



Abstract



Prohibition of Cigarettes and all forms of Tobacco Products - Monitor the violations under Section 5 of the Cigarettes and Other Tobacco Products Act 2003 - State Level Monitoring Committee - formed - Orders issued.

HEALTH AND FAMILY WELFARE DEPARTMENT

G.O.(Ms) No. 318,

dated 26.9.2008

Purattasi 10,
Tiruyalluvar Aandu 2039

Read:-

1. From the Director, Government of India, Ministry of Health and Family Welfare, New Delhi, D.O. No. P.16015/4/05-PH, dated 6.5.2008.
2. From the Director of Public Health and Preventive Medicine, Letter R.No. 51910/STCC/08, dated 8.8.2008.

ORDER:-

Government of India in their letter first read above have opined that the effective implementation of the legislative provisions of the Cigarettes and other Tobacco Products Act, 2003 will only be possible if the State Governments set up appropriate administrative mechanism, to monitor and enforce the laws. It has also been suggested therein that the steering committee, headed by Union Health Secretary, to look into the violation of the Section-5, of the 'The Cigarettes and Other Products (Prohibition of Advertisement and Regulation of Trade and Commerce, Production, Supply and Distribution) Act 2003' which prohibits all forms of advertisement of cigarettes and other tobacco products direct or indirect has recommended that every State should constitute State and District level Monitoring Committees to look into specific instances of violation of Section - 5 at State and district level. The State Government have therefore been requested to take appropriate steps to quickly notify the two tier monitoring committee at State and District level and to give wide publicity to the public.

2. Based on the guidelines issued by the Government of India, the Director of Public Health and Preventive Medicine in his letter second read above, has requested Government orders on the formation of State Level Committee with the following members to monitor the violation under Section 5 of the Cigarettes and Other Tobacco Products Act 2003:-

Chairman - The Secretary, Health and Family Welfare Department, Government of Tamil Nadu.

Nodal Officer / Focal point for Tobacco Control in the State - Director of Public Health and Preventive Medicine as Member Secretary.

Representative of the Director General of the State Police.
Representative of the Department of Drug Controller.
Health Officer, State Tobacco Control Cell, Office of the Director of Public
Health and Preventive Medicine, Chennai-6
One Representative from leading Non Governmental Organizations.
One Academician / Psychologist / Sociologist

3. The Government after careful examination accept the request of Director of Public Health and Preventive Medicine. Accordingly, the Government now direct that a State Level Committee based on the guidelines issued by the Government of India be formed with the following Members to monitor the violation under Section- 5 of Cigarettes and Other Tobacco Products Act 2003.

The Secretary, Health and Family Welfare Department, - Chairman
Government of Tamil Nadu

Nodal Officer / Focal point for Tobacco Control in the State - - Member
Director of Public Health and Preventive Medicine Secretary

Representative of the Director General of the State Police - Member

Representative of the Department of Drug Controller - Member

Health Officer, State Tobacco Control Cell, Office of the - Member
Director of Public Health and Preventive Medicine, Chennai-6

Representative from Cancer Institute, Adyar - Member

Representative form Madras University - Member

4. The functions and Scope of the State Level Committee would be as follows:-

Functions:-

- 1) To see whether District / Local Committees have been formed.
- 2) To see whether the meeting is held regularly at quarterly interval.
- 3) To see whether the authorized officers are effectively performing their duties.
- 4) To see how many cases are handled by them and what decisions are arrived at.
- 5) To give suggestion / guidance to District / Local Level Committee.
- 6) To take decision on the matters referred to it by District / Local level Committee.
- 7) To collate data / information from District / Local Level Committee and forward it to Ministry of Health and Family Welfare, Government of India from time to time or as may be prescribed by Ministry of Health and Family Welfare.

- 8) To recommend and initiate action in specific cases of violation of Section -5 of the Indian Tobacco Control Act, brought to the notice of the committee.
- 9) To set in place a mechanism for reporting of violations including starting quit-lines / tobacco help lines;

Scope of the Committee:-

- 1) To provide a forum where the public may lodge a complaint regarding direct, indirect / surrogate advertisement(s) of tobacco and allied products in media (print as well as electronic) and take action on the same as per procedure.
- 2) To review the action taken by the committee for enforcement of the Section-5 of the Indian Tobacco Control Act of 2003.
- 3) To immediately bring to the notice of State and Central Government if any programme is affecting public order,

5. The nominated members shall have term of two years. They shall not be eligible for re-nomination. Any vacancy can be filled by nominating a new member for a fresh term. The State Level Monitoring Committee formed as above, will review, deliberate and take decisions against the complaints received in accordance with the Law of the land and in respect of interstate violation(s), the State Level Committee shall initiate action and, as per prescribed procedure such cases may also be forwarded to the Nodal Officer i.e. Director of Public Health, Ministry of Health and Family Welfare, Government of India who will take up the matter with the concerned State Governments, and also inform the Steering Committee, under the Ministry of Health and Family Welfare.

(By order of the Governor)

V.K. SUBBURAJ,
PRINCIPAL SECRETARY TO GOVERNMENT

To

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The Director of Public Health and Preventive Medicine, Chennai-6
The Director of Medical Education, Chennai-10.
The Director of Medical and Rural Health Services, Chennai-6
The State Tobacco Control Officer, Office of the Director of Public Health and Preventive Medicine, Chennai-6
The Ministry of Health and Family Welfare, Government of India.
The Director General of Police, New Delhi
The Director, Cancer Institute(W.I.A), Adyar, Chennai-20.
The Registrar, Madras University, Chennai-4.

Copy to:

The Project Director, Tamil Nadu Health System Project, Chennai-
The Project Director, Tamil Nadu
The Project Director, Reproductive Child Health, Chennai.

The Director of Drugs Control, Chennai
The Secretary to Hon'ble Chief Minister.
The Senior Personal Assistant to Minister (Health).
The Principal Secretary to Government, Home Department, Chennai-9
The Personal Assistant to Principal Secretary to Government,
Health and Family Welfare Department, Chennai-9
SF/SCs

//Forwarded By order//


SECTION OFFICER