
Additional Questions on the Use of Implementation Guidelines by the Parties

Survey response 1

submitdate. Date submitted
2018-03-31 17:15:09
firstname. First name
Laura
lastname. Last name
Montejo
email. Email address
laura.montejo@cancilleria.gov.co
attribute_1. Country
Colombia
attribute_2. Language
es

Origin of the report

Origin1. Name of contracting Party: {TOKEN:ATTRIBUTE_1}
Origin2. Information on national contact responsible for preparation of the report:
Origin2a. Title
Dr
Origin2a[other]. Title [Other]
Origin2b. Family name
OSORIO SALDARRIAGA
Origin2c. First name
ELKIN DE JESÚS
Origin2d. Full name of institution
Ministerio de Salud y Protección Social
Origin2e[A122]. Mailing address [Mailing address 1]
Carrera 13 No. 32-76
Origin2e[A123]. Mailing address [Mailing address 2]
Origin2e[A124]. Mailing address [Post code]
Origin2e[A125]. Mailing address [Post box]

Origin2e[A126]. Mailing address [City]
Origin2f. Country
Colombia
Origin2g. E-mail
eosorio@minsalud.gov.co
Origin2h. Alternative email address
Origin2i. Telephone number
57 1 3305000
Origin2j. Fax number
57 1 3305050
Origin2k. Web page
https://www.minsalud.gov.co/
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A. Article 5.3

A1. A1 Have you informed and educated all branches of government about the need to protect tobacco control policies from commercial and other vested interests of the tobacco industry and about the strategies and tactics used by the tobacco industry to interfere with such policies? (Recommendation 1 under the Guidelines)
Other
A2. A2 Have you established measures to ensure that government bodies and persons working for these bodies interact with the tobacco industry only when and to the extent strictly necessary to enable them to effectively regulate the tobacco industry and tobacco products? (Recommendation 2 under the Guidelines)
No
A3. A3 Have you had, in the past two years, any interaction with the tobacco industry to enable effective regulation of the tobacco industry and tobacco products? (Recommendations 2.1 and 2.2 under the Guidelines)
Yes
A3p1. A3.1 If yes, please indicate whether you ensured transparency of the interactions which occurred (e.g. Were they conducted in public, for example through public hearings? Was there public notice of interactions? Was there disclosure of the records of such interactions to the public?).
Yes

A3p2. A3.2 Please provide details, as appropriate.

Se cuenta con un resumen de política basado en la evidencia, el cual contiene las opciones para proteger las políticas, de manera eficaz, de la interferencia de la industria. No obstante, aún falta desarrollar directrices nacionales y territoriales más claras para regular la interacción entre el gobierno y dicha industria.

A pesar de esto, en cualquier evento, foro, seminario, etcétera, en el que se aborden los temas de control de tabaco, siempre se hace mención explícita de la obligación de proteger las políticas de la interferencia de la industria. De hecho, el Ministerio de Salud en cualquier proceso de contratación o de construcción de políticas, exige una declaración de conflictos de interés. De igual manera, el Ministerio de Salud ha hecho capacitaciones con otros sectores (como la Policía Fiscal y Aduanera), sobre cómo evitar la interferencia de la industria y cómo generar condiciones de transparencia en las interacciones que son estrictamente necesarias.

En efecto, cuando por asuntos técnicos debe existir algún tipo de interacción, el Ministerio adopta las siguientes medidas: 1) definición de agenda de reunión; 2) lista de asistentes; 3) participación de un tercero que sea veedor de la reunión (en los casos en los que amerita); 4) acta de reunión.

A4. A4 Have you entered into any partnerships or non-binding or non-enforceable agreements as well as any voluntary arrangement with the tobacco industry or any entity or person working to further its interests? (Recommendation 3.1 under the Guidelines)

Yes

A4p1. A4.1 Please provide details, as appropriate.

La Federación Nacional de Departamentos, es una entidad pública de segundo grado, sin ánimo de lucro, con personería jurídica, autonomía administrativa y patrimonio independiente. Cuenta, en su organigrama, con una dependencia denominada "Acuerdo Phillip Morris", que se deriva de un Contrato para el desarrollo de una Plataforma centralizada de información de impuesto al consumo. Esto, considerando que en el año 2009, se firmó el Acuerdo de Inversión y Cooperación entre la República de Colombia, los 32 Departamentos y Bogotá Distrito Capital, y Philip Morris Colombia S.A., cuyo objeto es financiar programas para mejorar la calidad de la semilla del tabaco y las técnicas de cultivo, garantizar un mercado para cantidades sustanciales de tabaco cultivado localmente, crear y operar un laboratorio del tabaco, financiar foros internacionales que promuevan la inversión y la generación de empleo, y proporcionar fondos equiparados para programas de sustitución de cultivos, incluyendo aquellos para fomentar el cultivo del tabaco y cooperación para combatir los cigarrillos ilegales.

Ver: <http://www.fnd.org.co/fnd/la-federacion/organigrama>
<http://www.fnd.org.co/fnd/2015-03-25-22-26-43/anticontrabando>

Por su parte, el Gobierno Nacional realiza eventos culturales y artísticos con el apoyo de la Fundación de la British American Tobacco. Ver: <https://www.fundacionbat.com.co/>

También se tiene conocimiento de diversas investigaciones que están siendo financiadas por la Industria, en los campos de comercio ilícito de productos de tabaco y de nuevos productos, como los Sistemas Electrónicos de Administración de Nicotina. De hecho, se han organizado foros con universidad y grupos de investigación, abordando los SEAN, como productos de "reducción del daño"

A5. A5 Are you aware of any youth, public education or other initiatives related to tobacco control organized or promoted by the tobacco industry in your jurisdiction? (Recommendation 3.2 under the Guidelines)

Other

A5p1. A5.1 Please provide details, as appropriate.

No se tiene información suficiente para saber con precisión la actuación de la industria en este aspecto.

A6. A6 Are you aware of any offer for assistance or proposed tobacco control legislation or policy drafted by or in collaboration with the tobacco industry?

Other

A6p1. A6.1 Please provide details, as appropriate.

No se tiene información suficiente para saber con precisión la actuación de la industria en este aspecto.

A7. A7 Have you formulated, adopted and implemented a code of conduct for public officials, prescribing the standards with which they should comply in their dealings with the tobacco industry?

No

A7p1. A7.1 If yes, please provide a copy of the text.

A7p1[filecount]. filecount - A7.1 If yes, please provide a copy of the text.

A8. A8 Do you require government officials to declare and divest themselves of direct interests in the tobacco industry? (Recommendation 4.6 under the Guidelines)

Other

A8p1. A8.1 Please provide details, as appropriate.

El Ministerio de Salud y Protección Social, en cualquier proceso de contratación o de construcción de políticas, lineamientos, documentos, etcétera, exige una declaración de conflictos de interés.

A9. A9 Have you implemented any policy to prevent any person employed by the tobacco industry or any entity working to further its interests from being a member of any government body, committee or advisory group that sets or implements tobacco control or public health policy? (Recommendation 4.8 under the Guidelines)

No

A9p1. A9.1 Please provide details, as appropriate.

A10[A10p1]. A10 Do you prevent nomination of any person employed by the tobacco industry or any entity working to further its interests to serve on delegations to (Recommendation 4.9 under the Guidelines): [A10.1 - meetings of the Conference of the Parties?]

Yes

A10[A10p2]. A10 Do you prevent nomination of any person employed by the tobacco industry or any entity working to further its interests to serve on delegations to (Recommendation 4.9 under the Guidelines): [A10.2 - meetings of the subsidiary bodies of the Conference of the Parties?]

Yes

A10[A10p3]. A10 Do you prevent nomination of any person employed by the tobacco industry or any entity working to further its interests to serve on delegations to (Recommendation 4.9 under the Guidelines): [A10.3 - meetings of any other bodies established pursuant to decisions of the Conference of the Parties?]

