

REPORTING INSTRUMENT

1. Origin of the report Help **BOZSWANA**

MINISTRY OF HEALTH, PUBLIC HEALTH DEPARTMENT, ENVIRONMENTAL HEALTH UNIT

(a) Name of Contracting Party <input type="checkbox"/> Help	
(b) Information on National Contact/Focal Point <input checked="" type="checkbox"/> Help	
Name and title of contact officer	GAESI MOPHUTING
Mailing address	PUBLIC HEALTH DEPARTMENT, PIBAGA 00269, GABORONE, BOZSWANA
Telephone number	(267) 3710585 or 3632120
Fax number	267
E-mail	
(c) Information on contact officer submitting the national report if different from the above <input type="checkbox"/> Help	
Name and title of contact officer	
Mailing address	
Telephone number	
Fax number	
E-mail	
(d) Signature of the officer responsible for submitting report <input type="checkbox"/> Help	
Name and title of officer	GAESI MOPHUTING
Full name of the institution	MINISTRY OF HEALTH, PUBLIC HEALTH DEPARTMENT
Mailing address	PIBAGA 00269, GABORONE, BOZSWANA
Telephone number	(267) 3710585 or 3632120
Fax number	
E-mail	
Web page	
(e) Period reported <input type="checkbox"/> Help	2002 - 2007
(f) Date the report was submitted <input type="checkbox"/> Help	4 June 2007

2. Demographics Help

13 - 15 YEARS OLD MALES AND FEMALES

(a) Age and sex: Help

Create Age Group

Year (latest available)	Age groups	Percentage of male population	Percentage of female population	Percentage of total population
MAY 2002	13 - 15	44.4%	55.6%	100% 95.6%

(b) Ethnicity (optional): Help

Create Ethnic Group

Name of ethnic group	Percentage of total population
MIXED ETHNICITY	

3. Tobacco use

i. Prevalence (ref. Article 19.2(a), Article 20.2 and Article 20.3(a)) Help

- See attached report

(a) Smoking tobacco: Help

	Age groups ¹ (adults)	Tobacco products included	Year of data (latest available)	Prevalence (%)
Males				
Daily smokers ²				
Occasional smokers ²				
Females				
Daily smokers ²				
Occasional smokers ²				
Total (males and females)				
Daily smokers ²				

¹ Preferably by 10-year categories; e.g. 25-34, 35-44, etc.

² Definitions to be provided by the Parties.

Occasional smokers ²				
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If available, please provide the average number of cigarettes smoked per day by the smoking population:

NOT AVAILABLE

	Age groups ³ (adults)	Tobacco products included	Year of data (latest available)	Average number of cigarettes smoked per day
Male smokers ⁴				
Female smokers ²				
Total smokers ²				

(b) Smokeless tobacco, including snuff and chewing tobacco (optional): Help

NOT AVAILABLE

	Age group	Tobacco products included	Year of data (latest available)	Prevalence (%)
Male				
Daily users				
Occasional users ²				
Female				
Daily users				
Occasional users ²				
Total				
Daily users				
Occasional users ²				

(c) If prevalence data is appropriate and available for ethnic groups, please provide. Help

NOT AVAILABLE

	Ethnic group	Tobacco products included	Year of data (latest available)	Prevalence (%)
Daily users				

³ Preferably by 10-year categories, e.g. 25-34, 35-44, etc.

⁴ Definitions to be provided by the Parties.

Occasional users ²				
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(d) If prevalence data is appropriate and available for youth groups, please provide. Help

THE ONLY PREVALENCE DATA AVAILABLE IS FOR AGE GROUP
13-15 YEARS OLD (ADOLESCENT)

Create Youth Group

	Youth groups ⁵	Tobacco products included	Year of data (latest available)	Prevalence ⁶ (%)
Males				
Females				

ii. Supply Help

(a) Licit supply of tobacco (ref. Article 20.4(c) and Article 15.4(a) in accordance with Article 15.5) Help

X BOTSWANA DOES NOT PRODUCE ANY TOBACCO & RELATED PRODUCTS *Tu/Black*

	Domestic production	Exports	Imports
Year (latest available)	N/A	N/A	
Quantity (specify product and unit; e.g. millions of cigarettes)	N/A	N/A	

Note: licit supply = domestic production + (imports - exports)

(b) Please provide information regarding duty-free sales volumes, if available. Help

Information not available

(c) Seizures of illicit tobacco (ref. Article 15.4(a) in accordance with Article 15.5) Help

N/A

⁵ Definitions to be provided by the Parties.

⁶ Parties should provide definition for youth smoking; e.g. at least one cigarette in the past 30 days.

N/A

	Year (latest available)	Quantity seized (specify unit, e.g., millions of pieces)
Cigarettes		
Other tobacco products (optional; please specify product):		

(d) Please provide information regarding illicit or smuggled tobacco (optional) (ref. Article 15.4(a) in accordance with Article 15.5). Help

NO INFORMATION AVAILABLE

4. Taxation Help

(a) Please provide your rates of taxation for tobacco products for all levels of government, and be as specific as possible (specify the type of tax: excise, VAT or sales, import duties) (ref. Article 6.3). Help

Excise duty: 194.25c / 10 packets cigarettes
 General duty: 15%

(b) Please attach the relevant documentation (ref. Article 6.3). (Please provide documentation in one of the six official languages, if available.) Help

(c) Please provide retail prices for the three most popular brands of domestic and imported tobacco products in your jurisdiction, and the relevant year (ref. Article 6.2(a)). Help

Imported {
 i) PETER STUYVESANT - P12.80
 ii) ROTHMANS KINGSIZE - P12.80
 iii) CRAVEN A - P12.80

5. Legislative, executive, administrative and other measures Help

i. Core questions Help

It should be noted that the measures identified below are not exhaustive, but reflect the spirit and intent of the Convention.

