

L.N. 302 of 2009

**TOBACCO (SMOKING CONTROL) ACT
(CAP. 315)**

**Use of Colour Photographs or Other Illustrations as Health
Warnings on Tobacco Packages Regulations, 2009**

IN exercise of the powers conferred by article 9(f) of the Tobacco (Smoking Control) Act, the Minister for Social Policy has made the following regulations:

1. (1) The title of these regulations is the Use of Colour Photographs or other Illustrations as Health Warnings on Tobacco Packages Regulations, 2009. Title and commencement.

(2) For cigarette packages placed on the market the provisions of these regulations shall come into force eighteen months after the date of publication of these regulations.

(3) For any other tobacco products placed on the market the provisions of these regulations shall come into force twenty-four months after the date of publication of these regulations.

2. The scope of these regulations is to implement Commission Decision of 5 September 2003 (2003/641/EC) on the use of colour photographs or other illustrations as health warnings on tobacco packages which establishes rules for the use of colour photographs or other illustrations to depict and explain the health consequences of smoking. Scope.

3. In these regulations, unless the context otherwise requires: Interpretation.

“additional warning” means any of the warnings referred in regulation 4(3) and in the Schedule to the Labelling of Tobacco Products Regulations, 2004; L.N. 202 of 2004.

“combined warning” means the warning consisting of a photograph or other illustration and the corresponding text of the additional warning provided for in regulation 4(3) and in the Schedule to the Labelling of Tobacco Products Regulations, 2004, as contained in each source document;

“source document” means any of the electronic files made available by the European Commission and provided by the Superintendent of Public Health, which contains a combined warning, as per Commission Decision of 26 May, 2005 on the library of selected source documents containing colour photographs or other illustrations for each of the additional warnings listed in the Schedule of the Labelling of Tobacco Products Regulations, 2004 in terms of Schedule I to these regulations;

“tobacco package” means any form of unit packet and any outside packaging used in the retail sale of tobacco products, with the exception of additional transparent wrappers.

Use of combined warnings.

4. (1) Tobacco packages shall carry a combined warning taken exclusively from Schedule I to these regulations referred to the source document, without any changes to any of its components.

(2) Only the pictorials in Schedule II to these regulations shall be used in the combined warnings.

(3) The combined warnings shall:

(a) be rotated at least once a year to guarantee the regular appearance of all of the additional warnings;

(b) be printed on the other most visible surface of the tobacco package, respecting the format and proportions of the source document and the graphical integrity of the picture and the text;

(c) occupy the entire area reserved for the additional health warning, and be positioned parallel to the top edge of the package, and in the same direction as the other information on the package;

(d) be reproduced in accordance with the technical specifications for printing as per Schedule I to these regulations;

(e) be surrounded by a black border not less than 3mm and not more than 4mm in width which in no way interferes with any textual or visual element of the combined warning.

(4) The combined warning shall cover not less than 45% of the external area of the other most visible surface of the unit packet of tobacco:

Provided that, in the case of unit packets intended for products other than cigarettes, the most visible surface of which exceeds 75 cm², the combined warning shall cover an area of at least 24 cm² of the other most visible surface.

(5) In the case of tobacco products other than cigarettes, the combined warnings may be affixed as stickers, provided that such stickers are irremovable. The reproduction of the combined warnings on the stickers shall be in accordance with the technical specifications for printing as per Schedule I to these regulations.

(6) The combined warnings shall not be commented on, paraphrased or referred to in any form on the tobacco package.

5. (1) The combined warnings shall:

Visual integrity of the combined warnings.

(a) be irremovably printed, indelible and in no way hidden or interrupted by other written or pictorial matter or by the opening of the packet, provided that the printing of the combined warnings on the tax stamps or price marks of unit packets shall be prohibited;

(b) be displayed in a manner that ensures that none of the textual or visual elements of the combined warnings will be severed when the package is opened.

(2) The use of any type of wrapper, pouch, jacket, box or other device that partially or entirely hides or interrupts the combined warnings or any of their elements is prohibited.

(3) Tax stamps or price marks shall not be placed in a way that partially or entirely hides or interrupts the combined warnings or any of their elements.