Yes

A10p4. A10.4 Please provide details, as appropriate.

La participación en escenarios internacionales sólo la realizan los funcionarios públicos de las entidades, los cuales están regulados por la normatividad sobre transparencia y anti corrupción.

A11. A11 Do you prohibit contributions from the tobacco industry or any entity working to further its interests to political parties, candidates or campaigns? (Recommendation 4.11 under the Guidelines)

Other

A11p1. A11.1 Please provide details, as appropriate.

No se tiene información suficiente para saber con precisión la actuación de la industria en este aspecto.

A12[A12p1]. A12 Do you require the tobacco industry to periodically submit information on (Recommendation 5.2 under the Guidelines): [A12.1 - tobacco production and manufacture?]

Yes

A12[A12p2]. A12 Do you require the tobacco industry to periodically submit information on (Recommendation 5.2 under the Guidelines): [A12.2 - market share?]

Yes

A12[A12p3]. A12 Do you require the tobacco industry to periodically submit information on (Recommendation 5.2 under the Guidelines): [A12.3 - marketing expenditures?]

No

A12[A12p4]. A12 Do you require the tobacco industry to periodically submit information on (Recommendation 5.2 under the Guidelines): [A12.4 - revenues?]

Yes

A12[A12p5]. A12 Do you require the tobacco industry to periodically submit information on (Recommendation 5.2 under the Guidelines): [A12.5 - lobbying?]

No

A12[A12p6]. A12 Do you require the tobacco industry to periodically submit information on (Recommendation 5.2 under the Guidelines): [A12.6 - philanthropy?]
No
A12[A12p7]. A12 Do you require the tobacco industry to periodically submit information on (Recommendation 5.2 under the Guidelines): [A12.7 - political contributions?]
No
A12[A12p8]. A12 Do you require the tobacco industry to periodically submit information on (Recommendation 5.2 under the Guidelines): [A12.8 Any other activities not prohibited or not yet prohibited under Article 13 of the Convention?]
No
A12p9. A12.9 Please provide details, as appropriate.
La industria provee información sobre el mercado de sus productos, dentro de la información rutinaria que se exige a las industrias legales que operan en el país.
A13[A12p1]. A13 Do you require the disclosure of registration of (Recommendation 5.3 under the Guidelines): [A13.1 - tobacco industry entities?]
No
A13[A12p2]. A13 Do you require the disclosure of registration of (Recommendation 5.3 under the Guidelines): [A13.2 - organizations affiliated to the tobacco industry?]
No
A13[A12p3]. A13 Do you require the disclosure of registration of (Recommendation 5.3 under the Guidelines): [A13.3 - individuals acting on behalf of the tobacco industry, including lobbyists?]
No
A13p4. A13.4 Please provide details, as appropriate.
A14. A14 Do you grant any incentives, privileges, benefits or preferential tax exemptions to the tobacco industry to establish or run their business? (Recommendations 7.1 and 7.3 under the Guidelines)
Yes
A14p1. A14.1 Please provide details, as appropriate.
Recientemente, se conoció de una Resolución expedida por la Dirección de Impuestos y Aduanas Nacionales-DIAN (Resolución No. 002463 de 2016), en la que se hace una exención tributaria a los productos conocidos HEETS. Tanto el Ministerio de Hacienda como el Ministerio de Salud se pronunciaron en contra de esta Resolución, en tanto estos productos sí son productos de tabaco, y por tanto, deben estar sujetos a la estructura impositiva definida en la Ley 1819 de 2016.
A15. A15 Do you have any State-owned tobacco industry operating in your jurisdiction? (Recommendation 8 under the Guidelines)
No
A15p0[A15pn]. If yes, please indicate whether you ensured that: [A15.1 ... State-owned tobacco industry is treated in the same way as any other member of the tobacco industry in respect of setting and implementing tobacco control policy?]
A15p0[A15p2]. If yes, please indicate whether you ensured that: [A15.2 ... the setting and implementing of tobacco control policy are separated from overseeing and managing tobacco industry?]
A15p0[A15p3]. If yes, please indicate whether you ensured that: [A15.3 ... representatives of State-owned tobacco industry do not form part of delegations to meetings of the Conference of the Parties and its subsidiary bodies?]
A15p4. A15.4 Please provide details, as appropriate.

B. Article 8

B1[B1p1]. B1 To ensure support for and smooth implementation of your legislation covering protection from exposure to tobacco smoke, have you implemented (Section "Inform, consult and involve..." under the Guidelines): [B1.1 - awareness raising programmes among the public and opinion leaders about the risks of second-hand smoke exposure through ongoing information campaigns in the course of developing the legislation?]

Yes

B1[B1p2]. B1 To ensure support for and smooth implementation of your legislation covering protection from exposure to tobacco smoke, have you implemented (Section "Inform, consult and involve..." under the Guidelines): [B1.2 - consultations with affected businesses and other organizations and institutions in the course of developing the legislation?]

Other

B1[B1p3]. B1 To ensure support for and smooth implementation of your legislation covering protection from exposure to tobacco smoke, have you implemented (Section "Inform, consult and involve..." under the Guidelines): [B1.3 - an education campaign leading up to implementation of the law to provide information to the public and the affected stakeholders?]

Yes

B1p4. B1.4 Please provide details, as appropriate.

Todo acto administrativo se somete a consulta pública, en la que cualquier ciudadano puede opinar y enviar sus comentarios.

Cada año, con ocasión del Día Mundial Sin Tabaco, se realiza un campaña en medios masivos de comunicación y redes sociales, para abordar los temas de control de tabaco.

B2. B2 Does the legislation covering protection from exposure to tobacco smoke place responsibility for compliance on owners, managers or other persons in charge of affected premises? (Section "Enforcement" under the Guidelines)

Yes

B2p0[B2p1]. If yes, do the duties and responsibilities include the following: [B2.1 - posting of clear signs at entrances and other appropriate locations indicating that smoking is not permitted?]

Yes

B2p0[B2p2]. If yes, do the duties and responsibilities include the following: [B2.2 - removing ashtrays from the premises?]

Yes

B2p0[B2p3]. If yes, do the duties and responsibilities include the following: [B2.3 - supervising the observance of rules?]

Yes

B2p0[B2p4]. If yes, do the duties and responsibilities include the following: [B2.4 - taking reasonable specified steps to discourage individuals from smoking on the premises?]

Yes

B2p5. B2.5 Please provide details, as appropriate.

La Ley 1335 de 2009, y el Código Nacional de Policía y Convivencia (Ley 1801 de 2016) contemplan los requisitos a cumplir frente a la protección de los ambientes libres de humo de tabaco, y definen las sanciones por el incumplimiento.

B3. B3 Does the legislation on protection from exposure to tobacco smoke specify fines or other monetary penalties for violations? (Section "Enforcement" under the Guidelines)

Yes

B3p1. B3.1 If yes, do you consider these fines to be sufficiently large to deter violations?

Yes

B3p2. B3.2 Please provide details, as appropriate (e.g. the number of recorded violations and fines applied).

Como se mencionó en el Informe, se han impuesto multas por el incumplimiento de los Ambientes libres de humo de tabaco

B4. B4 Does the legislation on protection from exposure to tobacco smoke allow for administrative sanctions, such as the suspension of business licences, against businesses that defy the law repeatedly? (Section "Enforcement" under the Guidelines)

Yes

B4p1. B4.1 Please provide details, as appropriate.

Ley 1335 de 2009

Artículo 31. Sanciones por incumplimiento de las obligaciones de los propietarios, empleadores, representantes legales y administradores. Además de las medidas sanitarias, preventivas, de seguridad y de control para las que están facultadas las autoridades sanitarias y de policía, la violación de las prohibiciones y obligaciones de que tratan los artículos 19 y 20 de la presente ley por parte de los propietarios, empleadores, representantes legales y administradores será sancionada por el Alcalde respectivo con alguna o algunas de las siguientes sanciones:

1. Amonestación.
2. Multas sucesivas desde un (1) salario mínimo legal mensual vigente y hasta por una suma equivalente a cien (100) salarios mínimos legales mensuales vigentes.
3. Suspensión temporal o definitiva de la licencia sanitaria.