Please check yes or no. For affirmative answers, you are asked to attach a brief summary and the relevant documentation. (Please provide documentation in one of the six official languages, if available.)

Article	Pursuant to Article 21.1(a), have you adopted and implemented legislative, executive, administrative and/or other measures on:	Yes (please attach a brief summary and relevant documentation)	No
Price and tax measures to reduce the demand for tobacco			
6.2(b)	Prohibiting or restricting sales to and/or importations by international travellers of tax- and duty-free tobacco products?	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
Protection from exposure to tobacco smoke			
8.2		Full/Partial/None	
<input type="checkbox"/> Help	in indoor workplaces?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	- government buildings	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	- health care facilities	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	- educational facilities	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	- private workplaces	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	- other	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	in public transport?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	in indoor public places?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	- cultural facilities	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	- bars and night clubs	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	- restaurants	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	- other	<input checked="" type="checkbox"/>	<input type="checkbox"/>
If you responded "Partial" to the measures outlined in Article 8.2, please provide specific details of the partial ban here:			
Regulation of tobacco product disclosures			
10	Requiring manufacturers and/or importers of tobacco products to disclose to governmental authorities information about contents?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Illicit trade in tobacco products			
15.2(a)	Requiring marking of packaging to assist in determining the origin of the product?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	and to assist in determining whether the product is legally for sale on the domestic market?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
15.3	Requiring that marking is in legible form and/or appear in its principal language or languages?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Help			
15.4(b)	Enacting or strengthening legislation against illicit trade in tobacco products?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
15.4(e)	Enabling the confiscation of proceeds derived from the illicit trade?	<input checked="" type="checkbox"/>	<input type="checkbox"/>

15.7	Licensing or other actions to control or regulate production and distribution?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Sales to and by minors			
16.1 <input type="checkbox"/> Help	Prohibiting the sales of tobacco products to minors?	<input checked="" type="checkbox"/> Specify legal age:	<input type="checkbox"/>
16.2	Prohibiting or promoting the prohibition of the distribution of free tobacco products to the public and especially minors?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
16.3	Prohibiting the sale of cigarettes individually or in small packets?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
16.6	Providing for penalties against sellers and distributors?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
16.7	Prohibiting the sales of tobacco products by minors?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Liability			
19.1 <input type="checkbox"/> Help	Dealing with criminal and civil liability, including compensation where appropriate?	<input checked="" type="checkbox"/>	<input type="checkbox"/>

ii. **Optional questions** Help

It should be noted that responses to these questions are not required at the time of Group 1 reports, but may be answered at this time if applicable.

Article	Have you adopted and implemented legislative, executive, administrative and/or other measures on:	Yes (please attach a brief summary and relevant documentation) ⁷	No
Regulation of the contents of tobacco products			
9 <input type="checkbox"/> Help	Testing and measuring the contents of tobacco products?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
	Testing and measuring the emissions of tobacco products?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
	Regulating the contents of tobacco products?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
	Regulating the emissions of tobacco products?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Packaging and labelling of tobacco products <i>to be covered under the regulations</i>			
11.1(a) <input type="checkbox"/> Help	Requiring that packaging and labelling do not promote a product by any means that are false, misleading, deceptive or likely to create an erroneous impression?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
11.1(b)	Requiring that packaging and labelling also carry health warnings describing the harmful effects of tobacco use?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
11.1(b)(i)	Ensuring that the health warnings are approved by the competent national authority?	<input checked="" type="checkbox"/>	<input type="checkbox"/>

⁷ Please provide these documents in one of the six official languages, if available, and please specify sections of your legislation related to each "yes" response.

11.1(b)(ii)	Ensuring that the health warnings are rotating?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
11.1(b)(iii)	Ensuring that the health warnings are large, clear, visible and legible?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
11.1(b)(iv)	Ensuring that the health warnings occupy no less than 30% of the principal display areas?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	Ensuring that the health warnings occupy 50% or more of the principal display areas?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
11.1(b)(v)	Ensuring that the health warnings are in the form of, or include, pictures or pictograms?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
11.2	Requiring that packaging and labelling contains information on relevant constituents and emissions of tobacco products?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
11.3	Requiring that the warnings and other textual information appear on each unit package, and on any outside packaging and labelling in your principal language or languages?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Tobacco advertising, promotion and sponsorship <input type="checkbox"/> Help			
13.2	Instituting a comprehensive ban of all tobacco advertising, promotion and sponsorship?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	including on cross-border advertising, promotion and sponsorship originating from its territory?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
13.3	Applying restrictions, in the absence of a comprehensive ban, on all tobacco advertising, promotion and sponsorship?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	Restricting or instituting a comprehensive ban on cross-border advertising, promotion and sponsorship originating from its territory?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
13.4(a)	Prohibiting all forms of tobacco advertising, promotion and sponsorship that promote a tobacco product by any means that are false, misleading, deceptive or likely to create an erroneous impression?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
13.4(b)	Requiring that health or other appropriate warnings or messages accompany all tobacco advertising and promotion and sponsorship?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
13.4(c)	Restricting the use of direct or indirect incentives that encourage the purchase of tobacco products by the public?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
13.4(d)	Requiring the disclosure to relevant governmental authorities of expenditures by the tobacco industry on advertising, promotion and sponsorship not yet prohibited?	<input type="checkbox"/>	<input type="checkbox"/>
13.4(e)	Restricting tobacco advertising, promotion and sponsorship on radio, television, print media and other media, such as the Internet?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
13.4(f)	Prohibiting or restricting tobacco sponsorship of international events, activities and/or participants therein?	<input checked="" type="checkbox"/>	<input type="checkbox"/>

If you have any additional legislation or other measures not covered in Question 5, you may provide additional details here: Help

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6. Programmes and plans Help

i. Core questions Help

It should be noted that the measures identified below are not exhaustive, but reflect the spirit and intent of the Convention.