SCHEDULE I

Malta



It-twissijiet magħquda

Combined warnings

Min ipejjep imut żgħir

Smokers die younger

Persuni li ipejjepju tul
hajjithom kollha jitlefu
medja ta' 14-il sena ta' hajja
Min ipejjep imut żgħir

Lifetime smokers
lose an average of
14 years of life

Smokers die younger



Min ipejjep imut żgħir

Smokers die younger



Min ipejjep imut żgħir

Smokers die younger

It-tippj isodd l-arterji u jgib attacki ta-qalb u puplesiji

Smoking clogs the arteries and causes heart attacks and strokes

Ir-riskju ta' attack ta-qalb hu ta' madwar 50% ogħla f'dawk li jpejpu milli f'dawk li ma jpejjux

Il-ogħla ta' l-arterji u jgib attacki ta-qalb u puplesiji

The risk of having a stroke is approximately 50% higher in smokers than in non-smokers

Smoking clogs the arteries and causes heart attacks and strokes



Il-ogħla ta' l-arterji u jgib attacki ta-qalb u puplesiji

Smoking clogs the arteries and causes heart attacks and strokes



Il-tippj isodd l-arterji u jgib attacki ta-qalb u puplesiji

Smoking clogs the arteries and causes heart attacks and strokes

It-tippj jagħmel kanċer fil-pulmun

Smoking causes fatal lung cancer



It-tippj jagħmel kanċer fil-pulmun

Smoking causes fatal lung cancer



It-tippj jagħmel kanċer fil-pulmun

Smoking causes fatal lung cancer



It-tippj jagħmel kanċer fil-pulmun

Smoking causes fatal lung cancer

It-tippj huwa vizzju, tibdx tpejje

Smoking is highly addictive, don't start



It-tippj huwa vizzju, tibdx tpejje

Smoking is highly addictive, don't start



It-tippj huwa vizzju, tibdx tpejje

Smoking is highly addictive, don't start



It-tippj huwa vizzju, tibdx tpejje

Smoking is highly addictive, don't start

Jekk tiegaf tpejjeq tnaqqas ir-riskju ta' attakki tal-qalb u mard tal-pulmun

Stopping smoking reduces the risk of fatal heart and lung diseases

Ir-riskja ta' Mard Koronarju tal-Qalb jtnaqqas b'50% wara sena ta' waqfien mit-tippij
Jekk tiegaf tpejjeq tnaqqas ir-riskju ta' attakki tal-qalb u mard tal-pulmun

The risk of Coronary Heart Disease is reduced by 50% after 1 year of smoking abstinence
Stopping smoking reduces the risk of fatal heart and lung diseases

Jekk tiegaf tpejjeq tnaqqas ir-riskja ta' attakki tal-qalb u mard tal-pulmun
Stopping smoking reduces the risk of fatal heart and lung diseases



Jekk tiegaf tpejjeq tnaqqas ir-riskja ta' attakki tal-qalb u mard tal-pulmun
Stopping smoking reduces the risk of fatal heart and lung diseases

It-tippij jista' jwassal għal agunija fit-tul u hafna ugħij

Smoking can cause a slow and painful death



It-tippij jista' jwassal għal agunija fit-tul u hafna ugħij
Smoking can cause a slow and painful death



It-tippij jista' jwassal għal agunija fit-tul u hafna ugħij
Smoking can cause a slow and painful death



It-tippij jista' jwassal għal agunija fit-tul u hafna ugħij
Smoking can cause a slow and painful death

It-tippij ikemmixlek il-gilda

Smoking causes aging of the skin



It-tippij ikemmixlek il-gilda
Smoking causes aging of the skin



It-tippij ikemmixlek il-gilda
Smoking causes aging of the skin



It-tippij ikemmixlek il-gilda
Smoking causes aging of the skin

It-tipjip jagħmel hsara lill-isperma u jnaqqas il-fertilita'

Smoking can damage the sperm and decreases fertility



It-tipjip inaqqas il-ċirkulazzjoni tad-demm u jista' jwassal għal impotenza

Smoking may reduce the blood flow and causes impotence



Id-duhhan fiħ benzene, formaldehide u hydrogen cyanide

Smoke contains benzene, nitrosamines, formaldehyde and hydrogen cyanide



Jekk tpejjeq waqt it-tqala tagħmel ħsara lit-tarbija tiegħek

Smoking when pregnant harms your baby



Jekk tpejjeq waqt it-tqala tagħmel ħsara lit-tarbija tiegħek
Smoking when pregnant harms your baby



Jekk tpejjeq waqt it-tqala tagħmel ħsara lit-tarbija tiegħek
Smoking when pregnant harms your baby



Jekk tpejjeq waqt it-tqala tagħmel ħsara lit-tarbija tiegħek
Smoking when pregnant harms your baby

Ipproteġi t-tfal. Thallihomx jibilgħu d-fuħħan tas-sigaretti tiegħek

Protect children: don't make them breathe your smoke



Ipproteġi t-tfal. Thallihomx jibilgħu d-fuħħan tas-sigaretti tiegħek
Protect children: don't make them breathe your smoke



