



Tobacco Advertising and Promotion Act 2002

2002 CHAPTER 36

2 Prohibition of tobacco advertising

- (1) A person who in the course of a business publishes a tobacco advertisement, or causes one to be published, in the United Kingdom is guilty of an offence.
- (2) A person who in the course of a business prints, devises or distributes in the United Kingdom a tobacco advertisement which is published in the United Kingdom, or causes such a tobacco advertisement to be so printed, devised or distributed, is guilty of an offence.
- (3) Distributing a tobacco advertisement includes transmitting it in electronic form, participating in doing so, and providing the means of transmission.
- [^{F1}(4) A service provider established in the United Kingdom who, in the course of providing information society services, does anything in an EEA State other than the United Kingdom which, if done in the United Kingdom, would constitute an offence under subsection (1) or (2) is guilty of an offence.]

Textual Amendments

- F1** S. 2(4) substituted (28.9.2006) by [Tobacco Advertising and Promotion Act 2002 \(Amendment\) Regulations 2006 \(S.I. 2006/2369\)](#), regs. 1(1), 2

Modifications etc. (not altering text)

- C1** S. 2 restricted (31.10.2012 for specified purposes, 6.4.2015 in so far as not already in force) by [The Tobacco Advertising and Promotion \(Display\) Regulations \(Northern Ireland\) 2012 \(S.R. 2012/246\)](#), art. 1(1)**reg. 9** (with reg. 1(2))
- C2** S. 2 restricted (N.I.) (6.4.2015) by [The Tobacco Advertising and Promotion \(Specialist Tobacconists\) Regulations \(Northern Ireland\) 2012 \(S.R. 2012/244\)](#), regs. 1(1), 2 (with reg. 4)

Status: Point in time view as at 06/04/2015. This version of this provision has been superseded.

Changes to legislation: There are currently no known outstanding effects for the Tobacco Advertising and Promotion Act 2002, Section 2. (See end of Document for details)

Commencement Information

- 11** S. 2 partly in force; s. 2 not in force at Royal Assent see s. 22(1)(2); s. 2 in force for certain purposes at 14.2.2003 and for certain further purposes at 14.5.2003 by S.I. 2002/2865, **art. 2(2)(b)(3)(a)** (with **art. 3**) (as amended by S.I. 2003/258, **art. 2(3)-(6)**) and S.S.I. 2002/512, **art. 2(2)(b)(3)(a)** (with **art. 3**) (as amended by S.S.I. 2003/80, **art. 2(3)-(6)**)
- 12** S. 2 in force at 21.12.2004 for specified purposes for S. by S.S.I. 2004/546, **art. 2(1)**
- 13** S. 2 in force at 21.12.2004 for specified purposes for E.W.N.I. by S.I. 2004/3138, **art. 2(1)**
- 14** S. 2 in force at 31.7.2005 for specified purposes for E.W.N.I. by S.I. 2004/3138, **art. 2(2)(a)**
- 15** S. 2 in force at 31.7.2005 for specified purposes for S. by S.S.I. 2004/546, **art. 2(2)(a)**
- 16** S. 2 in force at 26.9.2006 for E.W.N.I. so far as not already in force by S.I. 2006/2372, **art. 2**
- 17** S. 2 in force at 28.9.2006 for S. so far as not already in force by S.S.I. 2006/473, **art. 2**

Status:

Point in time view as at 06/04/2015. This version of this provision has been superseded.

Changes to legislation:

There are currently no known outstanding effects for the Tobacco Advertising and Promotion Act 2002, Section 2.