	Yes (please attach the relevant documentation) ⁸	No
Have you developed and implemented comprehensive multisectoral national tobacco control strategies, plans and programmes? (Article 5.1)	✓ <input checked="" type="checkbox"/>	<input type="checkbox"/>
If no, have some partial strategies, plans and programmes been developed and implemented? (Article 5.1)	<input checked="" type="checkbox"/>	<input type="checkbox"/>

If you responded yes to either of the first two questions, which of the following do these strategies, plans and programmes cover? Please check, and provide a brief summary. (Please provide the summary in one of the six official languages.)

General obligations <input type="checkbox"/> Help		
5.2(a)	A national coordinating mechanism or focal point(s) for tobacco control?	<input checked="" type="checkbox"/>
5.3	Protection of policies from the commercial and other vested interests of the tobacco industry?	<input checked="" type="checkbox"/>
Education, communication, training and public awareness <input type="checkbox"/> Help		
12(a)	Broad access to effective and comprehensive educational and public awareness programmes on the health risks?	<input checked="" type="checkbox"/>
	... targeted at adults and/or the general public?	<input checked="" type="checkbox"/>
	... targeted at children and youth?	<input type="checkbox"/>
12(b)	Public awareness about the health risks of tobacco consumption and exposure to tobacco smoke, and about the benefits of the cessation of tobacco use and tobacco-free lifestyles?	<input checked="" type="checkbox"/>
12(c)	Public access to a wide range of information on the tobacco industry?	<input checked="" type="checkbox"/>

⁸ Please provide these documents in one of the six official languages, if possible.

12(e)	Awareness and participation of public and private agencies and nongovernmental organizations not affiliated with the tobacco industry in developing and implementing intersectoral programmes and strategies for tobacco control?	<input checked="" type="checkbox"/>
Demand reduction measures concerning tobacco dependence and cessation <input type="checkbox"/> Help		
14.1	Comprehensive and integrated guidelines based on scientific evidence and best practices to promote cessation of tobacco use and adequate treatment for tobacco dependence?	<input checked="" type="checkbox"/>
14.2(d)	Facilitation of accessibility and affordability for treatment of tobacco dependence including pharmaceutical products?	<input checked="" type="checkbox"/>
Provision of support for economically viable alternative activities <input type="checkbox"/> Help		
17	Promotion of economically viable alternatives for tobacco workers, growers and, as the case may be, individual sellers?	<input checked="" type="checkbox"/>
Research, surveillance and exchange of information <input type="checkbox"/> Help		
20.1(a)	Research that addresses the determinants and consequences of tobacco consumption and exposure to tobacco smoke as well as research for identification of alternative crops?	<input checked="" type="checkbox"/>
20.4(b)	Updated data from national surveillance programmes?	<input checked="" type="checkbox"/>

ii. **Optional questions** Help

Education, communication, training and public awareness <input type="checkbox"/> Help		
12(d)	Appropriate training or awareness programmes on tobacco control addressed to persons such as health, community and social workers, media professionals, educators, decision-makers, administrators and other concerned persons?	<input checked="" type="checkbox"/>
12(f)	Public awareness of and access to information regarding the adverse health, economic, and environmental consequences of tobacco production and consumption?	<input checked="" type="checkbox"/>
<i>the current strategies/plans</i> Demand reduction measures concerning tobacco dependence and cessation <input type="checkbox"/> Help		
14.2(a)	Design and implementation of programmes aimed at promoting the cessation of tobacco use, in such locations as educational institutions, health care facilities, workplaces and sporting environments?	<input checked="" type="checkbox"/>
14.2(b)	Diagnosis and treatment of tobacco dependence and counselling services on cessation of tobacco use in national health and education programmes, plans and strategies, with the participation of health workers, community workers and social workers?	<input checked="" type="checkbox"/>
14.2(c)	Establishment in health care facilities and rehabilitation centres of programmes for diagnosing, counselling, preventing and treating	<input checked="" type="checkbox"/>

Not covered under the current strategies

	tobacco dependence?	
Protection of the environment and the health of persons <input type="checkbox"/> Help		
18 NO, APPLICABLE SINCE BOTSWANA DOES NOT CULTIVATE OR MANUFACTURE ANY TOBACCO PRODUCTS	Due regard to the protection of the environment and the health of persons in relation to the environment in respect of tobacco cultivation and manufacture within its territory?	<input checked="" type="checkbox"/>
Research, surveillance and exchange of information <input type="checkbox"/> Help		
20.1(b)	Training and support for all those engaged in tobacco control activities, including research, implementation and evaluation?	<input checked="" type="checkbox"/>
20.2	Programmes for national, regional and global surveillance of the magnitude, patterns, determinants and consequences of tobacco consumption and exposure to tobacco smoke?	<input checked="" type="checkbox"/>
20.3(a)	A national system for epidemiological surveillance of tobacco consumption and related social, economic and health indicators?	<input checked="" type="checkbox"/>
20.4	The exchange of publicly available scientific, technical, socioeconomic, commercial and legal information, as well as information regarding practices of the tobacco industry and the cultivation of tobacco?	<input checked="" type="checkbox"/>
20.4(a)	An updated database of laws and regulations on tobacco control, and information about their enforcement, as well as pertinent jurisprudence?	<input checked="" type="checkbox"/>

7. Technical and financial assistance Help

The goal of this section is to assist the Secretariat in facilitating the coordination of available skills and resources with identified needs.