Ipproteġi t-tfal. Thallihomx jibilgħu d-fuħħan tas-sigaretti tiegħek
Protect children: don't make them breathe your smoke



Ipproteġi t-tfal. Thallihomx jibilgħu d-fuħħan tas-sigaretti tiegħek
Protect children: don't make them breathe your smoke

It-tabib jew l-ispizjar jgħinuk biex tiegaf tpejjeq

Your doctor or your pharmacist can help you stop smoking

Sint kapaci, ahna nistgħu ngħinuk
It-tabib jew l-ispizjar jgħinuk biex tiegaf tpejjeq

You can do it, we can help
Your doctor or your pharmacist can help you stop smoking

It-tippju hu s'it-tippju serju tan-nikotina; tibzax titlob l-għejnuna
It-tabib jew l-ispizjar jgħinuk biex tiegaf tpejjeq

Smoking is a serious nicotine addiction; don't be afraid to ask for help
Your doctor or your pharmacist can help you stop smoking



It-tabib jew l-ispizjar jgħinuk biex tiegaf tpejjeq
Your doctor or your pharmacist can help you stop smoking

Itlob l-ghajnuna biex tiegaf tpejje

Get help to stop smoking

0803 00 00 00
Kun hieles,
afna se nghinuk

Itlob l-ghajnuna biex tiegaf tpejje

0803 00 00 00
Choose freedom,
we'll help you

Get help to stop smoking



Itlob l-ghajnuna biex tiegaf tpejje

0803 00 00 00

Get help to stop smoking:

0803 00 00 00



Itlob l-ghajnuna biex tiegaf tpejje

0803 00 00 00

Get help to stop smoking:

0803 00 00 00

Speċifikazzjonijiet tekniċi għall-istampar

- > It-twiissijiet magħquda għandhom jiġu riprodotti minghajr ebda bidla fil-proporzjonijiet jew fil-kuluri tagħhom.
- > It-twiissijiet magħquda huma maħsuba bhala sbiha sfiha u mgħandhomx jiġu emendati.
- > It-twiissijiet magħquda għandhom jiġu stampati four-colour/-CMYK-/screen 133 linja kull pulzier, bhala l-tiegħa minima għall-kuluri.

Technical specifications for printing

- > The combined warnings must be reproduced without any changes to their proportions or colours.
- > The combined warnings are conceived as a whole image and must not be amended.
- > The combined warnings must be printed in four-colour/-CMYK-/screen 133 lines per inch, as a minimum requirement.

Ir-ritratti, ix-xbihat u l-illustrazzjonijiet testwali li jinsabu f'dan id-CD gew żviluppati għall-użu fuq pakketti tal-prodotti tat-tabakk skond:

- > id-Direttiva tal-Parlament Ewropew u tal-Kunsil tal-5 ta' Ġunju 2001 dwar l-approssimazzjoni tal-liġijiet, regolamenti u dispozizzjonijiet amministrattivi ta' l-Istati Membri li jirrelataw mal-manifattura, preżentazzjoni u l-bejgħ ta' prodotti tat-tabakk (2001/37/KE)
- > id-Deċiżjoni tal-Kummissjoni tal-5 ta' Settembru 2003 dwar l-użu ta' ritratti tal-kulur jew illustrazzjonijiet oħra bħala twissijiet fuq il-pakketti tat-tabakk (2003/641/KE)
- > id-Deċiżjoni tal-Kummissjoni tas-26 ta' Mejju 2005 dwar il-librerija ta' dokumenti ta' sors magħżula li fihom ritratti jew illustrazzjonijiet oħra għal kull wabda mit-twissijiet addizzjonali mniżżla fl-Anness I tad-Direttiva 2001/37/KE tal-Parlament Ewropew u tal-Kunsil (C(2005) 1452 finali)

Kull użu ieħor huwa sogġett għall-permess mill-Kummissjoni.

The photographs, images and textual illustrations contained on this CD have been developed for use on tobacco product packages in accordance with:

- > Directive of the European Parliament and of the Council of 5 June 2001 on the approximation of the laws, regulations and administrative provisions of the Member States concerning the manufacture, presentation and sale of tobacco products (2001/37/EC)
- > Commission Decision of 5 September 2003 on the use of colour photographs or other illustrations as health warnings on tobacco packages (2003/641/EC)
- > Commission Decision of 26 May 2005 on the library of selected source documents containing colour photographs or other illustrations for each of the additional warnings listed in annex 1 to Directive 2001/37/EC of the European Parliament and of the Council (C(2005) 1452 final)

All other uses are subject to the permission of the European Commission.

SCHEDULE II















