

Tobacco control law implementation: city-level initiatives to improve compliance and protect the public from the harms of tobacco

2 July 2024



Enforcement of SMCKE-FREE POLICIES in METROPOLITAN MANILA

Jasmin P Lagahit, RN, MPA
Project Manager
MMDA-Smoke-Free Environment



The Problem:

Smoking prevalence in the Philippines is still high



GATS 2021 Survey

- 19.5% (15.1M)
 of population
 aged 15 y/o and
 over currently
 smoke tobacco
 - 33.3% men
- 3.7% women



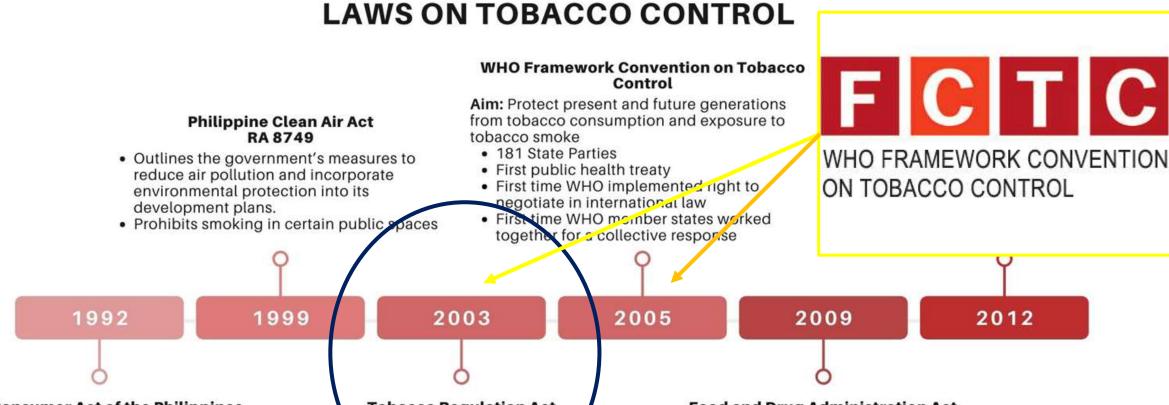


GYTS 2019 Survey

- 12.5% of students aged 13-15y/o are currently using tobacco.
- 14.1% of students are using ENDS/ENNDS







Consumer Act of the Philippines RA 7394

Objectives:

- Protection against hazards to health and safety;
- Protection against deceptive, unfair and unconscionable sales acts and practices;

Tobacco Regulation Act RA 9211

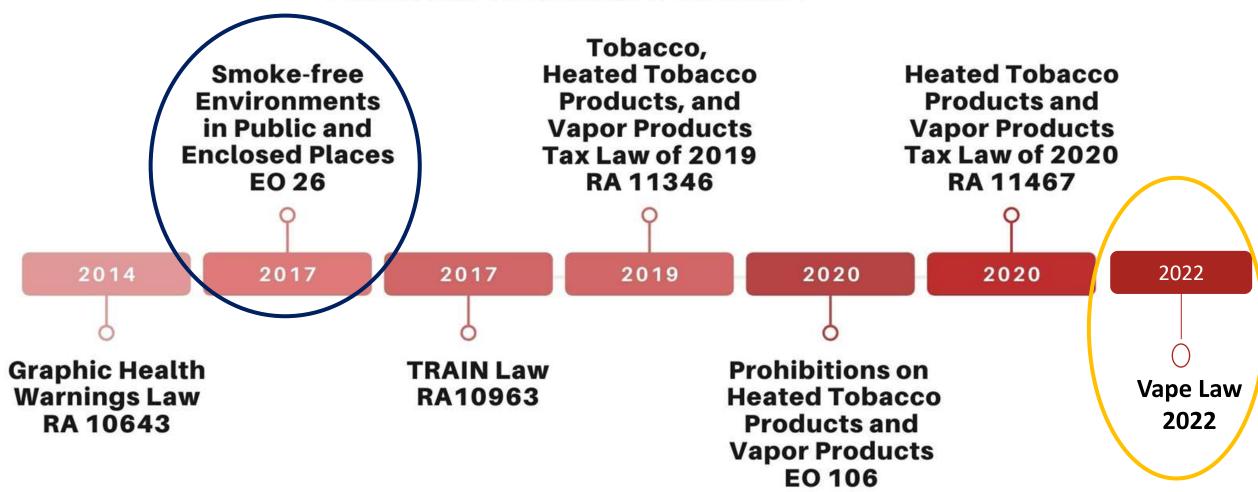
Policies:

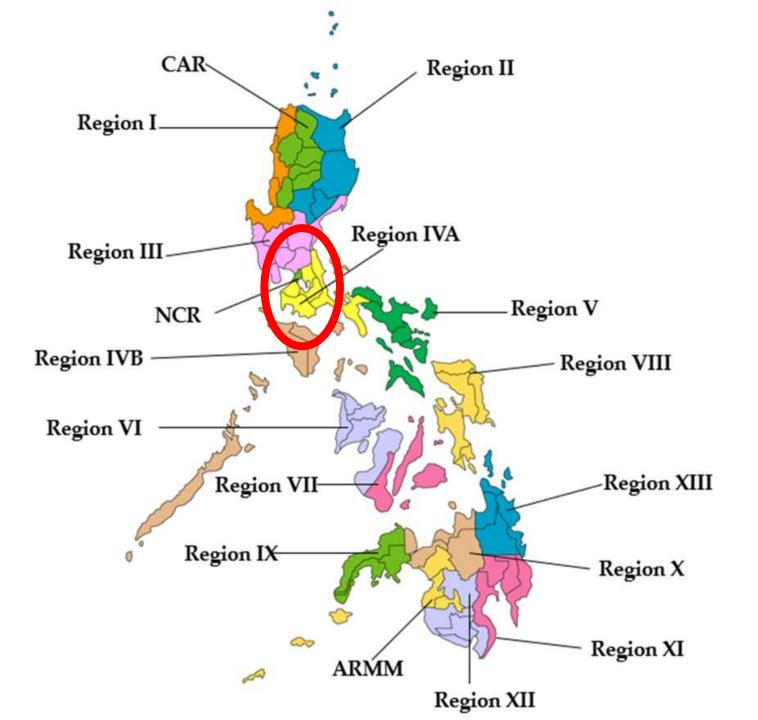
- 1. Promote the right to health
- Protect the populace from hazardous products
- Regulate the use, sale and advertisement of tobacco products

Food and Drug Administration Act RA 9711

- Reorganizes FDA as regulatory body
- Empowers FDA to regulate health products (e.g. food, drugs, cosmetics, devices, etc.) or those that may have an effect on health which require regulations.

LAWS ON TOBACCO CONTROL







Composition	16 Cities and 1 Municipality 1,705 Barangays
Land Area	636 sq.km
Population	14M







Members:

17 Mayors MM Congressmen Vice Mayors League

MM Councilors League Department of TransportationNCR Police Office

Department of Public Works & Highway Department of Tourism

Department of Human Settlements and Urban Development





Republic Act 7924

Metropolitan Manila Development Authority



Shall perform planning, monitoring coordination and implementation functions, with exercise regulatory and supervisory authority over delivery of metro-wide services.





Scope and Mandates







Health and Sanitatio n, Urban Protectio n and **Pollution** Control





























































F C T C

WHO FRAMEWORK CONVENTION ON TOBACCO CONTROL



REPUBLIKA NG PILIPINAS TANGGAPAN NG PANGULO Pangasiwaan Sa Pagpapaunlad Ng Kalakhang Maynila (Metropolitan Manila Development Authority)



METRO MANILA COUNCIL

MMDA Resolution No. 15 - 20 Series of 2015

RESOLUTION URGING ALL LOCAL GOVERNMENT UNITS OF METROPOL MANILA TO ENACT ORDINANCES IN ACCORD WITH THE PROVISIONS OF WORLD HEALTH ORGANIZATION'S FRAMEWORK CONVENTION ON TOBA CONTROL (WHO FCTC)

WHEREAS, the World Health Organization's Framework Convention on Tob Control (WHO FCTC) is an international treaty that seeks to protect the present future generations from the devastating health, social, environmental and econ consequences of tobacco consumption and exposure to tobacco smoke by enacti set of universal standards stating the dangers of tobacco and limiting its use in all fi worldwide;



REPUBLIKA NG PILIPINAS

PAMAHALAANG LUNGSOD NG MUNTINLUF A



#C

Sanggunlang Panlungsod

ORDINANCE-NO. 17-072

AN ORDINANCE PROHIBITING THE USE, SALE, DISTRIBUTION AND ADVERTISEMENT OF CIGARETTES AND OTHER TOBACCO PRODUCTS, AND ELECTRONIC CIGARETTES, IN CERTAIN PLACES, IMPOSING : ENALTIES FOR VIOLATIONS THEREOF AND PROVIDING FUNDS THEREFOR, A ID FOR OTHER PURPOSES.

Sponstired by:

Hon. Coun. Allan Rey A. Camilon

Hon. Coun. Atty. Patricio L. Boncayao, Jr.