Pursuant to Article 21.1(c), have you either provided or received financial or technical assistance (be it through unilateral, bilateral, regional, subregional or other multilateral channels, including relevant regional and international intergovernmental organizations and financial and development institutions) for the development and strengthening of multisectoral comprehensive tobacco control programmes of developing country Parties and Parties with economies in transition in any of the following areas:

	Assistance provided (please give details below)	Assistance received (please give details below)
Development, transfer and acquisition of technology, knowledge, skills, capacity and expertise related to tobacco control? (Article 22.1(a))	<input checked="" type="checkbox"/> Yes / <input type="checkbox"/> No	<input checked="" type="checkbox"/> Yes / <input type="checkbox"/> No
Provision of technical, scientific, legal and other expertise to establish and	<input checked="" type="checkbox"/> Yes / <input type="checkbox"/> No	<input checked="" type="checkbox"/> Yes / <input type="checkbox"/> No

WHO - COUNTRY OFFICE
WHO - COUNTRY OFFICE

strengthen national tobacco control strategies, plans and programmes? (Article 22.1(b))		
Appropriate training or sensitization programmes for appropriate personnel in accordance with Article 12? (Article 22.1(c))	<input checked="" type="checkbox"/> Yes / <input type="checkbox"/> No	<input checked="" type="checkbox"/> Yes / <input type="checkbox"/> No
Provision of the necessary material, equipment and supplies, as well as logistical support, for tobacco control strategies, plans and programmes? (Article 22.1(d))	<input checked="" type="checkbox"/> Yes / <input type="checkbox"/> No	<input checked="" type="checkbox"/> Yes / <input type="checkbox"/> No
Identification of methods for tobacco control, including comprehensive treatment of nicotine addiction? (Article 22.1(e))	<input type="checkbox"/> Yes / <input type="checkbox"/> No	<input type="checkbox"/> Yes / <input type="checkbox"/> No
Promotion of research to increase the affordability of comprehensive treatment of nicotine addiction? (Article 22.1(f))	<input type="checkbox"/> Yes / <input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes / <input checked="" type="checkbox"/> No
Other. Specify:		
<p>Additional details:</p> <p>If you answered no to any of the above, please identify any financial or technical assistance that may be under consideration.</p> <p>If you answered yes to any of the above, please identify the country or countries from/to which assistance was received/provided.</p>		

GENEVA
WASHINGTON DC
CONGO/BRAZAV
WHO - COUNTRY
OFFICE

Pursuant to Article 21.3, have you either provided or received ~~financial~~ or technical assistance to support developing country Parties and Parties with economies in transition in meeting reporting obligations?

Assistance provided <input type="checkbox"/> Help	<input type="checkbox"/> Yes / <input type="checkbox"/> No (please give details below)	Assistance received	<input checked="" type="checkbox"/> Yes / <input type="checkbox"/> No (please give details below) WHO COUNTRY OFFICE
<p>Additional details:</p> <p>If you answered no to any of the above, please identify any financial or technical assistance that may be under consideration.</p> <p>If you answered yes to any of the above, please identify the country or countries from/to which assistance was received/provided.</p>			

Have you identified any specific gaps between the resources available and the needs assessed, for the financial and technical assistance provided or received? Help

<input type="checkbox"/> Yes (please give details below)	<input checked="" type="checkbox"/> No
Additional details:	

8. **Priorities for implementation of the WHO Framework Convention on Tobacco Control** Help

What are the priority areas for implementation of the WHO Framework Convention on Tobacco Control in your jurisdiction? (Ref. **Article 21.1(b)**)

1. Implementation of legislation and development of regulation
2. Strengthen multisectoral approach in dealing with tobacco issues
3. Secure financial and technical support for tobacco cessation activities
4. Secure financial support for improvement of research initiatives.

What, if any, are the constraints or barriers you have encountered in implementing the Convention? (ref. **Article 21.1(b)**)

1. Development of legislation takes a longer time.
2. Inadequate manpower
3. financial constraints

9. **Additional comments** Help

Please provide any relevant information not covered elsewhere that you feel is important.

10. **Questionnaire feedback**

(a) Please provide feedback for improvement of the Group 1 questionnaire. Help

(b) Please provide input for the future development of the Group 2 questionnaire. Help

FCTC REPORT

Materials Annexed to the reporting instrument

- GYTS May 2000 report
- Control of Smoking (Amendment) Act
- Reports of World No Tobacco Day, Awareness workshops and “spot check” report on measuring compliance with the “Control of Smoking Amendment” Act.
- Constitution of the Stop Smoking Support Group.

The following information is provided supplementary information as part of the report and as part of the Country’s progress on the issues of tobacco control. For sections not addressed in this attachment please refer to the reporting instrument.

