

Shri Niraj K. Pawan, IAS,
Additional Mission Director, NHM
Director (IEC) & Joint Secretary



Government of Rajasthan
Medical, Health and Family Welfare Department

NTCP/2014/81

20.02.14

As you may be aware that the Global Adult Tobacco Survey conducted by Ministry of Health & Family Welfare, Government of India has revealed that every third person in Rajasthan State is in the habit of using tobacco products in some form or the other form. A large proportion of cancer and lung disorders are mainly caused due to tobacco consumption, this menace is making the dent in our society in the form of illness, disability and productivity loss.

The Cigarette and Other Tobacco Product Act, 2003 (COTPA, 2003) has specific provisions related to smoking ban in public places, prohibition of sale of tobacco products near educational institutions, prohibition of sale of tobacco products to and by children below the age 18 years and prohibition advertisement, sponsorship and promotion of tobacco products.

Furthermore it is also to be noted that all Police Officials of Sub Inspector and above rank are notified for enforcement of above said provisions of COTPA, 2003 and the Home Department vide order dated 20.04.2012 (attached) has informed all DMs/SPs/DCPs for mandatory review of the number of challan done under COTPA, 2003 at the level of Police Station and SP in the monthly crime review meeting.

All concerned CMHOs were provided challan booklets for providing them to enforcement officials within the District & to make sure that all Police Thana have the challam mechanism available for enforcement of section 4 and 6 of the Act.

Considering the importance of the issue I may urge you to kindly look into the matter and ensure that COPTA, 2003 provisions are enforced and reported through District Nodal Officer(CMHO) to the State Tobacco Control Cell, Directorate of Medical & Health, Rajasthan, Jaipur.

Encl: Guidelines for Law Enforcers
for effective implementation of COTPA, 2003.

Yours Sincerely

(Neeraj.K.Pawan)
Joint Secretary

Superintendent of Police & DCPs
All Districts

Directorate , Jaipur, Rajasthan, India — 302 005

Tel [O]: (141) 2222817

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B.N. SHARMA
I.A.S.
PRINCIPAL SECRETARY

MEDICAL, HEALTH & FAMILY
WELFARE DEPARTMENT
GOVERNMENT OF RAJASTHAN
ROOM NO. 5213, MAIN BUILDING,
GOVT. SECRETARIAT, JAIPUR-05 (RAJ.)
Tel. No. : 0141-2227132 (O)
Fax No. : 0141-2227797
0141-2701277 (R)
E-mail : pharajasthan@gmail.com

DO Letter No: 12.6
Jaipur Dated : 28.03.2012

Dear Sir sb,

As you are aware of the fact that tobacco is the leading cause of death and illness in the country and to protect non smokers, general population and youths from getting into tobacco use habits, Government of India enacted a very comprehensive legislation called 'The Cigarette and other tobacco Product (Prohibition of Advertisement and Regulation of Trade and Commerce, Production, Supply and Distribution) Act-2003(COTPA-2003). The key provisions under the Act include:

1. Prohibition of Smoking in Public Places.(Section-4)
2. Prohibition on all forms of direct/indirect advertisement, promotion and sponsorship of tobacco products (Section-5)
3. Prohibition on sale of tobacco products to minors and within a radius of 100 yards from educational institutions (Section-6)
4. Mandatory depiction of specified health warnings on all tobacco products (section-7)

All the aforesaid provisions have been notified and enforced. As per section 13, 20-24 of COTPA police officer, not below the rank of sub-inspector, has been notified to take action against violation of any of these provisions.

Although the State Tobacco Control Cell has been receiving reports from few of District DCPs on challan/penalties issued under various provisions of COTPA but the reported violations are negligible, and majority of Districts are sending reports mentioning Nil under the violations reported.

Request you to kindly issue directions to all DCPs to include COTPA violation as one of the important point in monthly crime review of SHOs and keep office of State Nodal Officer for Tobacco Control, Department of Medical & Health informed by sending monthly reports in the enclosed format latest by 5th of every month.

The penalties/compounding fees collected by the police department by enforcement of COTPA-2003 violations have to be deposited in the separate income head created under the Act.

Income Head

0210-Medical and Health
04-Public Health
800-Other Receipts
(02)-Miscellaneous Receipt

Encl: Reporting Format and copy of COTPA-2003.

Yours Sincerely


(B.N.Sharma)

Shri B.L.Soni
Commissioner of Police
Jaipur



B.N. SHARMA
I.A.S.
PRINCIPAL SECRETARY

MEDICAL, HEALTH & FAMILY
WELFARE DEPARTMENT
GOVERNMENT OF RAJASTHAN
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E-mail : pharajasthan@gmail.com

DO Letter No: 125
Jaipur Dated : 28.03.2012

Dear Bhupendra,

As you are aware of the fact that tobacco is the leading cause of death and illness in the country and to protect non smokers, general population and youths from getting into tobacco use habits, Government of India enacted a very comprehensive legislation called 'The Cigarette and other tobacco Product (Prohibition of Advertisement and Regulation of Trade and Commerce, Production, Supply and Distribution) Act-2003(COTPA-2003). The key provisions under the Act include:

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All the aforesaid provisions have been notified and enforced. As per section 13, 20-24 of COTPA police office, not below the rank of sub-Inspector, has been notified to take action against violation of any of these provisions.

Although the State Tobacco Control Cell has been receiving reports from few of District DCPs on challan/penalties issued under various provisions of COTPA but the reported violations are negligible, and majority of Districts are sending reports mentioning NIL under the violations reported.

Request you to kindly issue directions to all DCPs to include COTPA violation as one of the important point in monthly crime review of SHOs and keep office of State Nodal Officer for Tobacco Control, Department of Medical & Health informed by sending monthly reports in the enclosed format latest by 5th of every month.

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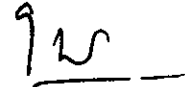
Income Head

0210-Medical and Health
04-Public Health
800-Other Receipts
(02)-Miscellaneous Receipt

Regards,

Encl: Reporting Format and copy of COTPA-2003.

Yours Sincerely


(B.N.Sharma)

Shri Bhupendra Kumar Dak
Commissioner of Police
Jodhpur



B.N. SHARMA
I.A.S.
PRINCIPAL SECRETARY

MEDICAL, HEALTH & FAMILY
WELFARE DEPARTMENT
GOVERNMENT OF RAJASTHAN
ROOM NO. 5213, MAIN BUILDING,
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0141-2701277 (R)
E-mail : pharajasthan@gmail.com

DO Letter No: 124
Jaipur Dated: 28.03.2012

Respected Sir,

As you are aware of the fact that tobacco is the leading cause of death and illness in the country and to protect non smokers, general population and youths from getting into tobacco use habits, Government of India enacted a very comprehensive legislation called 'The Cigarette and other tobacco Product (Prohibition of Advertisement and Regulation of Trade and Commerce, Production, Supply and Distribution) Act-2003(COTPA-2003). The key provisions under the Act include:

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Although the State Tobacco Control Cell has been receiving reports from few of District S.Ps on challan/penalties issued under various provisions of COTPA but the reported violations are negligible, and majority of Districts are sending reports mentioning NIL under the violations reported.

Request you to kindly issue directions to all District SPs to include COTPA violation as one of the important point in monthly crime review of SHOs and keep office of State Nodal Officer for Tobacco Control, Department of Medical & Health informed by sending monthly reports in the enclosed format latest by 5th of every month.

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Regards,

Yours Sincerely

Encl: Reporting Format and copy of COTPA-2003.

(B.N.Sharma)

Shri H.C. Meena
Director General of Police
Rajasthan