B5. B5 Does the legislation on protection from exposure to tobacco smoke specify that members of the public may initiate complaints and authorize any person or nongovernmental organization to initiate action to compel compliance with such measures? (Section "Enforcement" under the Guidelines)

Yes

B5p1. B5.1 Please provide details, as appropriate.

Ley 1335 de 2009

Artículo 18. Derechos de las personas no fumadoras. Constituyen derechos de las personas no fumadoras, entre otros, los siguientes:

1. Respirar aire puro libre de humo de tabaco y sus derivados.
2. Protestar cuando se enciendan cigarrillos, tabaco y sus derivados en sitios en donde su consumo se encuentre prohibido por la presente ley, así como exigir del propietario, representante legal, gerente, administrador o responsable a cualquier título del respectivo negocio o establecimiento, se conmine al o a los autores de tales conductas a suspender de inmediato el consumo de los mismos.
3. Acudir ante la autoridad competente en defensa de sus derechos como no fumadora y a exigir la protección de los mismos.
4. Exigir la publicidad masiva de los efectos nocivos y mortales que produce el tabaco y la exposición al humo del tabaco.
5. Informar a la autoridad competente el incumplimiento de lo previsto en la presente ley.

B6. B6 Does the legislation on protection from exposure to tobacco smoke include a toll-free telephone complaint hotline or a similar system to encourage the public to report violations? (Section "Enforcement" under the Guidelines)

Other

B6p1. B6.1 Please provide details, as appropriate.

Cualquier incumplimiento puede ser reportada ante las autoridades pertinentes. Existe la Línea 123 de Seguridad y emergencias en la que cualquier ciudadano puede reportar situaciones que requieran la intervención de la policía, como es el caso de la protección de los ambientes libres de humo de tabaco

C. Articles 9 and 10

C1. C1 Is there any laboratory in your jurisdiction able to perform measurements concerning the contents and emissions of tobacco products available on your market? (Sections 2.4 and 2.5 under the Guidelines)

No

C1p2. C1.2 If yes, please indicate whether the laboratory used for compliance purposes is governmental or independent laboratory that is not owned or controlled, directly or indirectly, by the tobacco industry?

C1p3. C1.3 If no, please indicate where, if any, such measurements are performed for the tobacco products available on your national market?

Ninguno

C1p4. C1.4 Please provide details, as appropriate.

C2. C2 Do you require that manufacturers and importers of tobacco products disclose to governmental authorities information on the ingredients used in the manufacture of their tobacco products? (Section 3.1.1 under the Guidelines)

Yes

C2p1[C2p1p1]. C2.1 If yes, is such disclosure required: [C2.1.1 - at specified intervals?]

Yes

C2p1[C2p1p2]. C2.1 If yes, is such disclosure required: [C2.1.2 - by product type?]

Other

C2p1[C2p1p3]. C2.1 If yes, is such disclosure required: [C2.1.3 - for each brand within a brand family?]

No

C2p1[C2p1p4]. C2.1 If yes, is such disclosure required: [C2.1.4 - on the quantities thereof per unit of each tobacco?]

No

C2p1[C2p1p5]. C2.1 If yes, is such disclosure required: [C2.1.5 - on the ingredients present in the product's components (e.g. filter, papers, glue)?]

No

C2p1[C2p1p6]. C2.1 If yes, is such disclosure required: [C2.1.6 - on type(s) of tobacco leaves used (e.g. Virginia, Burley, Oriental)?]

No

C2p1[C2p1p7]. C2.1 If yes, is such disclosure required: [C2.1.7 - on percentage of reconstituted tobacco used?]

No

C2p1[C2p1p8]. C2.1 If yes, is such disclosure required: [C2.1.8 - on percentage of expanded tobacco used?]

No

C2p2. C2.2 Do you require that manufacturers and importers notify governmental authorities of any changes to tobacco product ingredients when or before the change is made?

No

C2p3. C2.3 Do you require that manufacturers disclose the name, address and other contact information of each ingredient's supplier?

No

C2p4. C2.4 Please provide details, as appropriate.

Ley 1335 de 2009

Artículo 22. Suministro de Información al Gobierno. Los fabricantes e importadores de cigarrillos deberán presentar anualmente, cuando el Ministerio de la Protección Social lo solicite y en la forma que este reglamento, un informe sobre:

a) Los ingredientes agregados al tabaco.

b) Niveles de componentes de humo que corresponden a niveles de alquitrán, nicotina y monóxido.

Por constituir secreto industrial, toda esta información se tratará con carácter confidencial y de absoluta reserva. Este artículo rige un año después de la fecha de su publicación.

C3[C3p1]. C3 Do you regulate, by prohibiting or restricting, the following ingredients in tobacco products (Section 3.1.2 under the Guidelines): [C3.1 - ingredients that may be used to increase palatability in tobacco products (e.g. sugars, sweeteners)?]

No

C3[C3p2]. C3 Do you regulate, by prohibiting or restricting, the following ingredients in tobacco products (Section 3.1.2 under the Guidelines): [C3.2 - flavouring substances (e.g. benzaldehyde, maltol, menthol and vanillin) or spices and herbs to improve palatability (e.g. cinnamon, ginger and mint)?]

No

C3[C3p3]. C3 Do you regulate, by prohibiting or restricting, the following ingredients in tobacco products (Section 3.1.2 under the Guidelines): [C3.3 - ingredients that have colouring properties (e.g. inks, pigments)?]

No

C3[C3p4]. C3 Do you regulate, by prohibiting or restricting, the following ingredients in tobacco products (Section 3.1.2 under the Guidelines): [C3.4 - ingredients used to create the impression that products have health benefits (e.g. vitamins, fruits and vegetables, amino acids, essential fatty acids)?]

No

C3[C3p5]. C3 Do you regulate, by prohibiting or restricting, the following ingredients in tobacco products (Section 3.1.2 under the Guidelines): [C3.5 - ingredients associated with energy and vitality (e.g. caffeine, taurine)?]

No

C3p6. C3.6 Please provide details, as appropriate.

C4. C4 Do you require that cigarettes commercialized on your market comply with reduced ignition propensity standards? (Section 3.3.2.1 under the Guidelines)

No

C4p1. C4.1 Please provide details, as appropriate.

C5[C5p1]. C5 Do you require the disclosure, to governmental authorities, by manufacturers and importers of tobacco products of the following information (Section 3.4 under the Guidelines): [C5.1 - product characteristics, such as design features?]

No

C5[C5p2]. C5 Do you require the disclosure, to governmental authorities, by manufacturers and importers of tobacco products of the following information (Section 3.4 under the Guidelines): [C5.2 - reports of laboratory tests for the measurement of a particular design feature?]

No

C5[C5p3]. C5 Do you require the disclosure, to governmental authorities, by manufacturers and importers of tobacco products of the following information (Section 3.4 under the Guidelines): [C5.3 - general company information, including the name, street address and contact information of the principal place of business and of each manufacturing and importing facility?]

No

C5[C5p4]. C5 Do you require the disclosure, to governmental authorities, by manufacturers and importers of tobacco products of the following information (Section 3.4 under the Guidelines): [C5.4 - for each brand within a brand family, sales volume information in units (e.g. number of cigarettes or cigars, or weight of roll-your-own tobacco)]

No

C5p5. C5.5 Please provide details, as appropriate.

C6[C6p1]. C6 In relation to the enforcement of measures under Articles 9 and 10 of the Convention (Section 4 under the Guidelines): [C6.1 Does your legislation stipulate the authority or authorities responsible for enforcement?]