Item 3i) Tobacco Use/ Prevalence

Currently Botswana has not carried out any research on Prevalence using the indicators provide in the reporting instrument. Therefore questions a) - d) do not directly relate to current country situation. The only country information on prevalence is provided in the GYTS report and the summary is as below;

Category	Ever smoked	Current tobacco use			Never smokers
		Any products	Cigarettes	Other tobacco products	
Total	16.3 (2.9+/-)	10.8 (2.0 +/-)	5.5 (2.0 +/-)	14.2 (2.0 +/-)	8.1 (1.4 +/-)
Male	24.1 (4.6 +/-)	11.1 (3.1 +/-)	8.7 (2.9 +/-)	17.0 (3.1 +/-)	11.3 (2.3 +/-)
Female	10.0 (2.1 +/-)	10.6 (2.0 +/-)	2.6 (1.3 +/-)	11.6 (1.9 +/-)	6.1 (1.8 +/-)

* Figures in parenthesis are 95% confidence intervals

NB: The definition of adolescent has been adopted from the Global Youth Tobacco survey as “persons in the 10-19 years age group while youths are defined as those between 15-24 years (WHO 1989). The two groups overlap into one entity of ‘young people’, covering the age range of 10-24 years.

Item 3ii) Licit supply of tobacco

- c) The question does not relate to the current country situation.

Item 5i) Legislative, executive, administrative and other measures

6.2b and 8.2 See attachment 4; - “Control of Smoking Amendment Act”

10 and 15.2- 15.7 Provided for in the coming Repeal of the Control of Smoking (Amendment) Act enacted by the Government OF Botswana, September 2004

Item 5ii) Regulation of the contents of tobacco Products

9 To be provided for in the coming regulations under the Act to Repeal the current Control Of Smoking Act "Amendment".

11.1a) – b Provisions are made in the coming Act to Repeal the Repeal the current Control of Smoking Act "Amendment".

13.2 – 13.4 Provisions are made in the coming Act to Repeal the Repeal the current Control of Smoking Act "Amendment".

Item 6i) Programs and Plans

5.1 A plan to develop the National Plan under the Framework Convention for Tobacco Control is in place. This should be able to cover general obligations covered under 5.2a), 5.3 and address issues such as in 12a) – 12e). The plan will also integrate issues specified under 14.1 – 14.2d), 17, 20.1a) and 20.4b)

Item 6ii) Education, Communication, training and public awareness

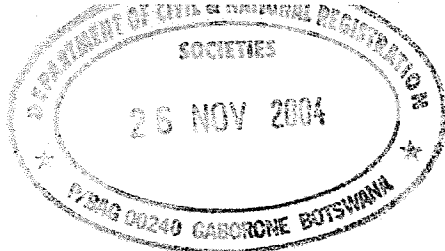
12d) Activities are being implemented under the Environmental Health 3-5 year strategic plans and Unit Annual Plans. The current annual performance objective under Tobacco Control is:- To raise awareness on second hand smoking and smoking in public Places by March 2008 and the critical activities to be implemented are:

- Commemoration of World No Tobacco Day(WNTD)
- Awareness Workshops and health fairs
- Development of IEC materials for tobacco Control
- Monitoring of Compliance with the current Control of Smoking " Amendment" Act

12f) The activities are not covered under the current activities

14.2a –c) Tobacco cessation program in place: see one of the reports from the group.

20.1b – 20.4a); Not yet in place; to be considered under the National Action Plan.



CONSTITUTION FOR THE STOP SMOKING SUPPORT GROUP

ARTICLE 1

The name of the society shall be the Stop Smoking Support Group, otherwise known as the SSSG.

The Headquarters of the society shall be at the Motor Vehicle Accident fund Building(MVA) 2ND Floor in the offices of the Community Health Services Department in Gaborone Botswana. The society shall be affiliated or shall become a branch of the Ministry of Health under the auspices of the Community Health Services Department in the Republic of Botswana.

ARTICLE 2

The following words and expressions shall have the following meanings:-

“Society” shall mean the Stop Smoking Support Group, otherwise known as SSSG.

“Executive” committee shall mean the governing body of the society appointed in terms of the constitution .

Words signifying the singular number shall include plural or vice versa and words signifying the masculine shall include the feminine unless they appear specifically otherwise from the context.

ARTICLE 3

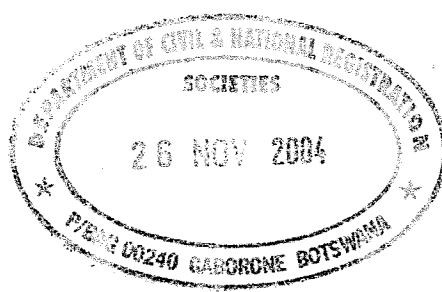
OBJECTS:- The Stop Smoking Support Group(SSSG)’s objective is to assist smokers and other tobacco users to quit smoking or stop the use of tobacco in any form. To provide information on the health risks associated with the use of tobacco to smokers and members of the public. To share through group discussions “support system” mechanisms, thoughts and opinions pertinent to the hazards of smoking, how to quit and avoiding the relapse.

ARTICLE 4

Membership shall be open to all smokers and tobacco users without prejudice against colour, ability, denomination or nationality. Membership shall effectively be accorded on the continuous attendance of not less than two months on the days allocated for such meetings. A register of attendance shall be kept to record all meetings of the members. The register shall reflect the particulars of the individual membership, indicating contact numbers and work/home address. Membership is free.

ARTICLE 5

Validity of membership shall cease when a member is deceased, voluntarily relinquish his/her status as a member and in the instance where there is irreconcilable differences with the Executive committee, notwithstanding other exhaustive channels of seeking redress. In the case of an office bearer, membership shall cease after a procedural hand-over of all items, files and objects of the society and provided the outgoing officer have deposited the materials in question with relevant authorities.



ARTICLE 6

The Executive committee shall be the sole body responsible for the control and general administration of all matters and affairs of the society including and not limited to the control of finances and the property of the society.

