailand on and after the effective date of this Notification shall be exempt from the display of pictorial labels and the statements of warning on the harm of cigars under this Notification, but this shall not exceed 180 days from the effective date of this Notification.

Article 6. Cigars that have been manufactured in or imported for sale out of the Kingdom of Thailand, or manufactured or imported as samples for testing, analysis and research with particulars of manufacture or import being clearly stated for such purpose shall be exempt from complying with this Notification.

Article 7. In case of problems arising from the execution of this Notification, it shall be finally settled and decided by the Director-General of the Department of Disease Control.

This shall come into effect from March 28, B.E. 2550 (A.D.2007).

Notified on this February 27, B.E. 2550 (A.D. 2007)

Mongkol Na Songkla

(Mr.Mongkol Na Songkla)

Minister of the Ministry of Public Health