Hon, Coun. Bal Niefes

Hon, Coun. Stephanie G. Teves

Hon. Coun. Ringo A. Teves

Hon. Coun. Louisito A. Arciaga

Hon. Coun. Ivee Rhia Arciaga-Tadefa

Hon. Coun. Christine May A. Abas

Hon. Coun. Marissa Cole-Rongavilla

Hon. Coun. Mark Lester M. Baes

Hon. Coun. Lucio B. Constantino

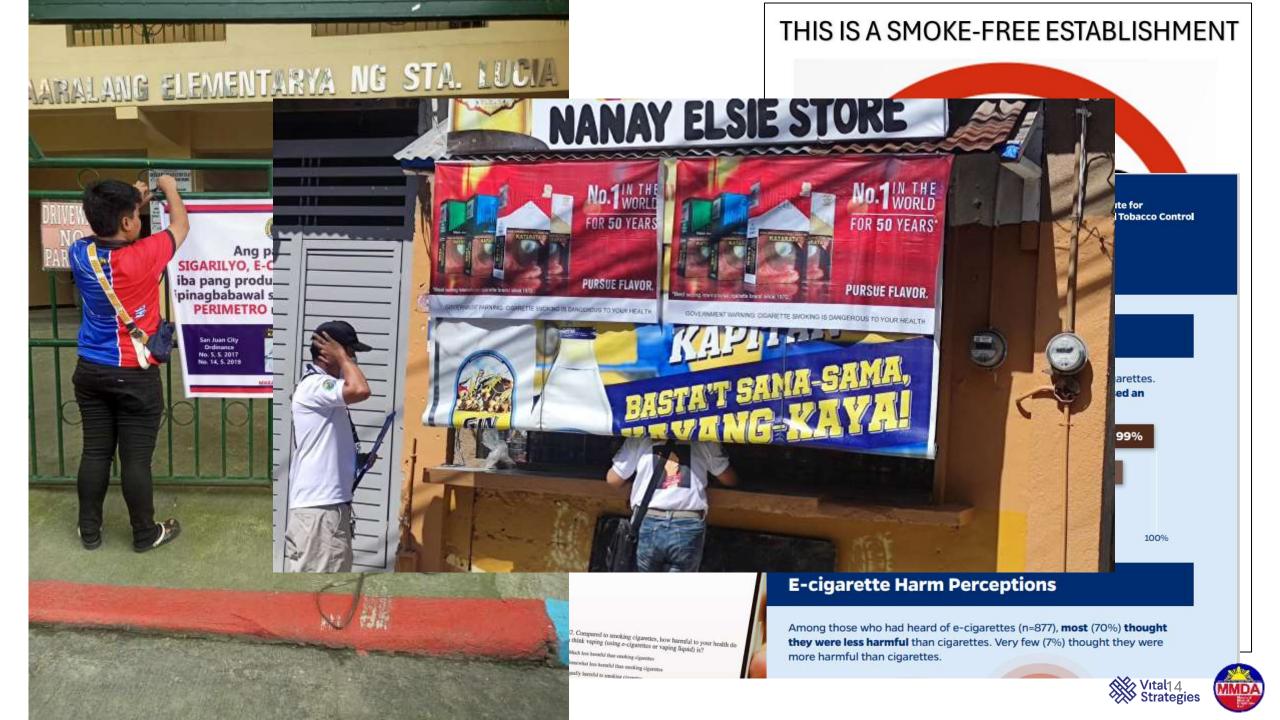
Hon. Coun. Victor L. Ulanday

Hon. Coun. Grace B. Gonzaga

Hon, Coun, Walter A. Arcilla - ABC

WHEREAS, the 1987 Constitution of the Republic of the Phil ppipes declares that the State shall omtect and promote the right to health of the reciple and install





Quarterly Meeting Local Tobacco Control Council



Objective: Discuss prevailing issues and appropriate interventions

All establishments, public transportation and point-of-sale must have Signage

8 LGUs with produced signage for stores, establishments, and 3-wheeled transportation



Twinning / Fellowship Strategy

Objective:

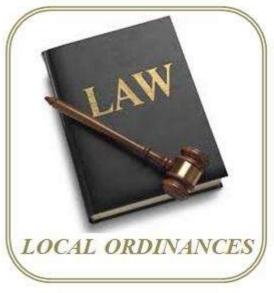
To learn from each other and adopt implementation elements and strategies, as appropriate





Partners Meeting 2023









Mandaluyong City Ordinance No. 944, S. 2023





REPUBLIC OF THE PHILIPPINES SANGGUNIANG PANLUNGSOD CITY OF MANDALUYONG



ORDINANCE NO. 944, S-2023

AN ORDINANCE REGULATING THE USE, SALE, DISTRIBUTION, AND ADVERTISEMENT OF CIGARETTES, E-CIGARETTES, VAPE, AND OTHER TOBACCO PRODUCTS IN ALL PLACES. IMPOSING PENALTIES FOR VIOLATIONS THEREOF AND PROVIDING FUNDS THERETO. AND OTHER PURPOSES

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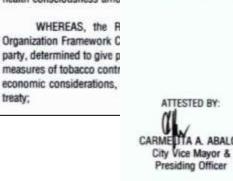
that the State shall protect health consciousness amo

treaty;

ENACTED on this 11th day of September 2023, in the City of Mandaluyong.

Sanggunian Secretary





Mandaluyong City Sharing of Best Practices October 2023





REPUBLIC OF THE PHILIPPINES City of San Juan METRO MANILA -000 OFFICE OF THE SANGGUNIANG PANLUNGSOD

CITY ORDINANCE NO. 14 Series of 2024

AN ORDINANCE REGULATING THE USE, SALE, DISTRIBUTION, ADVERTISEMENT OF CIGARETTES AND OTHER TOBACCO PRODUCTS, ELECTRONIC CIGARETTES, HEATED TOBACCO PRODUCTS AND OTHER NICOTINE/NON-NICOTINE DELIVERY DEVICES, IMPOSING PEN

PROVIDING FUNDS CONSCIOUSNESS AND FO

> Sponsored by: Councilor Kit R

I HEREBY CERTIFY THAT THIS ORDINANCE HAS BEEN DULY APPROVED BY THE SANGGUNIANG PANLUNGSOD ON MARCH 11, 2024.

