

REPORT OF THE CONFERENCE COMMITTEE ON THE NATIONAL TOBACCO CONTROL REGULATIONS, 2019

INTRODUCTION

The Senate and the House of Representatives considered and approved the National Tobacco Control Regulations, 2019 with some differences. Consequently, a Conference Committee was constituted to harmonise the differences.

The Committee met on Monday, 27 May, 2019 and harmonised the differences in the Regulations as follows:’

The Committee adopted the Senate version of Clauses 6, 16, 21 and the Second Schedule, and equally adopted the House version of Clause 24 and the Fifth Schedule.

The Conferees are:

SENATE

- | | | |
|---------------------------------|---|----------|
| 1. Sen. Baba Kaka Bashir Garbai | - | Chairman |
| 2. Sen. Barnabas Gemade | - | Member |
| 3. Sen. Clifford A. Ordia | | |
| 4. Sen. Chukwuka Utazi | | |
| 5. Sen. Joshua M. Lidani | | |
| 6. Sen. David Umaru | | |

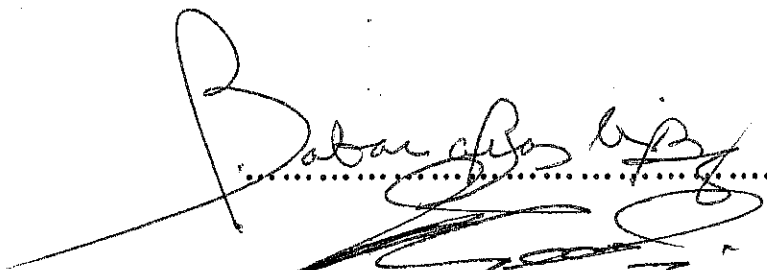
HOUSE OF REPRESENTATIVES

- | | | |
|---------------------------|---|----------|
| 1. Hon. Simon Arabo | - | Chairman |
| 2. Hon. M.T. Monguno | - | Member |
| 3. Hon. Uzoma Nkem-Abonta | | |
| 4. Hon. Babajimi Benson | | |
| 5. Hon. Ogun Sergius | | |
| 6. Hon. Razak Atunwa | | |

CONCLUSION

The Committee appreciates the Leadership of both the Senate and the House of Representatives for the confidence reposed in the Committee and therefore recommends the adoption of the Report as indicated in the tabular form.