ARTICLE 7

Committee meetings shall be held on monthly basis on designated dates as per agenda items and matters arising shall be deferred to the next committee meeting. Agenda items for discussions shall be sent one working week to all members of Executive committee before the meeting takes place noting the time for the meeting and the venue .

ARTICLE 8

General meetings shall be held once in two years in the month of October at a time and venue decided by the Executive committee. The purpose of such meeting will be to update membership on the operations of the society and to elect new office bearers. Members shall be notified one calendar month in advance and the agenda items noted for their perusal. The mode of notice shall be over print and broadcast media. This shall be done by the executive committee Secretary duly instructed by the executive committee. In the case of the meeting failing to take place, there shall be a second and final call for the meeting to take place following the initial agenda and channels of communication and for which meeting shall take place not later than first week of December, same year.

ARTICLE 9

Where necessary, a special General meeting shall be convened for the purpose of an urgent address of matters arising that dictates for solutions to be made and the Executive committee feel that they cannot wait for the annual General meeting. Members shall be notified by the quickest possible means, in this instance, over E-mails, print and broadcast media. In the event that the special general meeting is called by the members, the requisition shall be handed to the governing body who will without delay call such a meeting. In case the governing body fails to call the meeting, a member of the society may do so and anyone be appointed to chair the meeting.

ARTICLE 10

The composition of the Executive committee is as follows:-

THE PRESIDENT:-

Who oversees the running of the Executive committee. Signs, approves and makes recommendations on transactions carried out on behalf of the society.

THE VICE-PRESIDENT:-

Who acts in the absence of the President is also responsible for the daily activities of the society. All the society's inventory is kept by the office of the Vice-President. Approves and makes recommendations on behalf of the society.

The CHAIRMAN:-

Chairs all the meetings of the society. Calls and arranges for the society's meetings in consultation with the secretary.

Co-ordinates the affairs of the committee. Signs and recommends on the society's transactions.

THE VICE-CHAIRMAN:-

To assist the Chairman in all the duties assigned to the portfolio, except signing.

SECRETARY:-

Shall attend all the Executive and general meetings of the society and record the minutes. Shall keep up to date list of members. Shall keep a record of the society as directed by the governing body or the society. Shall send out every notice of meeting and the Agenda to members.

THE VICE-SECRETARY:-

Duly assist the Secretary on all aspects of the Secretary's portfolio.

THE TREASURER:-

Shall be responsible for all financial transactions of the society. His/her signature shall be mandatory in all society's transactions. Shall prepare the society's books for year-end audit. Shall make available to the general membership an audited financial report for their perusal and also send a copy to the Registrar of Societies

TWO ADDITIONAL MEMBERS.

ARTICLE 11

Election of office bearers shall be held biennially inline with the democratic spirit of the constitution of Botswana. Such election shall take place at the biennial General meeting of the society. The office bearers term of office shall be biennial. The majority of votes carry a motion. A casting vote shall be used when there is an equal number of votes "for" and "against a motion".

ARTICLE 12

The governing body or committee may be empowered to allow other members to serve in the committee in the event a member of the committee ceases to be a member before the next general election. Refer to Article 5.

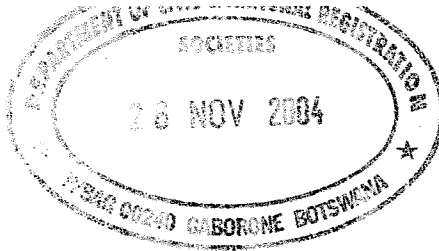
ARTICLE 13

An Executive committee quorum shall be formed by any four members of the Executive committee and their decision shall be final and binding to all. The General meeting quorum shall be formed by a 50% or above for all the society's meeting.

ARTICLE 14

The governing body or the committee may be empowered to appoint a sub-committee to deal with some of its work. The sub-committee must carry out functions as are delegated to it by the committee and must report to the committee periodically, e.g. fund raising committee .





ARTICLE 15

Adjournment shall be done to cater for further discussion or in the case where issues in hand cannot be dealt with adequately because of shortage of time with the consent of the members of the meeting. Adequate notice of an adjourned meeting must be given.

ARTICLE 16

Membership shall have the right to pass a motion of no confidence in the event that the majority of the members are aggrieved or are at variance with an office bearer or a member of the committee.

When this happens, such an official must vacate the chair in favour of his/her deputy or some other person nominated by the meeting.

ARTICLE 17

Where a member of the society falls short of the code of conduct of the society, the member shall be reprimanded in accordance with the severity of his./her misconduct. The offending member shall be arraigned before the Disciplinary Committee which shall consist of any three members of the Executive committee and three other non-committee members. Minor offences range from verbal reprimand to final warning by letter, whereas serious offences may result in demotion, suspension, and expulsion for gross misconduct.

ARTICLE 18

Appeal cases may be referred to the office of the Community health services where it will be dealt with accordingly.

ARTICLE 19

The society shall have in its constitution a provision for amendment to the constitution. This shall be done through written proposal, clearly articulating points for amendments and the necessity of such an action. Refer to Article 9. Amendments approved by the majority of the members at a meeting convened for the purpose should be binding only when they are approved by the registrar of Societies.

ARTICLE 20

In the event the governing body or any other cannot solve a problem concerning a society, the general body (society at a general meeting) should be given powers to resolve that problem as long as it is a decision of the majority of members and does not in any way contravene the provision of any law in Botswana

ARTICLE 21

Dissolution, disposal of assets and liabilities of the society shall be done by the majority consent. No particular person or group of persons who are society members shall benefit directly or indirectly in the disposal of the society's assets. In the event the society disposes of its assets, the said assets should be donated to charitable organisations.