> RIAP. ESTRELLAPADILLA City Government Department Head II Secretary, Sangguniang Panlungsod

> > ATTESTED:

ANGELO "ANA" SICAOIL Presiding Office City Vice-Mayor

APPROVED:





Pasig City Tobacco Control Unit

























Jasmin P Lagahit, RN, MPA
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Mandaluyong's Journey Towards a Smoke-Free City

Mandaluyong City and It's People





- ► Mandaluyong City is situated at the heart of the National Capital Region, The city is bordered by Manila to the west, San Juan to the north, Quezon City to the northeast, Pasig to the east, Taguig to the southeast, and Makati to the south. It is also the 6th-smallest city in the Philippines with a land area of 21.26 km² (8.21 sq mi).
- ► It is divided into two major districts with 27 Barangays and a total population of 438,436 constituents as of 2024.

History of the Tobacco Control



- ▶ Way back in 2011, our city had successfully passed City Ordinance No. 467, s. 2011 aimed at regulating the use of tobacco products in public places and public conveyances; advertisements, promotion, and sponsorships were also controlled, with corresponding penalties for violations.
- ▶ In 2012, the welfare of pregnant women and unborn children was included in a similar law crafted by our local city council and in 2017, then President Rodrigo R. Duterte issued Executive Order no. 26, ordering the establishment of smoke-free environments in public and enclosed places.

EXECUTIVE ORDER NO. 26

PROVIDING FOR THE ESTABLISHMENT OF SMOKE-FREE ENVIRONMENTS IN PUBLIC AND ENCLOSED PLACES

On Sunday July 23, President Duterte's Executive Order No. 26, embodying sweeping restrictions on smoking, takes effect nationwide with tough penalties for violators. The unprecedented curbs provide only for very specific areas (designated smoking areas) where smoking will be allowed and lists those where it is absolutely prohibited.

SMOKING

being in possession or control of a lit **TOBACCO PRODUCT** regardless of whether the smoke is being actively inhaled or exhaled.

PRODUCTS ENTIRELY OR PARTLY MADE OF TOBACCO LEAF AS RAW MATERIAL

which are manufactured to be used for smoking, sucking, chewing or snuffing, such as but not limited to cigarette, cigar, pipe, shisha/hookah, and chew tobacco











VIOLATIONS

Under RA 9211, the purchase and sale of cigarettes and other tobacco products to and by minors and in certain places frequented by minors is prohibited. Violators may be fined P5,000, face imprisonment of up to 30 days, or revocation of business licenses and permits.

VIOLATORS

P500 - P10,000

(DEPENDING ON THE NUMBER OF OFFENSES)

ESTABLISHMENTS

P5,000 or IMPRISONMENT

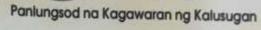
(NOT MORE THAN 30 DAYS)

The Establishment of Ordinance no. 671











ORDINANCE NO. 671, S-2017

AN ORDINANCE REGULATING
THE USE, SALE, DISTRIBUTION
AND ADVERTISEMENT OF CIGARETTES AND OTHER
TOBACCO PRODUCTS IN CERTAIN PLACES,
IMPOSING PENALTIES FOR VIOLATIONS THEREOF
AND PROVIDING FUNDS THEREOF,
AND OTHER PURPOSES

MANDALEÑO...DISIPLINADO . GAWA HINDI SALITA



















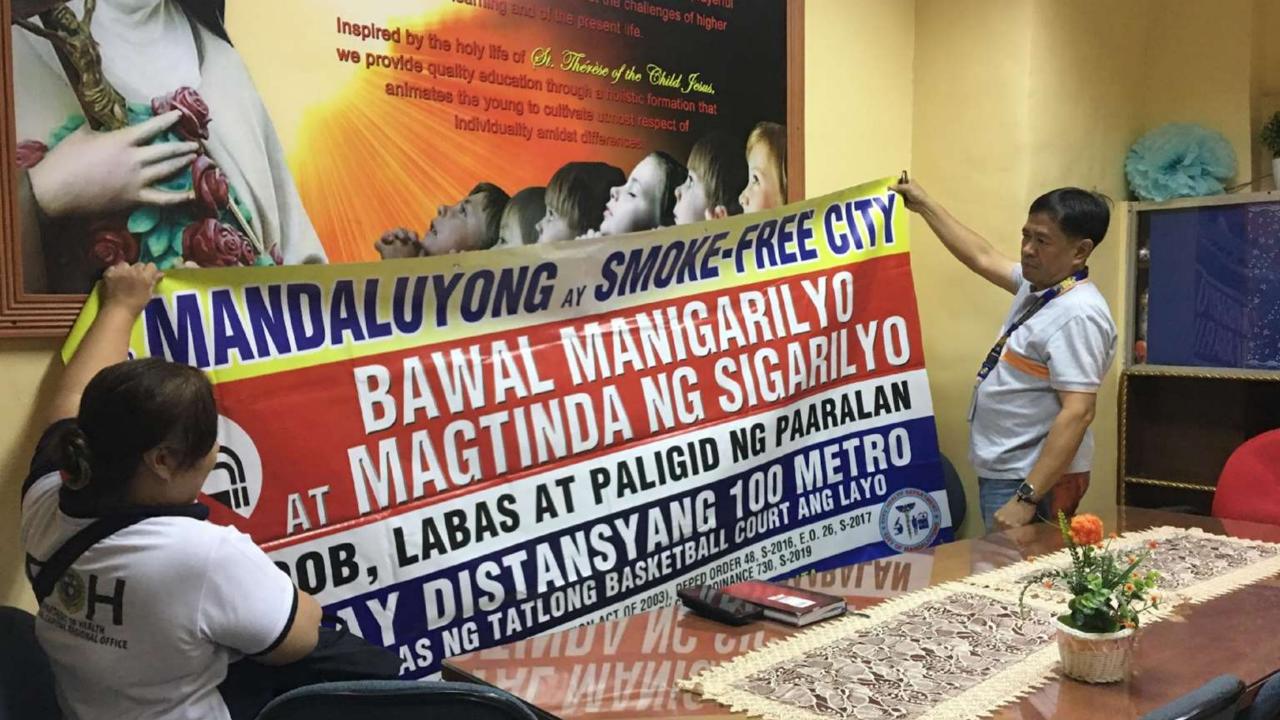
ROADBLOCKS Ask patient to identify barriers to quitting and discuss solutions.