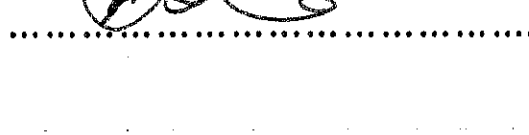
Sen. Baba Kaka Bashir Garbai
Chairman



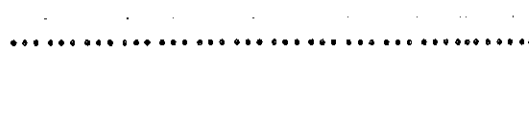
Sen. Barnabas Gemade
Member



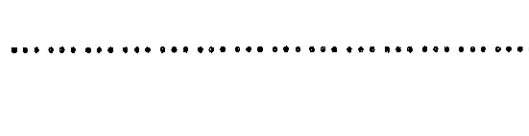
Sen. Clifford A. Ordia
Member



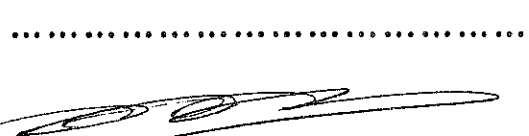
Sen. Chukwuka Utazi
Member



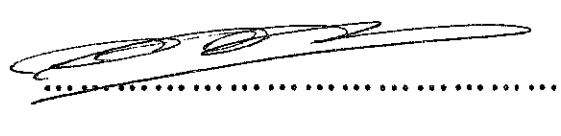
Sen. Joshua M. Lidani
Member



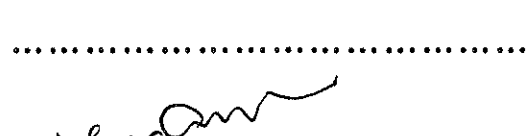
Sen. David Umaru
Member



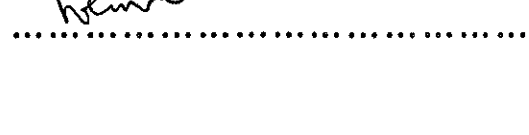
Hon. Simon Arabo
Chairman



Hon. M.T. Monguno
Member



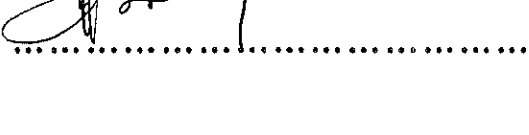
Hon. Uzoma Nkem-Abonta
Member



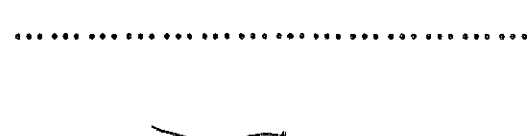
Hon. Babajimi Benson
Member



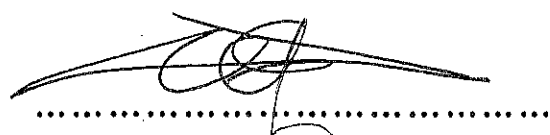
Hon. Ogun Sergius
Member



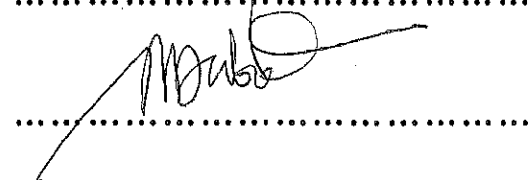
Hon Razak Atunwa
Member



Cletus Ojabo
Clerk: Senate



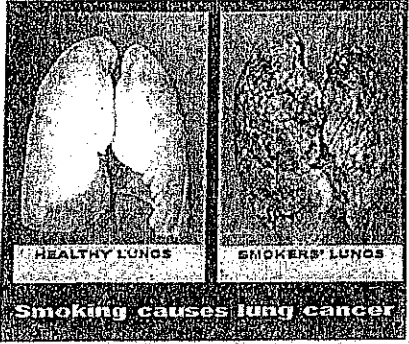
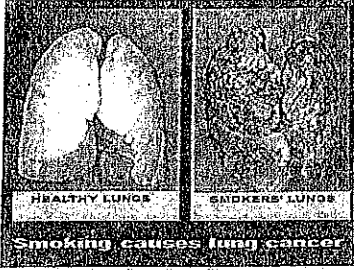
Salisu Abdullahi Mohammed
Clerk: House



**AREAS OF DIFFERENCES ON THE REPORT ON THE NATIONAL TOBACCO CONTROL
REGULATIONS, 2019**

SENATE VERSION	HOUSE VERSION	REMARK
6. Prescribed Health Warnings (2) The health warnings shall constitute 50% of the principal display surfaces, provided that within 4 years of coming into effect of this regulation, the health warning shall constitute 60% of the principal display surfaces.	6. Prescribed Health Warnings (2) The health warnings shall constitute 50% of the principal display surfaces, provided that within 4 years of coming into effect of this regulation, the health warning shall constitute 80% of the principal display surfaces.	<i>Senate Version Adopted</i>
16. Prescribed Price List (1) A tobacco product price list may be allowed at any point of sale pursuant to section 12 (4) (a) of the Act. (2) A tobacco product price list under sub-regulation of this regulation shall- (a) not be larger than an A3 paper; and (b) include the prices of the tobacco products available for sale at the location, by brand and package quantity and health warnings or messages prescribed by the Minister. (3) The text of the information in sub-regulation 3(b) of this regulation, shall be in black Times New Roman font not larger than 11-pint size, on a solid white or beige background. (4) A price list shall- (a) not contain any other text, images, symbols, colours, signs, or other contents, including any trademarks or brand imaging, in whole or part, of any tobacco product; (b) conform to the layout of the template provided in the Fourth Schedule to these Regulations; and (c) be kept behind the counter, at the cash register or any other place designated by the owner or manager and shall be accessible to customers only upon request.	16. Prescribed Price List 16(1) Pursuant to the provisions of Paragraph 3 of the First Schedule to the Act, Tobacco product shall not be – a. displayed or be made visible at any point of sale, other than being visible momentarily at the time of a sales transaction; and b. commercially displayed or visible at any other place. (1) A tobacco product price list may be allowed at any point of sale pursuant to section 12 (4) (a) of the Act. (2) A tobacco product price list under sub-regulation of this regulation shall- (a) not be larger than an A3 paper; and (b) include the prices of the tobacco products available for sale at the location, by brand and package quantity and health warnings or messages prescribed by the Minister. (3) The text of the information in sub-regulation 3(b) of this regulation, shall be in black Times New Roman font not larger than 11-pint size, on a solid white or beige background. (4) A price list shall-	<i>Senate Version Adopted</i>

	(a) not contain any other text, images, symbols, colours, signs, or other contents, including any trademarks or brand imaging, in whole or part, of any tobacco product; (b) conform to the layout of the template provided in the Fourth Schedule to these Regulations; and (c) be kept behind the counter, at the cash register or any other place designated by the owner or manager and shall be accessible to customers only upon request.	
PART VII: ISSUANCE OF LICENSES 21. Licensing (2) Where an application is approved, the applicant shall pay the following prescribed fee before issuance of license – (a) N10m (Ten Million naira) to manufacture and N10m (Ten Million naira) to import tobacco or tobacco product (product license); and (b) Two Million Naira for Distributors License.	PART VII: ISSUANCE OF LICENSES 21. Licensing (2) Where an application is approved, the applicant shall pay the following prescribed fee before issuance of license – (a) Thirty Five Million Naira to Manufacturers and Fifty Million Naira to import tobacco or tobacco product (product license). (b) Two Million Naira for Distributors License.	<i>Senate Version Adopted</i>
24. Duration of license The Licenses issued under this regulation shall have validity periods as indicated below: (i) Importers license – one year (ii) Distributors license one year	24. Duration of license The Licenses issued under this regulation shall have validity periods as indicated below: (i) Manufacturers License – Four Calendar Years; (ii) Importers license – one year (ii) Distributors license one year	<i>House Version Adopted</i>

SECOND SCHEDULE: HEALTH WARNINGS AND MESSAGES [Regulation 6(1)]  Proposed to take effect 18 months after approval by the National Assembly and to be in circulation for 24 months.	SECOND SCHEDULE: HEALTH WARNINGS AND MESSAGES [Regulation 5(1)]  Proposed to take effect 18 months after approval by the National Assembly and to be in circulation for 12 months.	<i>Senate Version Adopted</i>
FIFT SCHEDULE C. CLASS OF LICENSE 11. License is required for: (tick only one as applicable) ☐ Importer ☐ Distributor	FIFT SCHEDULE C. CLASS OF LICENSE 11. License is required for: (tick only one as applicable) ☐ Importer ☐ Manufacturer ☐ Distributor	<i>House Version Adopted</i>