
SCOTTISH STATUTORY INSTRUMENTS

2002 No. 512

**The Tobacco Advertising and Promotion Act
2002 (Commencement) (Scotland) Order 2002**

Appointed days

2.—(1) For the purposes of making regulations 20th November 2002 is the day appointed for the coming into force of—

- (a) section 1;
- (b) section 4(3) and (4);
- (c) section 11(1) to (3); and
- (d) sections 19 to 21.

(2) 14th February 2003 is the day appointed for the coming into force of—

- (a) section 1, so far as not already in force;
- (b) section 2, except in the case of a tobacco advertisement which is, or is to be, published, printed, devised or distributed solely—
 - (i) for the purposes of a distribution that is restricted to those members of the public who before 8th October 1999 requested their inclusion in such distributions;
 - (ii) for the purposes of the promotion of a tobacco product in a place or on a website where tobacco products are offered for sale; or
 - (iii) in circumstances in which the tobacco advertisement uses the name, emblem or other feature of a tobacco product in connection with a product (other than a tobacco product) which has a function in addition to that of carrying advertising and the advertisement is not published in a newspaper, periodical or other electronic or paper publication or carried on a billboard, wall or other fixed or moveable surface which serves a function similar to that of a billboard;
- (c) section 3;
- (d) section 4(1) and (2);
- (e) sections 5 to 8;
- (f) section 9, except in relation to any case where a free distribution consists solely of the distribution of a coupon which—
 - (i) is enclosed within a pack or part of a pack containing a tobacco product;
 - (ii) has a nominal cash value not exceeding one penny; and
 - (iii) is capable of being exchanged for goods but not other products, services or benefits;
- (g) section 10;
- (h) section 11(4);
- (i) sections 12 to 18; and
- (j) section 21, so far as not already in force.

(3) 14th May 2003 is the appointed day for the coming into force of—

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

- (a) section 2, in so far as it relates to an advertisement excepted by virtue of paragraph (2)(b)(i); and
- (b) section 9, so far as not already in force.