

**AMENDED REGULATIONS
GOVERNING SIGNS FOR
THE SALE OF TOBACCO PRODUCTS**

SECTION I. PURPOSE.

The following is an amendment to the regulations governing sale or distribution of tobacco products which are required pursuant to section 1073 of Chapter 10 of Title 11 of the Palau National Code (PNC), The Alcoholic Beverage and Tobacco Products Control Act, which was enacted by Section 4(3) of Republic of Palau Public Law No. (RPPL) 4-25. Section 1073 of Chapter 10 provides that all tobacco products license holders shall prepare and post signs which provide continuing notice to the public that tobacco products will not be sold to persons under 19 years of age.

The amendment is issued by the Ministry of Health to correct regulations issued on August 23, 1995. Specifically, the amendment corrects two provisions of the prior issued regulations. First, the amendment alters the Palauan language signage specifications in Section 3 of such prior issued regulations to more clearly reflect the intent of the law regarding signage. Second, the amendment changes Section 4, the violations section of the regulations to correctly comply with the law. The remainder of the prior regulations is included in order to provide the appropriate context for the amendments.

SECTION 2. AUTHORITY

These Amended Regulations are promulgated by the Ministry of Health pursuant to 11 PNC 1073 that requires and provides authority of the Minister of Health to promulgate regulations regarding the dimensions, characteristics, and wording of the required signs. These amended regulations shall take effect thirty (30) days after the date of adoption by the Minister provided that the Regulations are not rescinded or suspended at an earlier date by order of the President.

SECTION 3. SIGNAGE SPECIFICATIONS

- (a) Signs using the statement:

***THE SALE OF TOBACCO PRODUCTS TO PERSONS UNDER NINETEEN
YEARS IS PROHIBITED /A OTERULLEL A NGIDIL DOKOOL MA
KLEKEDELLEL EL MORA CHAD EL NGARIOU A REKILL RA TR UICH MA
ETIU A MEKULL***

shall be posted at any location where tobacco products are sold in letters at least one inch high.

- (b) Signs shall be posted where it shall be clearly visible to those persons entering the premises where tobacco products are sold and/or clearly visible to those persons

making payment for purchases of any tobacco products.

- (c) Signs shall be in both English and Palauan languages.

The statement can be posted on either one or two signs with the English version on one sign and the Palauan version on the other or both languages on one sign. If posted on two signs, both signs must be placed in the same location, adjacent to each other. Either the English or Palauan version may be first.

- (d) The color of the background and lettering must contrast and be such that the words are plainly visible.
- (e) There shall be no other designs; background imprint, border, or other markings on the sign which interferes with the words being plainly visible on the sign.
- (f) Tobacco products license holders are responsible for preparing and posting signage.

SECTION 4. VIOLATIONS: REVOCATION OR SUSPENSION OF LICENSE

Failure of a tobacco products license holder to comply with any provision of these regulations and/or 11 PNC 1073 shall subject the license holder to the penalty provisions set forth in the Alcoholic Beverage and tobacco Products Control Act in 11 PNC 1088(b) and 11 PNC 1083, which include, but are not limited to:

- (a) fine of up to \$500.00
- (b) imprisonment of up to 30 days, or both (a) and (b); and or
- (c) suspension or revocation of a tobacco products license.

ADOPTED:

DATED: June 26, '96

/s/
Masao M. Ueda
Minister of Health

APPROVED:

DATED: 7/4/96

/s/
Kuniwo Nakamura
President