Yes

C6[C6p2]. C6 In relation to the enforcement of measures under Articles 9 and 10 of the Convention (Section 4 under the Guidelines): [C6.2 If yes, does the infrastructure necessary for compliance monitoring and enforcement activities exist within the authority or authorities?]

No

C6[C6p3]. C6 In relation to the enforcement of measures under Articles 9 and 10 of the Convention (Section 4 under the Guidelines): [C6.3 Do you use inspectors or enforcement agents to conduct regular visits to manufacturing and importing facilities, as well as points of sale, to ensure compliance?]

No

C6[C6p4]. C6 In relation to the enforcement of measures under Articles 9 and 10 of the Convention (Section 4 under the Guidelines): [C6.4 Have you specified a deadline following which the tobacco industry and retailers must only supply tobacco products that comply with relevant requirements?]

No

C6[C6p5]. C6 In relation to the enforcement of measures under Articles 9 and 10 of the Convention (Section 4 under the Guidelines): [C6.5 Have you specified a deadline following which the tobacco industry and retailers must only supply cigarettes that comply with the required RIP standard?]

No

C6[C6p6]. C6 In relation to the enforcement of measures under Articles 9 and 10 of the Convention (Section 4 under the Guidelines): [C6.6 Do you conduct visits at manufacturers' facilities to verify whether any prohibited or restricted ingredient is being used?]

No

C6[C6p7]. C6 In relation to the enforcement of measures under Articles 9 and 10 of the Convention (Section 4 under the Guidelines): [C6.7 In order to deter non-compliance with the relevant law, have you specified appropriate sanctions, such as criminal sanctions, monetary amounts, corrective actions, and the suspension, limitation or cancellation of business and import licences?]

Yes

C6[C6p8]. C6 In relation to the enforcement of measures under Articles 9 and 10 of the Convention (Section 4 under the Guidelines): [C6.8 Do you ensure that non-compliant tobacco products are seized, forfeited and destroyed under supervision, in accordance with the national law?]

No

C6[C6p9]. C6 In relation to the enforcement of measures under Articles 9 and 10 of the Convention (Section 4 under the Guidelines): [C6.9 Do you specify a range of fines or other penalties commensurate with the severity of the violation?]

No

C6p10. C6.10 Please provide details, as appropriate.

C7[C7p1]. C7 Do you use a sampling strategy to perform verification of tobacco products (Section 4.6 under the Guidelines): [C7.1 - for the presence of prohibited or restricted ingredients?]

No

C7[C7p2]. C7 Do you use a sampling strategy to perform verification of tobacco products (Section 4.6 under the Guidelines): [C7.2 - to ascertain whether they comply with the required RIP performance standard?]

No

C8[C8p1]. C8 Do you use or have you considered using the following means of financing tobacco product regulation measures, by placing their costs on the tobacco industry and retailers (Section 2.3 and Appendix 1 under the Guidelines): [C8.1 - tobacco product registration fees?]

No

C8[C8p2]. C8 Do you use or have you considered using the following means of financing tobacco product regulation measures, by placing their costs on the tobacco industry and retailers (Section 2.3 and Appendix 1 under the Guidelines): [C8.2 - designated tobacco taxes?]

No

C8[C8p3]. C8 Do you use or have you considered using the following means of financing tobacco product regulation measures, by placing their costs on the tobacco industry and retailers (Section 2.3 and Appendix 1 under the Guidelines): [C8.3 - tobacco manufacturing and/or importing licensing fees?]

No

C8[C8p4]. C8 Do you use or have you considered using the following means of financing tobacco product regulation measures, by placing their costs on the tobacco industry and retailers (Section 2.3 and Appendix 1 under the Guidelines): [C8.4 - tobacco selling licences for distributors and retailers?]

No

C8[C8p5]. C8 Do you use or have you considered using the following means of financing tobacco product regulation measures, by placing their costs on the tobacco industry and retailers (Section 2.3 and Appendix 1 under the Guidelines): [C8.5 - non-compliance fees levied on the tobacco industry and retailers, such as administrative monetary penalties?]

No

C8[C8p6]. C8 Do you use or have you considered using the following means of financing tobacco product regulation measures, by placing their costs on the tobacco industry and retailers (Section 2.3 and Appendix 1 under the Guidelines): [C8.6 - annual tobacco surveillance/control fees for the tobacco industry and retailers?]

No

C8p7. C8.7 Please provide details, as appropriate.

D. Article 11

D1. D1 Does your legislation require health warnings to be positioned on both front and back of each package, rather than just one side? (Section "Location" under the Guidelines)

Yes

D1p1. D1.1 Please provide details, as appropriate.

Ley 1335 de 2009

Artículo 13. Empaquetado y etiquetado. El empaquetado y etiquetado de productos de tabaco o sus derivados no podrán a) ser dirigidos a menores de edad o ser especialmente atractivos para estos; b) sugerir que fumar contribuye al éxito atlético o deportivo, la popularidad, al éxito profesional o al éxito sexual; c) contener publicidad falsa o engañosa recurriendo a expresiones tales como cigarrillos "suaves", "ligeros", "light", "Mild", o "bajo en alquitrán, nicotina y monóxido de carbono".

Parágrafo 1°. En todos los productos de cigarrillo, tabaco y sus derivados, se deberá expresar clara e inequívocamente, en la imagen o en el texto, según sea el caso y de manera rotativa y concurrente frases de advertencia y pictogramas, cuya rotación se hará como mínimo anualmente, según la reglamentación que expida el Ministerio de la Protección Social.

En los empaques de productos de tabaco comercializados en el país, dichas frases de advertencia y pictogramas deberán aparecer en las superficies de cada una de las dos (2) caras principales, ocupando el 30% del área de cada cara; el texto será en castellano en un recuadro de fondo blanco y borde negro con tipo de letra Helvética 14 puntos en Negro, que será ubicado paralelamente en la parte inferior del empaque.

D2. D2 Does your legislation require health warnings to be positioned at the top of the principal display areas rather than at the bottom? (Section "Location" under the Guidelines)

No

D2p1. D2.1 Please provide details, as appropriate.

Artículo 13. Empaquetado y etiquetado. El empaquetado y etiquetado de productos de tabaco o sus derivados no podrán a) ser dirigidos a menores de edad o ser especialmente atractivos para estos; b) sugerir que fumar contribuye al éxito atlético o deportivo, la popularidad, al éxito profesional o al éxito sexual; c) contener publicidad falsa o engañosa recurriendo a expresiones tales como cigarrillos "suaves", "ligeros", "light", "Mild", o "bajo en alquitrán, nicotina y monóxido de carbono".

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D3. D3 Does your legislation require the frame of the health warning to be excluded from the size of the warning itself? (Section "Size" under the Guidelines)

