



SECTION 6 COTPA- Prohibition on Sale to and by minors
and
Prohibition of Sale around Educational Institution

Section 6: “No person shall sell, offer for Sale or permit sale of, cigarettes or any other tobacco product-

a) To any person who is under eighteen years of age, and”

“No person shall sell, offer for Sale or permit sale of, cigarettes or any other tobacco product-

b) In an area within a radius of one hundred yards of any educational institution.”

Additional Notification:

1. No. GSR 345 (E) dated 31st May, 2005, states that “no tobacco product is handled or sold by a person below the age of eighteen years.”
2. No. GSR 561 (E) dated 1st September, 2004

Interpretation of the Law:

No tobacco product can be sold to and by any person under the age of 18 years. The seller is mandated to ensure that the person who is buying the tobacco product is not a minor. A display board must be put up at the point of sale declaring that “sale of tobacco products to minors is prohibited”.

Sale of tobacco products is prohibited in an area within a radius of 100 yards of any educational institution. The distance of 100 yards shall be measured radially starting from the outer limit of the boundary wall. A display board must be put up outside the educational institution declaring the same.

What constitutes Violation of Sec 6 a and b?

1. Sale of any tobacco products by any person who is under 18 years of age,
2. Sale of any tobacco products by any person who is under 18 years of age on the roadside as hawkers, in busses and trains, at traffic signals, outside theatres, railway stations, at bus stops and other public places.
3. Shops not displaying the specified signage to prohibit sale.
4. Shopkeeper delegates to sell tobacco products to minors.
5. Sale of tobacco in any form around educational institutions
6. Absence of appropriate signage in educational institutions.

What happens if I violate section 6 a & b?

1. Fine up to Rs 200 each time for selling tobacco products to minors.
2. Fine up to Rs 200 for selling tobacco around educational institutions.