

## Authorised Persons or Authorised Officers

**Section-2(b):** An authorized officer means a person authorized under Section-4.

**Section-4:** The government can authorize one or more persons who shall be competent to act under this Ordinance.

**S.R.O. 654 (I)/2003:** The Government has declared the following persons to be competent to act under this Ordinance:

(a) all members of the Majlis-e-Shora (Parliament) and Provincial Assemblies in respect of sections 5, 6, 10, 12 and 13;

(b) all District, Tehsil and Union Council Nazims and Deputy Nazims and councilors in respect of sections 5, 6, 10, 12 and 13;

(c) all officers in BPS 20 and above, in the places under their jurisdiction in respect of sections 5, 6, 10, 12 and 13;

**(d) all police officers of the rank of Sub-Inspector and above, in respect of sections 5, 6, 7, 8, 9, 10, 12 and 13;**

(e) heads of the educational institutions, in respect of the school or the institution, he or she is head in respect of sections 5, 9, 10, 12 and 13;

(f) public transport, bus and wagon drivers and conductors, in respect of the violators in the vessel in respect of Sections 6, 12 and 13:

(g) train driver and conductor guards, in respect of the train, he is driver and conductor, guard in respect of sections 6, 12 and 13;

(h) managers of airport lounges, waiting rooms at railway stations and bus stops, in respect of sections 5, 10, 12 and 13;

(i) all crew members aboard an aeroplane, in respect of sections 5, 6, 12 and 13;

(j) managers of establishments where services are provided to the public whether for a charge or free including the sale of goods, in respect of their own establishments, in respect of sections 5, 10, 12 and 13;

(k) heads of hospital and other health care establishments in respect of their own establishments in respect of sections 5, 10, 12 and 13;

(l) managers of restaurants, entertainment houses including cinemas, theaters, studios of TV, radio, etc in respect of their own establishment, in respect of sections 5, 10, 12 and 13.

### What can an authorized person do?

**Section-12:** Any authorized person or a police officer (sub-inspector or above) may eject any person from any place of public work or use who contravenes the provisions of this Ordinance.

**Section-13:** A first class magistrate shall take cognizance of any offence under this Ordinance on a complaint in writing by an authorized officer with respect to an offence under Sections 5, 6 and 10 and on a report in writing by a police officer, not below the rank of sub-inspector, with respect to an offence under Sections 7, 8 and 9.

# Tobacco Control Laws and Procedures: Guide for Police Officers



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## Smoking Kills!

Tobacco causes cancer, heart disease and strokes. Globally, it kills 5,000,000 people every year.

Passive smoking or second-hand smoking is the inhaling of smoke from tobacco products used by others. Second-hand smoke kills 600,000 people each year globally. It is as harmful as smoking itself!



Spending two hours in a smoky room is equal to smoking four cigarettes.

Inhaling tobacco smoke causes wrinkles and premature aging of the face!

The youth of Pakistan are being targeted by the tobacco industry. Approximately 1200 young Pakistanis between the ages of 6 and 15 take up smoking every day.

85% of adults, who smoke, started smoking before their 18th birthday.

In Pakistan tobacco kills 100,000 persons every year. This is 274 deaths per day!

Fortunately, all these deaths are preventable! You can save lives!

**Police Officers of the rank of Sub-inspector and above have a major role to play in the enforcement of the Tobacco Control Law**

**Please understand the Tobacco Control Law. It just takes a few minutes!**

**“Prohibition of Smoking and Protection of Non-Smokers Health Ordinance, 2002” and Rules made under this Law**

**Section-5 and SRO 51 (KE)/2009, declare all places of public work or use as completely smoke free.** A place of public work or use includes auditoriums, buildings, health institutions, amusement centers, restaurants, public offices, court buildings, cinema halls, conference or seminar halls, eating houses, hotel lounges, other waiting lounges libraries, bus stations or stands, sports stadiums, educational institutions, libraries and the like which are visited by general public but does not include any open place. **SRO 653 (1) /2003:** Buses, wagons, trains have been declared to be places of public work or use.

**S.R.O 51 (KE)/2009** has now disallowed “Designated Smoking Areas” in all places of public work or use. **“Smoking Sections” in restaurants are illegal now.**

**Section-6: Smoking or use of tobacco in any other form is prohibited in public service vehicles.**

**Section-7:** Prohibits any person or company to **advertise tobacco products on any media or in any place** if this advertisement is not in accordance with guidelines prescribed by the government.

**SRO 53(KE)/2009:** Prohibits **free goods, free samples or cash rebates** to generate sales and promote smoking.

**Section-8:** Prohibits **sale of cigarettes** or any other smoking substance to any person who is **below the age of eighteen years.**

**Section-9:** Prohibits **sale or distribution** of cigarette or any other smoking substance or any other tobacco product within **50 meters** from any **college, school or educational institution.**

**Section-10:** The owner / manager / incharge of every place of public work or use is responsible to **display and exhibit a board at a conspicuous place in and outside the premises** visited or used by the general public prominently stating that the place is a “**NO SMOKING ZONE**” and that “**SMOKING IS AN OFFENCE**”.

**Section-12:** Any **authorized person** or a **police officer (sub-inspector or above)** may **eject** any person from any place of public work or use who contravenes the provisions of this Ordinance.

**Section-13:** A **first class magistrate** shall take **cognizance of any offence** under this Ordinance **on a complaint in writing by an authorized officer** with respect to an offence under Sections 5, 6 and 10 and **on a report in writing by a police officer**, not below the rank of sub-inspector, with respect to an offence under Sections 7, 8 and 9.

**Section-11:** Penalties.

On violation of Section 5, 6 & 10

- First offence - Fine up to Rs.1000.
- Second offence - Fine not less than Rs.100,000.

On violation of Section 7, 8 & 9

- First offence - Fine up to Rs.5000.
- Second offence - Fine not less than Rs.100,000 or imprisonment up to three months or both.