No

D3p1. D3.1 Please provide details, as appropriate.
Resolución 3961 de 2009 - Reglamenta el artículo 13 de la Ley 1335 de 2009
<p>Artículo 4°. Características de las frases de advertencia y de los pictogramas. En los empaques de productos de tabaco y sus derivados que se comercialicen en el país, las frases de advertencia y pictogramas deben aparecer en las superficies de cada una de las dos (2) caras principales, ocupando el 30% del área de cada cara. El texto será en castellano en un recuadro de fondo blanco y borde negro, con tipo de letra Helvética 14 puntos en Negro, que será ubicado paralelamente en la parte inferior del empaque. El borde deberá medir 2 milímetros.</p> <p>Parágrafo 1°. En las cajetillas y cartones de cigarrillos y los empaques de todos los demás productos de tabaco y sus derivados comercializados en el país, las advertencias sanitarias deben ser visibles en todo momento. Las frases de advertencia y los pictogramas no deben quedar obstruidos por otras marcas, envolturas, timbres fiscales o cualquier aviso exigido u opcional en el empaquetado o etiquetado, ni por prospectos comerciales interiores o exteriores. En ningún caso, las advertencias podrán ser disimuladas, veladas o susceptibles de ser separadas.</p> <p>Cuando las pacas de cigarrillos estén expuestas al consumidor deben cumplir con las frases de advertencia y los pictogramas aquí señalados.</p>
D4[D4p1]. D4 Does your legislation require rotation of warnings to be implemented by (Section "Rotation" under the Guidelines): [D4.1 - having multiple health warnings and messages appearing concurrently?]
Yes
D4[D4p2]. D4 Does your legislation require rotation of warnings to be implemented by (Section "Rotation" under the Guidelines): [D4.2 - setting a date after which the health warning and message content will change, such as a new set of warnings after 12-36 months?]
Yes
D4p3. D4.3 Please provide details, as appropriate.
Ley 1335 de 2009- Artículo 13 Resolución 3961 de 2009
D4p4. D4.4 If none of the above two methods described in D4.1 and D4.2 are applied, please describe how rotation takes place.
D5[D5p1]. D5 Do your health warnings address the following issues (Sections "Message content" and "Targeting population subgroups" under the Guidelines): [D5.1 - harmful health effects of tobacco use?]
Yes
D5[D5p2]. D5 Do your health warnings address the following issues (Sections "Message content" and "Targeting population subgroups" under the Guidelines): [D5.2 - impact of exposure to tobacco smoke?]
Yes
D5[D5p3]. D5 Do your health warnings address the following issues (Sections "Message content" and "Targeting population subgroups" under the Guidelines): [D5.3 - advice on cessation?]
No
D5[D5p4]. D5 Do your health warnings address the following issues (Sections "Message content" and "Targeting population subgroups" under the Guidelines): [D5.4 - the addictive nature of tobacco?]
Yes
D5[D5p5]. D5 Do your health warnings address the following issues (Sections "Message content" and "Targeting population subgroups" under the Guidelines): [D5.5 - adverse economic and social outcomes? (for example, annual cost of purchasing tobacco products)?]
No
D5[D5p6]. D5 Do your health warnings address the following issues (Sections "Message content" and "Targeting population subgroups" under the Guidelines): [D5.6 - the impact of tobacco use on others? (premature illness of one's father due to smoking, for example, or death of a loved one due to exposure to tobacco smoke)]
Yes
D5[D5p7]. D5 Do your health warnings address the following issues (Sections "Message content" and "Targeting population subgroups" under the Guidelines): [D5.7 - tobacco industry practices?]
No
D5[D5p8]. D5 Do your health warnings address the following issues (Sections "Message content" and "Targeting population subgroups" under the Guidelines): [D5.8 - target population subgroups, such as youth?]
Yes

D5p9. D5.9 Please provide details, as appropriate.
Ver : https://www.minsalud.gov.co/sites/rid/paginas/freesearchresults.aspx?k=advertencias%20sanitarias&ss=Todos
D6. D6 Does your legislation ban the display of quantitative information on tobacco product packaging and labelling about tobacco constituents and emissions (such as tar, nicotine and carbon monoxide yields), including when used as part of a brand name or trademark? (Section "Constituents and emissions" under the Guidelines)
Yes
D6p1. D6.1 Please provide details, as appropriate.
Resolución 3961 de 2009
D7. D7 Do you conduct pre-market testing of health warnings and messages that are planned to be placed on tobacco product packaging? (Section "Pre-marketing testing" under the Guidelines)
Yes
D7p1. D7.1 Please provide details, as appropriate.
El procedimiento de advertencias, contempla metodología cualitativa y cuantitativa para el diseño y evaluación de las advertencias sanitarias en Colombia.
Ver: https://www.minsalud.gov.co/Paginas/Nuevas-advertencias-sanitarias-contra-el-tabaco.aspx
D8. D8 Does your legislation prevent the display of expiry dates on tobacco packaging? (Section "Preventing packaging and labelling that is misleading or deceptive" under the Guidelines)
Yes
D8p1. D8.1 Please provide details, as appropriate.
D9. D9 Does your legislation on packaging and labelling stipulate the same requirements for tobacco products sold in duty-free stores as for tobacco products sold in regular stores? (Section "Scope" under the Guidelines)
Yes
D9p1. D9.1 If you responded "no", how are the packaging and labelling requirements different for tobacco products sold in duty-free stores?
D9p2. D9.2 Please provide details, as appropriate.
Todos los productos de tabaco que se comercialicen en territorio nacional, deben cumplir con la normatividad vigente.
D10. D10 Does your legislation mandate plain packaging (e.g. prohibiting the use of logos, colours, brand images, or promotional information on packaging other than brand names and product names displayed in a standard colour and font style)? (Section "Plain packaging" under the Guidelines)
No
D10p1. D10.1 Please provide details, as appropriate.
D11. D11 Do you conduct pre-market testing of health warnings and messages that are planned to be placed on tobacco product packaging? (Section "Pre-market testing" under the Guidelines)
Yes
D11p1. D11.1 Please provide details, as appropriate.
D12[D12p1]. D12 In relation to the enforcement of measures under Article 11 of the Convention (Section "Legal measures" and "Enforcement" under the Guidelines): [D12.1 Does the legislation on packaging and labelling of tobacco products specify fines or other penalties for violations?]
Yes
D12[D12p2]. D12 In relation to the enforcement of measures under Article 11 of the Convention (Section "Legal measures" and "Enforcement" under the Guidelines): [D12.2 If yes, do you consider these fines commensurate with the severity of violations and are sufficiently large to deter violations?]
Yes

D12[D12p3]. D12 In relation to the enforcement of measures under Article 11 of the Convention (Section "Legal measures" and "Enforcement" under the Guidelines): [D12.3 Do you use inspectors or enforcement agents to conduct regular spot checks of tobacco products at manufacturing and importing facilities, as well as points of sale, to ensure that packaging and labelling comply with the law?]

Yes

D12p4. D12.4 Please provide details, as appropriate (e.g, the number of recorded violations and fines applied).

En el Informe Bianual, se relacionan los avances en la imposición de sanciones por incumplimiento.

D13. D13 Have you conducted an assessment of the impact of packaging and labelling measures on the target populations (e.g, by measuring aspects such as noticeability, comprehension, credibility, informativeness, recall and personal relevance of health warnings and messages)? (Section "Impact on populations" under the Guidelines)

Yes

D13p1. D13.1 Please provide details, as appropriate.

En la metodología de diseño y evaluación, se contemplan acciones evaluativas que permiten mejorar el proceso de diseño. Así mismo, se han realizado investigaciones sobre el impacto de las advertencias; estas investigaciones se relacionan en el ítem del artículo 20 del CMCT.

D14. D14 Should you have such experience, have you shared with other Parties your legal and other expertise in countering tobacco industry arguments against packaging and labelling measures? (Section "International cooperation" under the Guidelines)

Yes

D14p1. D14.1 Please provide details, as appropriate.

Se ha recibido capacitación específica sobre este tema. En dichas capacitaciones se ha podido compartir la experiencia, así como obtener información clave que ha permitido defender las actuaciones en el cumplimiento de la Ley 1335 de 2009, en lo relativo a empaquetado y etiquetado de productos de tabaco.

E. Article 12

E1. E1 Have you established an infrastructure to support education, communication and training? (Section "Providing an infrastructure to raise public awareness" under the Guidelines)

Other

E1p1. E1.1 If yes, please describe its functions.

E2. E2 Have you developed an action plan for the implementation of education, communication and training activities within your comprehensive tobacco control programme? (Section "Providing an infrastructure to raise public awareness" under the Guidelines)

No

E2p1. E2.1 If yes, please provide details concerning its content.

E3. E3 Do you have in your country any web site on education, communication and training, for example to communicate success stories and address implementation of Article 12 of the Convention? (Section "Running effective education, communication and training programmes" under the Guidelines)

No

E3p1. E3.1 Please provide details, as appropriate.