CONTROL OF SMOKING (AMENDMENT) ACT, 2004

No. 28

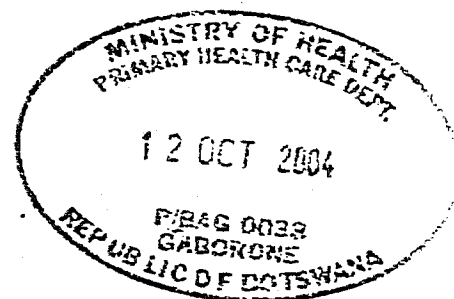


of 2004

ARRANGEMENT OF SECTIONS

SECTION

1. Short title
2. Amendment of section 2 of Cap. 65:04
3. Amendment of the Act
4. Amendment of the Act
5. Amendment of section 16 of the Act
6. Amendment of the Act
7. Amendment of the Act



An Act to amend the Control of Smoking Act
Date of assent: 30th August, 2004
Date of commencement: 3rd September, 2004
 ENACTED by the Parliament of Botswana.

- | | |
|---|--|
| <p>1. This Act may be cited as the Control of Smoking (Amendment) Act, 2004.</p> <p>2. The Control of Smoking Act (hereinafter referred to as "the Act") is amended, in section 2 thereof by —</p> <p>(a) deleting the definitions of "internal flight" and "licensed premises";</p> <p>(b) inserting, immediately after the word "Act" which appears in the definition of "public service vehicle", the following new words —
 " , and shall, for the purposes of this Act, include a private hire vehicle as defined in that Act";</p> <p>(c) inserting, in their correct alphabetical order, the following new definitions —
 "public place" means any place to which members of the public or segments thereof have access by express or implied invitation;
 "second-hand smoke" means —</p> <p>(i) the smoke exhaled from a person smoking a tobacco product, or</p> <p>(ii) any side-stream smoke;</p> | <p>Short title</p> <p>Amendment of section 2 of Cap. 65:04</p> |
|---|--|

"separate ventilation" means the extraction of air from a smoking area without re-circulating it into the non-smoking area; and
 "side-stream smoke" means the smoke emitted from a tobacco product while the tobacco product smoulders between puffs; and
 (d) substituting, for the definition of "work place", the following new definition —

"work place" means any place, including any public service vehicle or other means of transport in which employees, contractors, or other persons perform duties of employment or work, and includes private offices, common areas, and any other area, which they generally use during the course of their employment or work."

Amendment
of the Act

3. The Act is amended by substituting, for Part II thereof, the following new Part —

"PART II

Smoking in public places, workplaces, etc.

Duty of
persons to
protect other
persons from
tobacco
smoke

3. (1) Every person who smokes shall, while smoking, take all reasonable measures to ensure that other persons who do not smoke or do not wish to smoke are protected from exposure to tobacco smoke.

(2) Every family shall, at their home, create an environment that will enable children to be protected from exposure to second-hand smoke and the enticement to smoke.

(3) Every pregnant or lactating woman shall protect the unborn or lactating child from exposure to tobacco smoke by avoiding smoking and exposure to second-hand smoke.

Smoking in
private or
public
work-places
and in public
places

4. (1) No person shall smoke in any enclosed, indoor designated non-smoking area of any private or public workplace, or in a public place.

(2) For the purposes of this Act, a private or public workplace and public place include —

(a) an office and office building including a public area, corridor, lounge, eating area, reception area, elevator, escalator, foyer, stairwell, restroom, amenity area, laundry room and an individual office;

(b) a factory;

(c) a health institution;

(d) an educational institution of any level;

(e) any premises in which children are cared for, whether for a fee or not;

(f) a public service vehicle;

(g) a waiting room in a public transportation terminal;

(h) a retail establishment including a shopping mall;

- (i) a cinema;
- (j) a recreation hall;
- (k) a sports stadium;
- (l) a bar;
- (m) a restaurant;
- (n) a pool hall and a bingo hall;
- (o) a prison;
- (p) a police and a military barracks;
- (q) a publicly owned facility rented out for events;
- (s) any facility that employs paid personnel; and
- (r) any facility accessible to the public.

(3) Notwithstanding the provisions of subsections (1) and (2), an owner or occupier of a place of lodging, a private or public work place or a private place may designate guest rooms or areas where smoking is allowed and shall ensure that —

- (a) those rooms or areas are physically detached from the rooms where smoking is not allowed, or, where they are not physically detached, that they are separately ventilated;
- (b) the total percentage of the rooms or areas allocated to smoking is not more than 20 per cent of the total number of rooms or areas in that place of lodging or private or public work place or public place; and
- (c) separate entrances are created so as to prevent non-smokers from walking through a smoking area.

5. (1) The owner or occupier of all private and public places or the operator of any public service vehicle shall post permanent signs prominently on the premises, at a place where people can easily see and read them, stating that smoking is not permitted on the place or public service vehicle.

Signs
required

(2) The owner or occupier of any premises where smoking is permitted shall post permanent signs prominently on the premises, at a place where people can easily see and read them, stating that smoking is permitted on the premises.

(3) The owner or operator of a public service vehicle shall ensure that passengers are informed that smoking is not allowed in the public service vehicle.

- (4) The signs referred to in subsection (1) shall —
- (a) be at least 19cm by 19cm and the information displayed on them shall be printed in the English and Setswana languages and shall read "No Smoking", or "*Ga Go Gogwe Motsokwe*"; and
 - (b) carry the warning "Any person who fails to comply with this notice shall be prosecuted and may be liable to a fine".