REWARDS

REPETITION

Ask patient to identify potential benefits of quitting smoking.

Remind patient that most people go through multiple quit attempts before they are successful.

















REPUBLIC OF THE PHILIPPINES CITY GOVERNMENT OF MANDALUYONG CITY HEALTH DEPARTMENT

owned/operated by

ROBINSON LAND CORPORATION

EDSA COR PIONEER ST., BARANGAY BARANGKA ILAYA, MANDALUYONG CITY 1550

has FULLY COMPLIED with all the requirements and standards of a DESIGNATED SMOKING AREA

under the provision of City Ordinance No. 671, S-2017 as amended by City Ordinance 730, S-2019, otherwise known as the COMPREHENSIVE SMOKE FREE ORDINANCE OF THE CITY OF MANDALUYONG.

Issued this 4th day of August 2022, City of Mandaluyong

ARNOLD C. ABALOS, MD

VALID UNTIL: **AUGUST 4, 2023** ABALOS

REMINDER:

PURSUANT TO CITY ORDINANCE NO. 730, S-2019 (SEC. 2), THE FOLLOWING PENALTIES SHALL BE IMPOSED ON ANY PERSON(S) CAUGHT SMOKING AND/OR PERSON(S)-IN-CHARGE WHO ALLOW SMOKING IN AREAS OTHER THAN THOSE APPROVED, AS DESIGNATED FOR SMOKING, BY THE CITY HEALTH DEPARTMENT:

OFFENSES

FIRST OFFENSE: TWO THOUSAND PESOS (P2,000.00) SECOND OFFENSE: THREE THOUSAND PESOS (P3,000.00)

THIRD AND SUBSEQUENT: FOUR THOUSAND PESOS (P4,000.00) OR IMPRISONMENT FOR A PERIOD NOT LESS THAN THREE (3) MONTHS

BUT NOT MORE THAN SIX (6) MONTHS OR BOTH AT THE DISCRETION OF THE COURT, SUSPENSION OR



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REPUBLIC OF THE PHILIPPINES CITY GOVERNMENT OF MANDALLYONG CITY HEALTH DEPARTMENT

This certifies that

owned/operated by

ROCKWELL LAND CORPORATION

THE ROCKWELL BUSINESS CENTER SHERIDAN STREET, BARANGAY HIGHWAY HILLS, MANDALUYONG CITY 1550

has FULLY COMPLIED with all the requirements and standards of a DESIGNATED SMOKING AREA

under the provision of City Ordinance No. 671, S-2017 as amended by City Ordinance 730, S-2019, otherwise known as the COMPREHENSIVE SMOKE FREE ORDINANCE OF THE CITY OF MA

Issued this 4th day of August 2022, City of Mandaluyong



VALID UNTIL: **JANUARY 16, 2024**

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SECOND OFFENSE: THREE THOUSAND PESOS (P3,000.00) THIRD AND SUBSEQUENT: FOUR THOUSAND PESOS (P4.000.00) OR IMPRISONMENT