Se ha avanzado en el desarrollo de programas para la prevención del consumo de tabaco en el entorno educativo, en el marco de la prevención del consumo de sustancias psicoactivas y la promoción de modos, condiciones y estilos de vida saludable. No obstante, aún falta integrar esas diversas acciones, y hacer la debida divulgación.

E4. E4 Do you actively involve members of civil society, in different phases of education, communication and training programmes, such as planning, developing, implementing, monitoring and evaluating? (Section "Involving civil society" under the Guidelines)

Yes

E4p1. E4.1 Please provide details, as appropriate.
Existe un relacionamiento permanente con la Veeduría de ciudadana de control de tabaco, que agrupa a algunas de las organizaciones de sociedad civil que apoyan el control de tabaco. En efecto, el Ministerio de Salud ha apoyado el desarrollo de proyectos de cooperación e investigación liderados por organizaciones de la sociedad civil.
No obstante, es importante buscar nuevas alianzas con nuevas organizaciones para ampliar la red de control de tabaco.
E5. E5 In your country, does any tobacco company fund or co-fund any youth prevention programmes? (these have been demonstrated to be ineffective and even counterproductive, and have been publicly disapproved by the World Health Organization) (Section "Ensuring wide access to information on the tobacco industry" under the Guidelines)
Other
E5p1. E5.1 Please provide details, as appropriate.
No se cuenta con información suficiente para definir si la industria cuenta con estos programas o no.
E6. E6 In what ways, if any, do you raise awareness of the implementation of the Convention in relevant international organizations, platforms and with civil society to ensure that raising awareness of the Convention is not confined to tobacco control meetings and the health sector? (Section "Strengthening international cooperation" under the Guidelines)
Sí. Siempre se hace alusión a que el Convenio es un tratado jurídicamente vinculante firmado y ratificado por el Estado colombiano, lo que implica que no es responsabilidad exclusiva del sector salud. Sin embargo, siempre es un reto capacitar a todos los actores relevantes sobre la naturaleza jurídica del tratado, y la necesidad de trascender la visión sanitaria.
E7. E7 Do you regularly monitor and evaluate your education, communication and training programmes? (Section "Monitoring of implementation and revision of the Guidelines")
Other
E7p2. E7.2 Please provide details, as appropriate.
Algunos programas cuentan con sistemas de seguimiento y evaluación.
E8[E8p1]. E8 In the past two years, has there been in your country an anti-tobacco media campaign (Section "Running effective education, communication and training programmes" and Appendix 5 under the Guidelines): [E8.1 - aired on television?]
Yes
E8[E8p2]. E8 In the past two years, has there been in your country an anti-tobacco media campaign (Section "Running effective education, communication and training programmes" and Appendix 5 under the Guidelines): [E8.2 - aired on radio?]
Yes
E8[E8p3]. E8 In the past two years, has there been in your country an anti-tobacco media campaign (Section "Running effective education, communication and training programmes" and Appendix 5 under the Guidelines): [E8.3 - published on billboards?]
No
E8[E8p4]. E8 In the past two years, has there been in your country an anti-tobacco media campaign (Section "Running effective education, communication and training programmes" and Appendix 5 under the Guidelines): [E8.4 - communicated through any other media?]
Yes
E8p5. E8.5 Please provide details, as appropriate.
Las redes sociales son un medio útil para difundir información sobre control de tabaco.

F. Article 13

F1. F1 Do you provide for any exception to a comprehensive ban on tobacco advertising, promotion and sponsorship for the purpose of providing product information to actors within the tobacco trade? (Section "Communication within the tobacco trade" under the Guidelines)
No
F1p1. F1.1 Please provide details, as appropriate.
La prohibición en Colombia es TOTAL-
F2[F2p1]. F2 Should you require the disclosure to relevant Government authorities of expenditures by the tobacco industry on advertising, promotion and sponsorship not yet prohibited, are such disclosures (Section "Obligations related to Article 13.4 of the Convention" under the Guidelines): [F2.1 - required at regular intervals prescribed by law?]
No

F2[F2p2]. F2 Should you require the disclosure to relevant Government authorities of expenditures by the tobacco industry on advertising, promotion and sponsorship not yet prohibited, are such disclosures (Section "Obligations related to Article 13.4 of the Convention" under the Guidelines): [F2.2 - made in response to specific requests?]

No

F2[F2p3]. F2 Should you require the disclosure to relevant Government authorities of expenditures by the tobacco industry on advertising, promotion and sponsorship not yet prohibited, are such disclosures (Section "Obligations related to Article 13.4 of the Convention" under the Guidelines): [F2.3 - required both in total and by brand?]

No

F2p4. F2.4 Please provide details, as appropriate.

En tanto la prohibición es total, lo que se informa a las autoridades son los incumplimientos.

F3[F3p1]. F3 Should you require the disclosure to relevant Government authorities of expenditures by the tobacco industry on advertising, promotion and sponsorship not yet prohibited, are such disclosures required to provide information about (Section "Obligations related to Article 13.4 of the Convention" under the Guidelines): [F3.1 - the kind of advertising, promotion or sponsorship, including its content, form and type of media?]

No

F3[F3p2]. F3 Should you require the disclosure to relevant Government authorities of expenditures by the tobacco industry on advertising, promotion and sponsorship not yet prohibited, are such disclosures required to provide information about (Section "Obligations related to Article 13.4 of the Convention" under the Guidelines): [F3.2 - the placement and extent or frequency of the advertising, promotion or sponsorship?]

No

F3[F3p3]. F3 Should you require the disclosure to relevant Government authorities of expenditures by the tobacco industry on advertising, promotion and sponsorship not yet prohibited, are such disclosures required to provide information about (Section "Obligations related to Article 13.4 of the Convention" under the Guidelines): [F3.3 - the identity of all entities involved in the advertising, promotion and sponsorship, including advertising and production companies?]

No

F3[F3p4]. F3 Should you require the disclosure to relevant Government authorities of expenditures by the tobacco industry on advertising, promotion and sponsorship not yet prohibited, are such disclosures required to provide information about (Section "Obligations related to Article 13.4 of the Convention" under the Guidelines): [F3.4 - in the case of cross-border advertising, promotion or sponsorship originating from a Party's territory, the territory or territories in which it is intended to be, or may be, received?]

No

F3[F3p5]. F3 Should you require the disclosure to relevant Government authorities of expenditures by the tobacco industry on advertising, promotion and sponsorship not yet prohibited, are such disclosures required to provide information about (Section "Obligations related to Article 13.4 of the Convention" under the Guidelines): [F3.5 - the amount of financial or other resources used for the advertising, promotion or sponsorship?]

No

F3p6. F3.6 Please provide details, as appropriate.

En tanto la prohibición es total, lo que se informa a las autoridades son los incumplimientos.

F4. F4 If you responded "yes" to any question under F2 and F3, do you require that such information be readily available to the public (e.g. via the Internet) while ensuring the protection of trade secrets? (Section "Obligations related to Article 13.4 of the Convention" under the Guidelines)

No

F4p1. F4.1 Please provide details, as appropriate.

En tanto la prohibición es total, lo que se informa a las autoridades son los incumplimientos.

F5. F5 Does your legislation define the entities responsible for tobacco advertising, promotion and sponsorship? (Section "Responsible entities" under the Guidelines)

Yes

F5p0[F5p1]. If you responded "yes", does your legislation stipulate: [F5.1 - that primary responsibility lies with the initiator of advertising, promotion, or sponsorship, usually tobacco manufacturers, wholesale distributors importers, retailers, and their agents and associations?]

Yes

F5p0[F5p2]. If you responded “yes”, does your legislation stipulate: [F5.2 - that persons or entities that produce or publish media content must not include tobacco advertising, promotion and sponsorship in that content?]

Yes

F5p0[F5p3]. If you responded “yes”, does your legislation stipulate: [F5.3 - that persons or entities such as event organizers, sportspeople and celebrities, must not engage in tobacco advertising, promotion and sponsorship?]

