



Tobacco Advertising and Promotion Act 2002

2002 CHAPTER 36

2 Prohibition of tobacco advertising

- (1) A person who in the course of a business publishes a tobacco advertisement, or causes one to be published, in the United Kingdom is guilty of an offence.
- (2) A person who in the course of a business prints, devises or distributes in the United Kingdom a tobacco advertisement which is published in the United Kingdom, or causes such a tobacco advertisement to be so printed, devised or distributed, is guilty of an offence.
- (3) Distributing a tobacco advertisement includes transmitting it in electronic form, participating in doing so, and providing the means of transmission.
- (4) It is not an offence under subsection (1) for a person who does not carry on business in the United Kingdom to publish or cause to be published a tobacco advertisement by means of a website which is accessed in the United Kingdom; and, in that case, devising the advertisement or causing it to be devised is not an offence under subsection (2).

Commencement Information

- II** S. 2 partly in force; s. 2 not in force at Royal Assent see s. 22(1)(2); s. 2 in force for certain purposes at 14.2.2003 and for certain further purposes at 14.5.2003 by [S.I. 2002/2865, art. 2\(2\)\(b\)\(3\)\(a\)](#) (with art. 3) (as amended by [S.I. 2003/258, art. 2\(3\)-\(6\)](#)) and [S.S.I. 2002/512, art. 2\(2\)\(b\)\(3\)\(a\)](#) (with art. 3) (as amended by [S.S.I. 2003/80, art. 2\(3\)-\(6\)](#))

Status:

Point in time view as at 14/02/2003. This version of this provision has been superseded.

Changes to legislation:

There are currently no known outstanding effects for the Tobacco Advertising and Promotion Act 2002, Section 2.