

**In the Name of God, Most Gracious, Most Merciful**

**Kurdistan Region- Iraq  
Region's Presidency  
The President**

**In the Name of the People  
Resolution  
Number (38) for the year 2007**

**Smoking-Prohibition Law in Kurdistan Region-Iraq**

**ARTICLE ONE:**

All sorts of tobacco products, imports, and trades in them shall be prohibited in the Region; supplying tobacco products for sale; storing and selling them, are also, prohibited unless they identify with the international specifications and standards. Whoever breaches this law shall be fined with not less than five million Iraqi Dinars and not more than twenty million Iraqi Dinars.

**ARTICLE TWO:**

Adolescents are prohibited from smoking tobacco products and their derivatives, carrying out selling or trading with tobacco, dealing with selling and buying tobacco products, shall be punished in accordance with the amended Juvenile Law No. (76) For the year 1983

**ARTICLE THREE:**

The Ministry of Health is specialized in monitoring the extent of the cigarettes' and all the local and the imported types of tobaccos' identification with specifications stated in this Law and the instructions according to which they have been issued without violating the rule of the effective valid laws.

**ARTICLE FOUR:**

All those who import cigarettes or tobacco or its derivatives for selling or storing them should obtain authentic license from the Ministry of Trade and they should abide by the specifications and conditions that are determined by the Ministry of Health as stated in this Law.

**ARTICLE FIVE:**

First: On each packet of cigarettes, tobacco bags, and packets ...etc, the following information should be stated in a prominent place:

1. Manufacturing and expiry month and year
2. Health Warning in Kurdish, Arabic and English languages as per the standards of World Health Organization
3. Notifying, on each packet, how much tar and nicotine each cigarette contains.

Second: The color in which the warning is written on the packet should be identical to the color of the registered trademark and the name of the cigarettes.

Third: The Health Warning should be put down on the upper side of the packet.

Fourth: Those who violate the provisions of Paragraph (First) mentioned above shall be fined with at least 3 million and up to 5 million Iraqi Dinars for this breaching, and the found banned material shall be confiscated.

#### **ARTICLE SIX:**

Cigarettes, tobacco, and its derivatives, all over the Kurdistan Region and by every mass media are prohibited and the breachers shall be fined with not less than 400,000 and not more than 2 million Iraqi Dinars and shall be obliged to eliminate the contravention.

#### **ARTICLE SEVEN:**

All the shops selling cigarettes or tobacco derivatives should raise, on their shops, boards with the Health Warning stated in the Paragraph First/2 of (Article Five), in a prominent place with a legible writing. The breachers shall be fined with not less than 500,000 Iraqi Dinars. In case the contravention is repeated, the shop(s) shall be closed down for one month and if, again, the shopkeeper breaches the law, his license shall be suspended.

#### **ARTICLE EIGHT:**

FIRST: Smoking cigarettes and (Nargeela) (i.e. Hubble-bubble) are prohibited in public roofed areas mentioned below:

1. Kurdistan Region Presidency-Iraq
2. Iraqi Kurdistan National Assembly
3. Kurdistan Region Council of Ministers-Iraq
4. Public and private means of transportations
5. Schools, Education and Trading Centers, Universities, Hospitals, Health Centers, Medical Clinics, Mosques and places of worship.

6. Ministries, Government and Judicial offices, public boards and Institutions, Athletic Clubs, Society Headquarters, Public Places, inside lifts, cinemas and theaters.
7. Inside Industrial Institutions, Airports and Shopping Centers
8. Inside Restaurants, Bakeries and all the shops that sell foods and beverages
9. Petrol Stations and Fuel Supply Places

SECOND: Everyone who violates provisions of the above-mentioned Paragraph (First) shall be fined with 10,000 Iraqi Dinars.

THIRD: The Council of Ministers is capable of adding further smoke-banning places.

FOURTH: Places for smokers maybe specified within the places mentioned above in Paragraph (First) of this Article.

#### **ARTICLE NINE:**

The Ministry of Industry in co-ordination with the Ministry of Health shall carry out quality monitoring on the local tobaccos to affirm that they identify with the specifications, which are internationally in process.

#### **ARTICLE TEN:**

The Ministry of Health in co-ordination with the concerned Ministries shall carry out Health Awareness for prohibiting smoking with all its methods.

#### **ARTICLE ELEVEN:**

The Minister of Health is to issue the instructions needed for facilitating the implementation of the provisions of this Law.

#### **ARTICLE TWELVE:**

The Council of Ministers and the related sides should implement the provisions of this Law.

#### **ARTICLE THIRTEEN:**

This Law shall be implemented as from 31 March 2008, (the International Non-smoking Day) and it shall be issued in the formal gazette (Kurdistan Events).

**Massoud Barzani**  
**President of Kurdistan Region-Iraq**

Hawler

6<sup>th</sup> Bafranbar /2707 Kurdish Year

27<sup>th</sup> January 2007 A.D.

18<sup>th</sup> Thilhijja, 1428 A.H.

**CAUSATION AND JUSTIFICATIONS**

For the sake of the Public Good and protecting the citizens against the hazards of smoking; a health smoke-free community; a clean and healthy environment for the people; setting standards or prohibiting smoking; banning it in the public places and refraining from advertising and glamorizing tobacco and its derivatives, this Law has been enacted.