

Health and Family Welfare Secretariat

Notification-I

No. HFW 20 SMM 97, Bangalore, dated 6th March, 2004

Whereas the draft of the Karnataka Prohibition of Smoking and Protection of Health of Non-smokers Rules, 2003 was published as required by sub-section (1) of section 15 of the Karnataka Prohibition of smoking and protection of Health of Non-smokers Act 2001 (Karnataka Act 2 of 2003) in Notification number HFW 20 SMM 97 dated 24th December, 2003 in Part 4 (a) of the Karnataka Gazette (Extraordinary) inviting objections and suggestions from all persons likely to be affected there-by within 30 days from the date of its publication of the draft of the Official Gazette.

And whereas, the said Gazette was made available to the public on 24.12.2003. And whereas the suggestions and objections have not been received in respect of the said draft by the State Government.

Now, therefore in exercise of the powers conferred by sub-section (1) of section 15 of the Karnataka Prohibition of Smoking and Protection of Health of Non-Smokers Act 2001 (Karnataka Act 2 of 2003) the Government of Karnataka here by makes the following rules, namely:-

1. **Title and Commencement** :- (1) These rules may be called the Karnataka Prohibition of smoking and Protection of Health of Non-smokers Rules, 2003.
(2) They shall come into force from the date of their publication in the Official Gazette.
2. **Definitions**:- In these rules, unless the context otherwise requires,
 - a. "Act" means the Karnataka Prohibition of smoking and Protection of Health of Non-smokers Act, 2001 (Karnataka Act 2 of 2003);
 - b. "Code" means the Code of Criminal Procedure 1973 (Central Act 2 of 1974);

- c. "Police Officer" means a Police Officer, not below the rank of a Sub-Inspector of police;
- d. "Section" means a section of the Act.
3. **The duties and responsibilities of Authorized Officer :-** (1) The Authorized Officer appointed under section 6 shall be responsible for the effective implementation of the Act.
- (2) He shall hold such periodically meetings with the Police Officers and take such steps required for the effective implementation of Act.
4. **Obligation of persons to report the violation of the Act to the nearest Police Station:-** any person who has the knowledge of violation of the Act by any other person, shall report such violation to the nearest Police Station.

By order and in the name of the
Governor of Karnataka,

C.S Jagadeeshaiah
Under Secretary to Government,
Health and Family Welfare Department.

Notification-II

No. HFW 20 SMM 97, Bangalore, dated 06th March, 2004

In exercise of the powers conferred by sub-section (1) of section 13 of the Karnataka Prohibition of Smoking and Protection of Health of Non-Smokers Act, 2001 (Karnataka Act 2 of 2003), the Government of Karnataka hereby authorized the Officers mentioned in column (2) of the Table below to be the persons Authorized under the said sub-section in respect of the areas specified in column (3) Thereof.

Table

Sl. No.	Designation of the officers	Area
1	2	3
1	The Chief Health Officers of the city Municipal Corporations in the State	Within their respective jurisdiction
2	The District Health Officer, Bangalore District.	Within his jurisdiction
3	The Taluk Health Officers	Within their respective jurisdiction
4	The Health Officers, City Municipal Councils /Town Municipal Councils	Within their respective jurisdiction

By order and in the name of the Governor of Karnataka,

C.S Jagadeeshaiah

Under Secretary to Government, Health and Family Welfare Department