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**AN BILLE SLÁINTE POIBLÍ (TOBAC) (LEASÚ), 2012**  
**PUBLIC HEALTH (TOBACCO) (AMENDMENT) BILL 2012**

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**EXPLANATORY MEMORANDUM**

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*Purpose of Bill*

The Bill will regulate the retail packaging and appearance of tobacco products.

*Provisions of the Bill*

*Section 1* sets out the definition used in the Bill.

*Section 2* amends section 38 of the Public Health (Tobacco) Act 2002 to make it an offence for a person to import, sell or otherwise supply a tobacco product the retail packaging and appearance of which does not comply with section 38A.

*Section 3* amends the Public Health (Tobacco) Act 2002 by inserting a new section 38A which provides that the Minister shall make regulations specifying the dimensions, colour and design of the retail packaging and appearance of tobacco products. Without prejudice to this, it specifies that these regulations shall ensure a uniformity of packaging and design and that the colour of all retail packaging shall be the colour dark drab brown. This shall not apply to any health warnings or other notices required to be on tobacco packaging by legislation.

*Section 4* contains standard provisions relating to the short title of the Bill and its commencement date — six months from the date of it passing.

*An Teachta Billy Kelleher,*  
*Samhain, 2012.*