- (5) The signs referred to in subsection (2) shall —
- (a) be at least 19 cm by 19 cm and the information displayed on them shall be printed in English and Setswana languages and shall read "Smoking allowed" and "*go goga motsoko go teteletswe*"; and
 - (b) carry the following warning —

'WARNING: smoking is dangerous to your health'.

6. (1) The owner or occupier of any public place or work place, and the owner or operator of any public service vehicle, or the agent of such owner, occupier or operator, shall take all reasonable steps to ensure that no person smokes in contravention of the provisions of this Part.

(2) For the purposes of subsection (1), "taking reasonable steps" includes —

- (a) asking an offending person to stop smoking;
- (b) demanding that an offending person who continues to smoke leave the public place or workplace;
- (c) demanding that an offending person who continues to smoke leave the public service vehicle at the next scheduled stop, as applicable and practicable; and
- (d) seeking the assistance of law enforcement personnel in cases where the offending person refuses to stop smoking or to leave the premises or the public service vehicle,

whenever these actions can be taken safely.

(3) An employer, owner or occupier of a public place or work place, or an owner or operator of a public service vehicle shall not retaliate against any employee or person who reports any contravention under this Part.

7. The Minister may, by regulations, prohibit or apply restrictions to smoking and signs requirements in public outdoor spaces where persons are likely to congregate within close proximity to one another, or where smoking might cause a fire or other hazard.

8. (1) No person shall sell, give or furnish a tobacco product to any person under the age of 18 years.

Obligations
of owners or
occupiers of
public places,
work places
and public
service
vehicles

Smoking in
certain
outdoor
spaces

Sale, etc. of
tobacco to
person under
the age of
18 years

(2) A person who intends to sell, give or furnish a tobacco product to any person shall, prior to doing so, take all reasonable steps to verify the age of that person.

(3) Without prejudice to the generality of subsection (2), a person who intends to sell, give or furnish a tobacco product to any person shall require that person to produce a national identity card, a driver's licence or a passport before any tobacco product is sold, given or furnished to such person.

(4) No tobacco manufacturer, seller or promoter shall hire or use any person under the age of 18 years to sell, give or furnish any tobacco product to any other person or to handle any tobacco product.

(5) Any person who sells, by retail, any tobacco product, shall display clearly, for the public, a notice to the effect that the sale of any tobacco product to a person under the age of 18 years is prohibited.

(6) A person who contravenes the provisions of subsection (1) or (4) shall be guilty of an offence and liable to a fine not exceeding P5000 or to imprisonment for a term not exceeding 3 months, or to both."

4. The Act is amended by substituting, for the heading to Part V thereof, the following new heading —

Amendment
of the Act

"PART V
General Provisions".

5. The Act is amended, in section 16 thereof —

Amendment
of section 16
of the Act

(a) by substituting —

(i) for the words "this Act" appearing in subsection (1) thereof, the words "Part II hereof", and

(ii) for the words "P500", appearing therein, the words "P1000"; and

(b) by substituting, for subsection (3) thereof, the following new subsection —

"(3) Any person who contravenes or fails to comply with any provision of this Act for which no specific penalty has been prescribed shall be guilty of an offence and liable to a fine not exceeding P1000."

6. The Act is amended by inserting, immediately after section 16 thereof, the following new sections —

Amendment
of the Act

*Structural
changes*

16A. (1) Where structural changes are necessary in order to comply with any of the provisions of Part II, written applications shall be made to the Minister responsible for health requesting exemption for periods of up to eighteen months.

A.196

(2) An application made under subsection (1) shall set out clear details of the nature and extent of the proposed structural changes as well as the exact time envisaged to make the structural changes.

Regulation

16B. The Minister may make regulations for the better carrying out of the objects and purposes of this Act."

Amendment
of the Act

7. The Act is amended by deleting section 17 thereof.

PASSED by the National Assembly this 12th day of August, 2004.

A. MATLHAKU,
Clerk of the National Assembly.

STOP SMOKING SUPPORT GROUP (SSSG) EXECUTIVE COMMITTEE
Terms of Reference

The Stop Smoking Support Group (SSSG) Executive Committee shall:

1. Consist of the following (13) members:
 - President
 - Vice President
 - Chairman
 - Vice Chairman
 - Secretary
 - Vice Secretary
 - Treasurer
 - SSSG Member
 - SSSG Member
 - Technical Advisor
 - Technical Advisor
 - Professional Advisor
 - Professional Advisor
2. Be responsible for the Administration and membership of the Stop Smoking Support Group (SSSG)
 - a. Membership Approval and Certification
 - b. Record Keeping
 - c. Disciplinary Matters
 - d. Physical Housing of the SSSG
3. Be responsible to control all financial matters regarding the SSSG
 - a. Both the President and Treasurer shall be signatories
4. The SSSG Executive Committee shall meet on the first Tuesday of every month, with quorum consisting of 50% of members present
5. Serve a term of service of two (2) years. In the event that an Executive Committee Member cannot complete their term of service the Executive Committee shall appoint a replacement to serve the rest of the term.
6. Coordinate the formation and work of any sub-committee deemed necessary.
7. Develop/review and approve the SSSG Programme
 - a. Appoint to the Executive Committee (if not an existing Member) a SSSG Programme Coordinator who
 - i. Keeps statistical records
 - ii. Advises the SSSG through the Executive Committee
 - iii. Assesses the SSSG Programme
 - b. Conduct an annual review of the SSSG Programme