

South Australia

Tobacco Products Variation Regulations 2008

under the *Tobacco Products Regulation Act 1997*

Contents

Part 1—Preliminary

- 1 Short title
- 2 Commencement
- 3 Variation provisions

Part 2—Variation of *Tobacco Products Regulations 2004*

- 4 Variation of regulation 6—Certain advertising prohibited (section 40)
-

Part 1—Preliminary

1—Short title

These regulations may be cited as the *Tobacco Products Variation Regulations 2008*.

2—Commencement

These regulations come into operation on the day on which they are made.

3—Variation provisions

In these regulations, a provision under a heading referring to the variation of specified regulations varies the regulations so specified.

Part 2—Variation of *Tobacco Products Regulations 2004*

4—Variation of regulation 6—Certain advertising prohibited (section 40)

- (1) Regulation 6(2a)—after paragraph (g) insert:
 - (ga) the retail display must not display fruit or confectionary flavoured cigarettes;
 - (2) Regulation 6(2c)—after paragraph (g) insert:
 - (ga) the retail display must not display fruit or confectionary flavoured cigarettes;
 - (3) Regulation 6(2f)—after paragraph (c) insert:
 - (ca) the advertisement must not be an advertisement for, or in relation to, fruit or confectionary flavoured cigarettes;
-

- (4) Regulation 6(2g)—after paragraph (c) insert:
- (ca) the information on the board must not relate to fruit or confectionary flavoured cigarettes;
- (5) Regulation 6(2h)—after paragraph (c) insert:
- (ca) the price ticket must not relate to fruit or confectionary flavoured cigarettes;
- (6) Regulation 6(3)—after the definition of *floor area* insert:
- fruit or confectionary flavoured cigarette* means a cigarette—
- (a) that possesses, or the smoke of which possesses, a distinctive fruity, sweet or confectionary-like character; and
 - (b) that is advertised in a way that might encourage young people to smoke,
- but does not include a cigarette the flavouring of which is primarily of a menthol character;

Note—

As required by section 10AA(2) of the *Subordinate Legislation Act 1978*, the Minister has certified that, in the Minister's opinion, it is necessary or appropriate that these regulations come into operation as set out in these regulations.

Made by the Governor

with the advice and consent of the Executive Council
on 10 April 2008

No 34 of 2008

HEACS/08/264