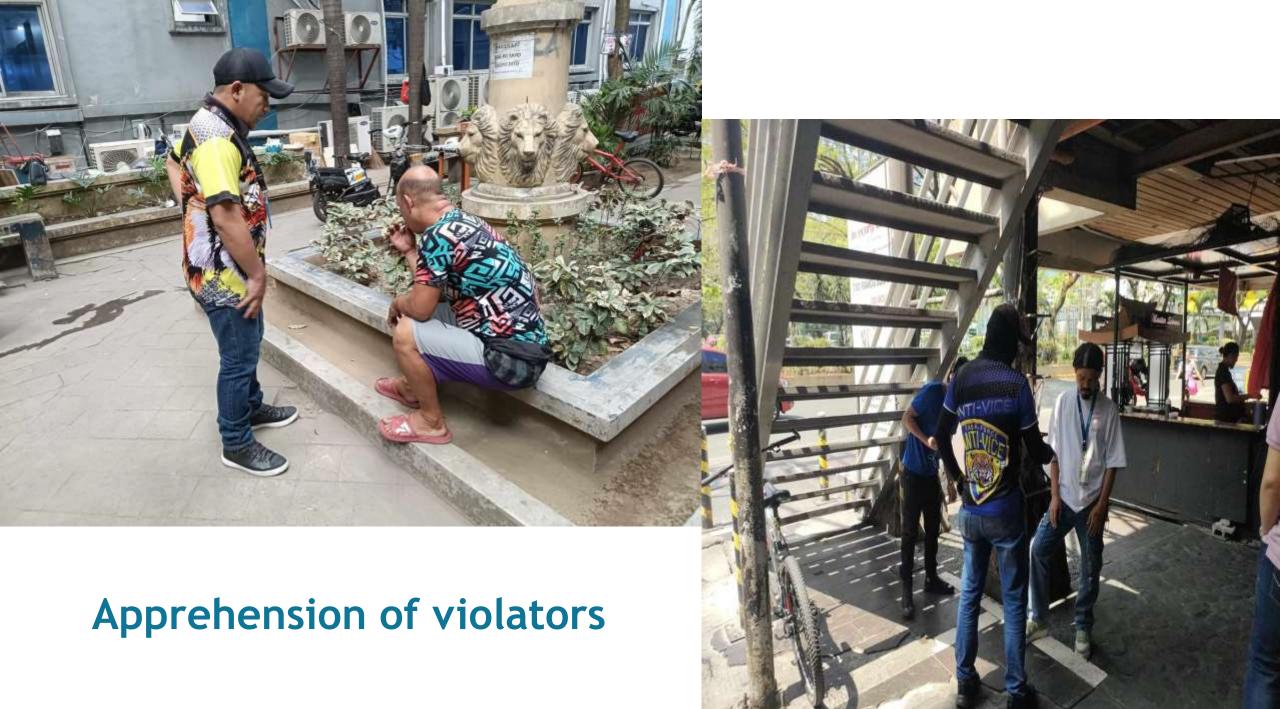
FOR A PERIOD NOT LESS THAN THREE (3) MONTHS BUT NOT MORE THAN SIX (6) MONTHS OR BOTH

AT THE DISCRETION OF THE COURT, SUSPENSION OR REVOCATION OF BUSINESS LICENSE OR PERMIT

(IN CASE OF A BUSINESS ENTITY OR ESTABLISHMENT). IF APPLICABLE.



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Violation of Section 6(a), (b), and Section 7.

FIRST OFFENSE	Two Thousand Pesos (P2,000.00)		
	Three Thousand Pesos (P3,000.00)		
THIRD AND SUBSEQUENT OFFENSES	Four Thousand Pesos (P4,000.00)		

 Violation of Section 6(c) to (ff), Sales/Access Restriction and Advertising Promotions Ban.

FIRST OFFENSE	Three Thousand Pesos (P3,000.00.)		
SECOND OFFENSE	Four Thousand Pesos (P4,000.00)		
THIRD AND SUBSEQUENT OFFENSES	Five Thousand Pesos (P5,000.00)		

- C. Violation of Section 6(y). Sponsorship/Contribution/Partnership with the Tobacco involving Industry Government Officials/Personnel. Violators shall be proceeded as prescribed by Republic Act No. 3019, Republic Act No. 6714, Revised Penal Code (1932), and/or the CSC-DOH Joint Memorandum Circular 2010-01.
- SECTION 10. SMOKING AND VAPING CESSATION PROGRAM. Smokers who are willing to quit and/or those found violating this Ordinance may be referred to the Smoking and Vaping Cessation program and its facilities in accordance with Ordinance No. 640, S-2016.

CITY ORDINANCE #671, S-2017 / #730, S-2019 (OMNIBUS SMOKING BAN)

	Apprehended	PAID	Community Service	Filed	Prescribed
Jan 2023	505	222	0	305	0
Feb 2023	504	265	1	249	0
Mar 2023	804	354	5	509	58
Apr 2023	630	242	0	458	20
May 2023	746	340	4	533	4
Jun 2023	784	339	0	409	7
Jul 2023	718	268	6	575	3
Aug 2023	497	270	0	350	2
Sept 2023	703	318	0	451	0
TOTAL	5891	2618	16	3839	94

	Apprehended	Paid	Filed
January 1- June 30, 2024	4,180	2647	1278









SANGGUNIANG PANLUNGSOD CITY OF MANDALUYONG



ORDINANCE NO. 944, S-2023



SANGGUNIANG PANLUNGSOD CITY OF MANDALUYONG



ORDINANCE NO. 944, S-2023

AN ORDINANCE REGULATING THE USE, SALE, DISTRIBUTION, AND ADVERTISEMENT OF CIGARETTES, E-CIGARETTES, VAPE, AND OTHER TOBACCO PRODUCTS IN ALL PLACES, IMPOSING PENALTIES FOR VIOLATIONS THEREOF AND PROVIDING FUNDS THERETO, AND OTHER PURPOSES

WHEREAS, the Philippines signed and ratified the Convention on the Rights of the Child (CRC) recognizing children as persons with Rights and Entitlements. Article 4 of the CRC mandates that "States Parties shall undertake all appropriate legislative, administrative, and other measures for the implementation of the rights recognized in the present Convention. With regard to economic, social and cultural rights, States Parties shall undertake such measures to the maximum extent of their available resources and, where needed, within the framework of international cooperation:"

WHEREAS, the Local Government Code of 1991 (Republic Act No. 7160) accords every local government unit power and authority to promote the general welfare within its territorial jurisdiction, including the promotion of health and safety of its constituents;