Yes

F5p0[F5p4]. If you responded “yes”, does your legislation stipulate: [F5.4 - that entities involved in analogue or digital media and communication must remove or disable access to content after they have been made aware of the tobacco advertising, promotion and sponsorship?]

Yes

F6[F6p1]. F6 If you have included in your legislation a ban on cross-border advertising originating from your territory, does that ban apply to (Section "Cross-border advertising, promotion and sponsorship originating from a Party's territory (out-flowing material)" under the guidelines): [F6.1 - all publications and products printed or produced within your territory, whether they are targeting persons within your territory or persons in the territories of other States?]

No

F6[F6p2]. F6 If you have included in your legislation a ban on cross-border advertising originating from your territory, does that ban apply to (Section "Cross-border advertising, promotion and sponsorship originating from a Party's territory (out-flowing material)" under the guidelines): [F6.2 - the placing of tobacco advertising, promotion and sponsorship on the Internet or another cross-border communications technology by any person or entity within your territory?]

No

F6[F6p3]. F6 If you have included in your legislation a ban on cross-border advertising originating from your territory, does that ban apply to (Section "Cross-border advertising, promotion and sponsorship originating from a Party's territory (out-flowing material)" under the guidelines): [F6.3 - any person or entity that broadcasts tobacco advertising, promotion and sponsorship that could be received in another state?]

No

F6p4. F6.4 Please provide details, as appropriate.

La prohibición es total y aplica al territorio nacional. No se contempla las prohibiciones antes descritas.

F7[F7p1]. F7 If you have included in your legislation a ban on cross-border advertising entering your territory, does that ban apply to (Section “Cross-border advertising, promotion and sponsorship entering a Party's territory” under the Guidelines): [F7.1 - publications and products printed or produced in other States entering your territory or targeting persons within your territory?]

No

F7[F7p2]. F7 If you have included in your legislation a ban on cross-border advertising entering your territory, does that ban apply to (Section “Cross-border advertising, promotion and sponsorship entering a Party's territory” under the Guidelines): [F7.2 - all Internet content that is accessible within your territory?]

No

F7[F7p3]. F7 If you have included in your legislation a ban on cross-border advertising entering your territory, does that ban apply to (Section “Cross-border advertising, promotion and sponsorship entering a Party's territory” under the Guidelines): [F7.3 - any other audio, visual or audiovisual material broadcast into or otherwise received in your territory, whether or not it is targeting persons in your territory?]

No

F7p4. F7.4 Please provide details, as appropriate.

La prohibición es total y aplica al territorio nacional. No se contempla las prohibiciones antes descritas.

F8. F8 Have you introduced and applied penalties in cases of non-compliance with your tobacco advertising, promotion and sponsorship requirements? (Section “Domestic enforcement...” under the Guidelines)

Yes

F8p1. F8.1 If that is the case, do the sanctions also include the obligation to remedy the infringement (for example, by removal of the advertising, promotion and sponsorship; publication of court decisions in a manner to be determined by the court and at the expense of the party or parties designated by the court; and funding of corrective counter-advertising).

No

F8p2. F8.2 Please provide details, as appropriate.
Ley 1335 de 2009 Artículo 26. Sanciones por violar las medidas relacionadas con la publicidad y promoción del tabaco y sus derivados. Cualquier persona que infrinja las disposiciones contempladas en los Capítulos III y IV de la presente ley, estará sujeta a la siguiente sanción: En el caso de los comerciantes al detal y al por mayor, en multa de dos (2) a tres (3) salarios mínimos legales mensuales vigentes. Esta multa será de cuatro (4) a cinco (5) salarios mínimos legales mensuales vigentes si es reincidente. En los demás casos en multa de doscientos cincuenta (250) a trescientos (300) salarios mínimos legales mensuales vigentes. Esta multa será de trescientos cincuenta (350) a cuatrocientos (400) salarios mínimos legales mensuales vigentes si es reincidente.
F9. F9 Have you designated a competent, independent authority to monitor and enforce the laws and have you entrusted it with the necessary powers and resources? (Section "Monitoring, enforcement and access to justice" under the Guidelines)
Yes
F9p1. F9.1 Please provide details, as appropriate.
La Superintendencia de Industria y Comercio (SIC) es la entidad gubernamental encargada de la inspección, vigilancia y control de esta medida.
F10. F10 Does your legislation foresee the involvement of civil society in the monitoring and enforcement of the law? (Section "Monitoring, enforcement and access to justice" under the Guidelines)
Yes
F10p1. F10.1 Please provide details, as appropriate.
Existen rutas de denuncia que le facilitan a la ciudadanía el incumplimiento de la normatividad en control de tabaco. De hecho, la SIC cuenta con una aplicación para celulares y tablets (Consumóvil), que cualquier ciudadano puede descargar, y en el que puede denunciar los incumplimientos, entre los que se incluye la prohibición total.

G. Article 14

G1. G1 Have you ever conducted a national situation analysis on tobacco cessation and dependence treatment? (Section "Developing an infrastructure to support tobacco cessation and treatment of tobacco dependence" under the Guidelines)
Other
G1p1. G1.1 Please provide details, as appropriate.
Para desarrollar el Programa Nacional de Cesación, se realizó un diagnóstico previo para identificar el estado de los servicios de cesación de tabaco y atención del tabaquismo en el país
G2[G2p1]. G2 Do you maintain an up-to-date, easily accessible information system on: (Section "Create or strengthen national coordination" under the Guidelines) [G2.1 - available tobacco cessation services ?]
Other
G2[G2p2]. G2 Do you maintain an up-to-date, easily accessible information system on: (Section "Create or strengthen national coordination" under the Guidelines) [G2.2 - qualified service providers for tobacco users?]
Other
G2p3. G2.3 Please provide details, as appropriate.
El Programa de cesación cuenta con indicadores para hacer seguimiento. Aún está en proceso de desarrollo.
G3. G3 Have you developed and implemented a national cessation strategy to promote tobacco cessation and provide tobacco dependence treatment? (Section "Develop and disseminate comprehensive guidelines" under the guidelines)
Yes
G3p1[G2p1]. G3.1 If so, is this strategy: [G3.1.1 - a standalone document?]
Yes
G3p1[G2p2]. G3.1 If so, is this strategy: [G3.1.2 - incorporated into a comprehensive multisectoral national tobacco control strategy (in line with Article 5.1 of the Convention)?]
No

G3p1[G2p3]. G3.1 If so, is this strategy: [G3.1.3 - incorporated into another national strategy with broader scope (e.g. national health, public health, health promotion strategy or programme)]
Yes

G3p2. G3.2 Please provide details, as appropriate.
El Programa Nacional de Cesación del Tabaco y Atención del Tabaquismo desarrolla lo estipulado en la normatividad de control de tabaco del país, da cumplimiento a las metas establecidas en el Plan Decenal de Salud Pública y el Plan Decenal para el Control del Cáncer, y se integra a lo establecido en la Política de Atención Integral en Salud y el Modelo de Atención Integral en Salud.

G4[G4p1]. G4 If you have developed national cessation strategy and treatment guidelines, do they have the following key characteristics? (Section "Develop and disseminate comprehensive guidelines") [G4.1 - was their development protected from all actual and potential conflicts of interest?]
Yes

G4[G4p2]. G4 If you have developed national cessation strategy and treatment guidelines, do they have the following key characteristics? (Section "Develop and disseminate comprehensive guidelines") [G4.2 - were they developed in collaboration with key stakeholders, including but not limited to, health scientists, health professional organizations, health-care workers, educators, youth workers, nongovernmental organizations with relevant expertise in this area?]
Yes

G4[G4p3]. G4 If you have developed national cessation strategy and treatment guidelines, do they have the following key characteristics? (Section "Develop and disseminate comprehensive guidelines") [G4.3 - were they commissioned or led by government, but in active partnership and consultation with other key stakeholders?]
Yes

G4p4. G4.4 If you responded "yes" to any of the above questions, please provide details.
El Programa se construyó con el apoyo de la Organización Panamericana de la Salud, la Universidad Católica y la Pontificia Universidad Javeriana.

