



Republika e Kosovës
Republika Kosovo-Republic of Kosovo
Kuvendi - Skupština - Assembly

Law No. 03/L-157

**LAW ON AMENDING AND SUPPLEMENTING OF THE LAW ON
TOBACCO No.02/L-36**

Assembly of Republic of Kosovo,

Based on Article 65, paragraph (1), Chapter IV of the Constitution of the Republic of Kosovo,

Taking into account the need to amend and supplement the law No.02/L-36 on tobacco aiming to create necessary conditions for full implementation of this Law,

Approves

**LAW ON AMENDING AND SUPPLEMENTING OF THE LAW ON
TOBACCO No.02/L-36**

Article 1

In Article 3, paragraph 2 is reworded as follows:

3.2. The manufacture and distribution of cigarettes as specified from the paragraph 1 of Article 3 shall be executed from 1st January 2010.

Article 2

Article 4 of the law, paragraph 4.1 the sentence “**Kosovo Government or authorized institution from it....**” shall be deleted and replaced with sentence “**Ministry of Health.....**”

Article 4 of the law, paragraph 4.4 the sentence “**Kosovo Government...**” shall be deleted and replaced with sentence “**Ministry of Health.....**”

In Article 4 of the law, paragraph 4. 5, shall be reworded as following:

4.5. Tests on substances included in paragraph 3 of Article 4 should be performed with standards defined by the Ministry of health through application of ISO standard. The following standards should be used, ISO standard, 4387 standard on tar, 10315 on nicotine and 8454 on carbon monoxide. The accuracy of tar, nicotine and carbon monoxide presence in the package shall be verified through ISO standard 8243. Ministry of Health shall secure the ISO standards six (6) months after this law enters into force.

In Article 4 of the law, paragraph 4. 8, shall be reworded as following:

4.8. If the content of taken sample by a range of tobacco products, shall be evidenced from licensed laboratory that does not contain values foreseen by the law than that range of production shall be withdrawn from market.

In Article 4 of the law, paragraph 4. 9 the sentence “**Authorized institution by the Government of Kosovo.....**” shall be deleted and replaced with sentence “**Ministry of Health.....**”

Article 3

Article 6 of the law, paragraph 6.2, sub-paragraph a) point II shall be reworded as follows:

II Smoking seriously harms your health and others around you.

Article 6 of the law, paragraph 6.2, sub-paragraph a) point I and III, shall be reworded as follows:

I. Smoking harms your health'

III. Smoking by pregnant women harms the development of the baby.

Article 6, paragraph 6.4, is reworded as follows:

6.4. The general remark shall be printed on the frontal, main side of the package unit of tobacco products that should comprise thirty percent (30%) of this noticeable area, except the transparent wrappers.

Article 6, paragraph 6.5, is amended and has this content:

6.5. The additional warning shall be printed on the other most noticeable area, rear side of package unit of tobacco products that should comprise forty percent (40%) of this area, except the transparent wrappers.

In Article 6, paragraph 6.6 is deleted and the following paragraphs are placed according to the order.

Article 4

In Article 7 of the law paragraph 7.1 in the second line sentence “... **responsible authorities**” shall be replaced with sentence “**Ministry of Health.....**”

In Article 7 of the law paragraph 7.6 sentence “**competent authorities....**” Shall be replaced with sentence “**Ministry of Health.....**”

Article 5

In Article 10 of the law, after paragraph 10.3 a new paragraph 10.4 shall be added with following content:

10.4 Smoking is forbidden in all means of public transport.

Article 6

In Article 11 of the law, paragraph 11.3, at the end of this paragraph new sentence is added “Head of professional council for control of smoking is Ministry of health”.

Article 7

Article 14 of the law is amended and reworded as follows:

14.1. Producers and importers of tobacco are obliged within twelve (12) months from the entrance into force of this law to set out labeling in tobacco packaging as determined by this law

14.2. Institutions, organizations of all kinds and means of public transport, are obliged that within four (4) months from the entrance into force of this law to set out signs for forbidding smoking and to define places where smoking is allowed if such places are defined , by the law.

Article 8

This Law shall enter into force fifteen (15) days after publication in the Official Gazette of the Republic of Kosovo.

Law No. 03/L-157
11 February 2010

President of the Assembly of the Republic of Kosovo

Jakup KRASNIQI