

FOURTEENTH CONGRESS OF THE REPUBLIC)
OF THE PHILIPPINES)
First Regular Session)

7 JUL -4 1974

SENATE
S. B. NO. 1048

RECEIVED BY: [Signature]

Introduced by Senator Miriam Defensor Santiago

EXPLANATORY NOTE

The Constitution, Article II, Section 16, provides:

The State shall protect and advance the right of the people to a balanced and healthful ecology in accord with the rhythm and harmony of nature.

Health warning labels on cigarette packaging promote health awareness to smokers. It is the objective of the bill to take these warnings further by also instilling to the user environmental awareness by adding another label in cigarette packages informing the consumer to dispose the cigarette litter properly, like any other consumer product packaging like soda cans and plastic wrappers.¹

Miriam Defensor Santiago
MIRIAM DEFENSOR SANTIAGO
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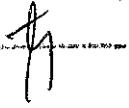
¹ This bill was originally filed in the Thirteenth Congress, Third Regular Session.

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7 JUL -4 P1:47

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1 AN ACT
2 AMENDING REPUBLIC ACT NO. 9211, OR THE TOBACCO REGULATION ACT
3 OF 2003, SECTION 13, ON WARNINGS ON CIGARETTE PACKAGES

4 *Be it enacted by the Senate and House of Representatives of the Philippines in*
5 *Congress assembled:*

6 SECTION 1. Section 13 of the Tobacco Regulation Act of 2003 is hereby further
7 amended to read as follows:

8 SECTION 13. Warnings on Cigarette Packages. — Under this Act:

9 a. All packages in which tobacco products are provided to
10 consumers withdrawn from the manufacturing facility of all
11 manufacturers or imported into the Philippines intended for
12 sale to the market, starting 1 January 2004, shall be printed,
13 in either English or Filipino, on a rotating basis or
14 separately and simultaneously, the following health
15 warnings:

16 "GOVERNMENT WARNING: Cigarette Smoking is
17 Dangerous to Your Health;"

18 "GOVERNMENT WARNING: Cigarettes are Addictive;"

19 "GOVERNMENT WARNING: Tobacco Smoke Can Harm
20 Your Children;" or

21 "GOVERNMENT WARNING: Smoking Kills."

22 b. Upon effectivity of this Act until 30 June 2006, the health
23 warning shall be located on one side panel of every tobacco

1 product package and occupy not less than fifty percent
2 (50%) of such side panel including any border or frame.

3 c. Beginning 1 July 2006, the health warning shall be located
4 on the bottom portion of one (1) front panel of every
5 tobacco product package and occupy not less than thirty
6 percent (30%) of such front panel including any border or
7 frame. The text of the warning shall appear in clearly
8 legible type in black text on a white background with a
9 black border and in contrast by typography, layout or color
10 to the other printed matters on the package. The health
11 warning shall occupy a total area of not less than fifty
12 percent (50%) of the total warning frame.

13 d. The warnings shall be rotated periodically, or separately
14 and simultaneously printed, so that within any twenty-four
15 (24) month period, the four (4) variations of the warnings
16 shall appear with proportionate frequency.

17 e. The warning shall not be hidden or obscured by other
18 printed information or images, or printed in a location
19 where tax or fiscal stamps are likely to be applied to the
20 package or placed in a location where it will be damaged
21 when the package is opened. If the warning to be printed on
22 the package is likely to be obscured or obliterated by a
23 wrapper on the package, the warning must be printed on
24 both the wrapper and the package.

25 f. In addition to the health warning, all packages of tobacco
26 products that are provided to consumers shall contain, on
27 one side panel, the following statement in a clear, legible
28 and conspicuous manner: "NO SALE TO MINORS" or
29 "NOT FOR SALE TO MINORS." The statement shall

1 occupy an area of not less than ten percent (10%) of such
2 side panel and shall appear in contrast by color, typography
3 or layout with all the other printed material on the side
4 panel.

5 g. IN ADDITION TO THE HEALTH WARNING AND THE
6 MESSAGE REQUIRED IN PRECEDING PARAGRAPH,
7 ALL PACKAGES OF TOBACCO PRODUCTS THAT
8 ARE PROVIDED TO CONSUMERS SHALL CONTAIN,
9 ON THE SIDE PANEL OPPOSITE OF WHICH THAT
10 CONTAINS THE MESSAGE REQUIRED PRECEDING
11 PARAGRAPH, THE FOLLOWING STATEMENT IN A
12 CLEAR, LEGIBLE AND CONSPICUOUS MANNER:
13 "PLEASE DISPOSE OF ALL CIGARETTE WASTE
14 PROPERLY. DO NOT LITTER." THE STATEMENT
15 SHALL OCCUPY AN AREA AND APPEAR AS THE
16 MESSAGE IN THE PRECEDING PARAGRAPH.

17 h. No other printed warnings, except the health warning and
18 the MESSAGES required in this Section, PARAGRAPHS
19 F. AND G. shall be placed on cigarette packages.

20 SECTION 2. *Separability Clause.* – If any portion of this Act is declared
21 unconstitutional, the same shall not affect the validity and effectivity of the other
22 provisions not affected thereby.

23 SECTION 3. *Repealing Clause.* – All laws, acts, decrees, executive orders, rules
24 and regulations or other issuances or parts thereof, which are inconsistent with this Act,
25 are hereby modified and repealed.

1 SECTION 4. *Effectivity Clause.* – This Act shall take effect after fifteen (15) days
2 following its publication in two (2) national newspapers of general circulation.

Approved,