WHEREAS, the Philippine Clear Air Act of 1999 (Republic Act No. 8749) declares the right of every citizen to breathe clean air, prohibits smoking inside enclosed public places including public vehicles and other means of transport, and directs local government units to implement this provision;

WHEREAS, the Tobacco Regulation Act of 2003 (Republic Act No. 9211) prohibits smoking in certain public places whether enclosed or outdoors in certain places; prohibits the purchase and sale of cigarettes and other tobacco products to and by minors and in certain places frequented by minors; imposes bans and restrictions on advertising, promotion, and sponsorship activities of tobacco companies; and directs local government units to implement these provisions;

Examples of stickers Distributed to Public Utility Vehicles

















Policy Compliance Study University of the Philippines 2019

Rating Scale

Very Poor 1-20%

Poor 21-35% Satistactor 36-70% Very Satisfactory 71-85%

Excellent 86-100%







GENERAL PROVISIONS	COMPLIANCE PER OBSERVATION VENUE Savayan Terminal School (within 100m vicinity)			AVERAGE COMPLIANCE
Advertising and Promotions	97.2%	100.0%	100.0%	99.1%
Enforcement	60.9%	44.5%	49.8%	51.7%
Selling	17.1%	67.5%	97.1%	60.6%
Smoking Behavior	31.4%	51.5%	97.1%	60.0%

Policy Compliance Study Rizal Technological University, Mandaluyong City 2023

Response Criteria
Complied
Moderately Complied
Partially Complied
Not Complied











Smoking Areas	2.23	Partially Complied
Smoking Regulations	2.96	Moderately Complied
Vaping Regulations	2.17	Partially Complied
TAPS	3.13	Moderately Complied
Regulations on Point-of-Sales	2.75	Moderately Complied







THANK YOU!

Advancing Law Implementation Related to TAPS in Bangladesh

Shagufta Sultana AID Foundation



Intervention

- A customized mobile application was developed and used for digital survey, repeat monitoring, and reporting of TAPS from 2023-24.
- Trained 518 local government officials in 25 divisional & districts workshops
- Additionally, 584 officials were oriented from the LG Ministry, local government officials, municipal association of Bangladesh, MAHC
- Sensitized Central Monitoring Committee of Local Government Division and officials of Ministry of Local Government









Survey Data Collection

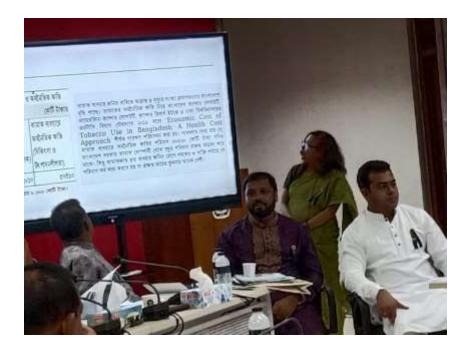


Public Notice for Tobacco Vendor Licensing



Orientation Program

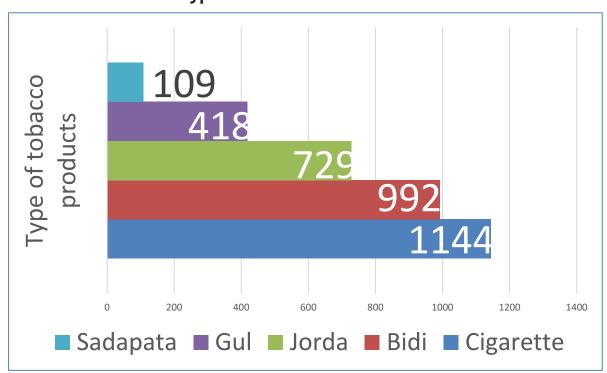




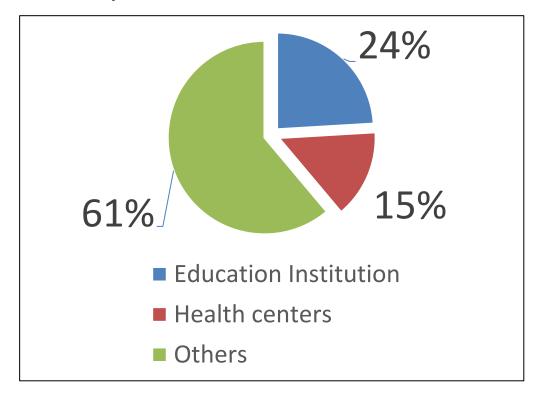


Results

Type of Tobacco Products



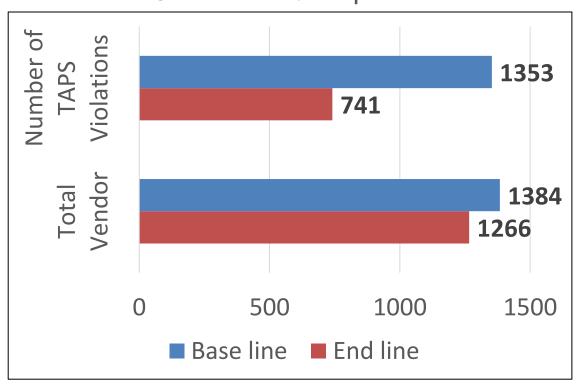
PoS prohibited area. N: 1384



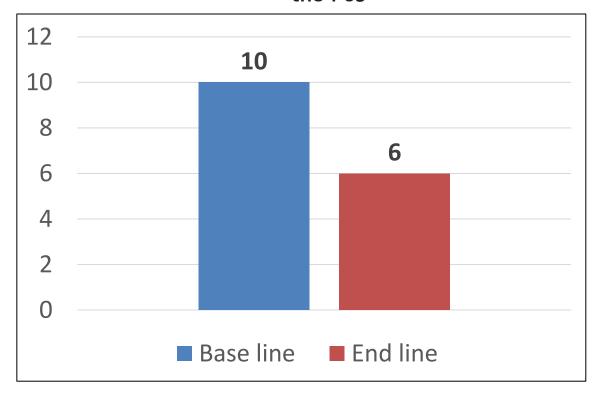


Results

Tobacco vendors and TAPS violation Situation in 5 Municipalities



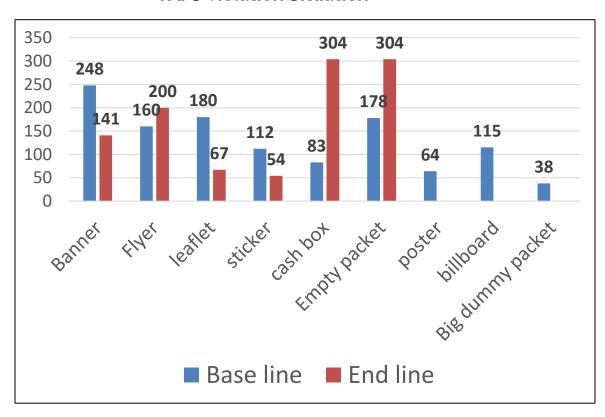
Type of Tobacco Advertisements in the PoS



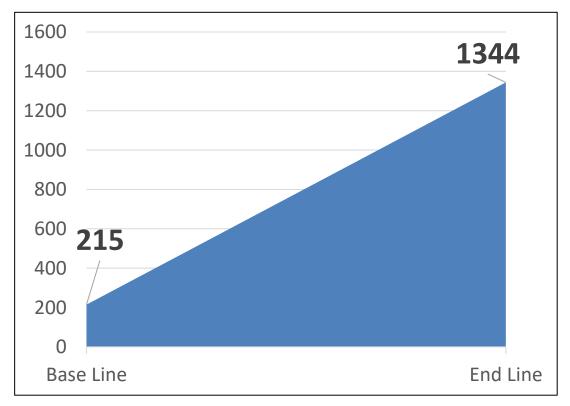


Results

TAPS violation Situation



After Intervention Vendor Licensing situation





Success

- Based on the 1,353 violations reported in five municipalities, 59 enforcement drives were conducted. BDT 1,496,350 ≈ USD 13,600 fine imposed.
- Based on the baseline report, for the first time in Bangladesh, the court sentenced one month imprisonment to the two violators
- National Tobacco Control Cell (NTCC) initiated a process to develop online monitoring system
- Ministry of Local Government was adopted and circulated a monitoring format to all LGI's along with directive letter for quarterly basis update





Mobile Court





Challenges

- Developing and maintaining mobile applications is cost-effective. However, it's cumbersome for civil society organizations.
- A comprehensive plan and effort for monitoring; training and enforcement is a must for law enforcement. Standalone interventions are not effective.



Thank you



Tobacco Control Law Enforcement in the City of Monohordi, Bangladesh

Aminur Rashid Sujan Mayor, Monohordi Municipality Bangladesh

Law enforcement Initiatives of TC Law at Monohordi City

- Our office premises (Municipality office) is tobacco free. I declared my office is prohibited for tobacco use.
- I stuck 'No Smoking' signage along with the TC Law message in the schools, collages and all other public places to ensure TC Law implementation
- I installed number of Billboards with the TC Law messages in many places of my city
- We are now involve in the Task Force Committee. So, we can discuss tobacco control situation with the local administration and can decide our next step



Law enforcement Initiatives of TC Law at Monohordi City



- To make young generation free from tobacco use, I have arrange Football matches, Cycle rallies and other different games competitions time to time.
- I always try to involve young people in different social works, so that they can be busy with good works and not involve in criminal activities.
- To monitor TC situation me and my colleagues visit the market area and other public places in every two weeks

Initiatives for TAPS violation removal and Local Government Tobacco Control Guideline implementation



- As per LG TC Guideline we allocated separate budget for tobacco control activities
- We uploaded the guideline at our own municipal website.
- A comprehensive list was made of all tobacco vendors of the city through a digital survey and the information is stored digitally for further use
- Basis on the digital report Tobacco advertisements and promotional leaflets, posters, empty packets (show in the front side of the shop) price lists etc. were removed with the help of the local administration (Magistrate)
- Tobacco selling within hundred meters of educational institutions, health centers and children parks were stopped by using vendor licensing

Initiatives for TAPS violation removal and Local Government Tobacco Control Guideline implementation

- I have started separate tobacco vendor licensing as per our list made from the digital survey.
- The license is must for every tobacco vendor.
- During providing the license we put some clause which are focused on TC law
- In the license one of the important clauses is vendor can not sell tobacco products with 100 meters of educational institutions, health centers and children parks.
- We are sharing our updates with the Ministry of Local Government in a quarterly basis





Thank you