G5[G5p1]. G5 Do you ensure that recording of the tobacco use status is mandatory in (Section "Make the recording of tobacco use in medical notes mandatory" under the Guidelines): [G5.1 - all medical notes?]
Yes

G5[G5p2]. G5 Do you ensure that recording of the tobacco use status is mandatory in (Section "Make the recording of tobacco use in medical notes mandatory" under the Guidelines): [G5.2 - in death certification?]
No

G5p3. G5.3 Please provide details, as appropriate.
Todas las Entidades Administradoras de Planes de Beneficios deben registrar el factor de riesgo tabaquismo, para realizar la intervención en cesación.

G6[G6p1]. G6 Have you considered a sustainable source of funding for cessation help by utilizing (Section "Establish a sustainable source of funding for cessation help" under the Guidelines): [G6.1 - designated tobacco taxes?]
No

G6[G6p2]. G6 Have you considered a sustainable source of funding for cessation help by utilizing (Section "Establish a sustainable source of funding for cessation help" under the Guidelines): [G6.2 -tobacco manufacturing and/or importing licensing fees?]
No

G6[G6p3]. G6 Have you considered a sustainable source of funding for cessation help by utilizing (Section "Establish a sustainable source of funding for cessation help" under the Guidelines): [G6.3 - tobacco product registration fees?]
No

G6[G6p4]. G6 Have you considered a sustainable source of funding for cessation help by utilizing (Section "Establish a sustainable source of funding for cessation help" under the Guidelines): [G6.4 - tobacco selling licences for distributors and retailers?]
No

G6[G6p5]. G6 Have you considered a sustainable source of funding for cessation help by utilizing (Section "Establish a sustainable source of funding for cessation help" under the Guidelines): [G6.5 - noncompliance fees levied on the tobacco industry and retailers, such as administrative monetary penalties?]
No

G6[G6p6]. G6 Have you considered a sustainable source of funding for cessation help by utilizing (Section “Establish a sustainable source of funding for cessation help” under the Guidelines): [G6.6 - annual tobacco surveillance/control fees for the tobacco industry and retailers?]

No

G6p7. G6.7 Please provide details, as appropriate.

Las intervenciones de cesación se financian en el marco del Sistema de Seguridad Social en Salud de Colombia.

G7[G7p1]. G7 Have you integrated brief advice into the following structures of your health-care system (Section “Establish population-level approaches” under the Guidelines): [G7.1 - primary health care?]

Yes

G7[G7p2]. G7 Have you integrated brief advice into the following structures of your health-care system (Section “Establish population-level approaches” under the Guidelines): [G7.2 - secondary and tertiary health care?]

No

G7[G7p3]. G7 Have you integrated brief advice into the following structures of your health-care system (Section “Establish population-level approaches” under the Guidelines): [G7.3 - specialist health-care systems?]

Yes

G7p4. G7.4 Please provide details, as appropriate.

Se han desarrollado capacitaciones en consejería breve para prestadores en el nivel primario, así como con especialistas de neumología y medicina familiar.

G8. G8 What percentage of health-care workers have been trained in providing brief advice? (Section “Establish population-level approaches” under the Guidelines)

G9. G9 Is there a quitline operational in your jurisdiction? (Section “Establish population-level approaches” under the Guidelines)

No

G9p1[G9p1p1]. G9.1 If yes, please indicate whether the quitline services have the following characteristics: [G9.1.1 - are they free of charge?]

G9p1[G9p1p2]. G9.1 If yes, please indicate whether the quitline services have the following characteristics: [G9.1.2 - do they offer proactive support?]

G9p1[G9p1p3]. G9.1 If yes, please indicate whether the quitline services have the following characteristics: [G9.1.3 - do they provide reactive support?]

G9p1[G9p1p4]. G9.1 If yes, please indicate whether the quitline services have the following characteristics: [G9.1.4 - are they widely publicized and advertised?]

G9p1[G9p1p5]. G9.1 If yes, please indicate whether the quitline services have the following characteristics: [G9.1.5 - is the quitline number included on tobacco product packaging?]

G9p2. G9.2 Please provide details, as appropriate.

G10. G10 Is any NRT or any other pharmaceutical cessation product on your country’s essential drugs lists? (Section “Make medications available” under the Guidelines)

Yes

G10p1. G10.1 If yes, please indicate the year in which such product(s) was/were placed on the list and provide other details, as appropriate.

Bupropion, vareniclina, parches de nicotina. Estos medicamentos, en el marco del Sistema de Salud, pueden ser recetados por los profesionales de la salud autorizados por MiPres (Registro de prescripción de servicios y tecnologías en salud no cubiertas por el Plan de beneficios en Salud con cargo a la Unidad de Pago por capitación-UPS).

G11[G11p1]. G11 Is there any new and innovative approach to promoting tobacco cessation and providing tobacco dependence treatment used in your jurisdiction? Please indicate whether one or more approaches from the following list are applicable to your case (Section "Consider emerging research evidence and novel approaches and media" under the Guidelines): [G11.1 - celebration of a national No-Smoking Day]

Yes

G11[G11p2]. G11 Is there any new and innovative approach to promoting tobacco cessation and providing tobacco dependence treatment used in your jurisdiction? Please indicate whether one or more approaches from the following list are applicable to your case (Section "Consider emerging research evidence and novel approaches and media" under the Guidelines): [G11.2 - cell phone text messaging]

No

G11[G11p3]. G11 Is there any new and innovative approach to promoting tobacco cessation and providing tobacco dependence treatment used in your jurisdiction? Please indicate whether one or more approaches from the following list are applicable to your case (Section "Consider emerging research evidence and novel approaches and media" under the Guidelines): [G11.3 - internet-based behaviour support]

No

G11[G11p4]. G11 Is there any new and innovative approach to promoting tobacco cessation and providing tobacco dependence treatment used in your jurisdiction? Please indicate whether one or more approaches from the following list are applicable to your case (Section "Consider emerging research evidence and novel approaches and media" under the Guidelines): [G11.4 - use of electronic media, such as radio, for delivering cessation messages]

No

G11[G11p5]. G11 Is there any new and innovative approach to promoting tobacco cessation and providing tobacco dependence treatment used in your jurisdiction? Please indicate whether one or more approaches from the following list are applicable to your case (Section "Consider emerging research evidence and novel approaches and media" under the Guidelines): [G11.5 - local media which have wide access at the grass-roots level]

No

G11[G11p6]. G11 Is there any new and innovative approach to promoting tobacco cessation and providing tobacco dependence treatment used in your jurisdiction? Please indicate whether one or more approaches from the following list are applicable to your case (Section "Consider emerging research evidence and novel approaches and media" under the Guidelines): [G11.6 - use of cytosine in tobacco dependence treatment]

No

G11p1p1. G11.1.1 If yes, on which date is No-Smoking Day held?

1970-05-31 00:00:00

G11p7. G11.7 Please provide details or refer to any other approach used, as appropriate

G12[G12p1]. G12 Do you monitor and evaluate tobacco cessation and tobacco dependence treatment strategies and programmes (Section "Monitoring and evaluation" under the Guidelines): [G12.1 - to observe trends?]

Yes

G12[G12p2]. G12 Do you monitor and evaluate tobacco cessation and tobacco dependence treatment strategies and programmes (Section "Monitoring and evaluation" under the Guidelines): [G12.2 - to monitor treatment outcomes?]

Yes

G12p3. G12.3 If you responded "yes" to any of these questions, please give examples of process and outcome indicators used during the monitoring and evaluation of strategies and programmes.

El Programa Nacional de Cesación cuenta con indicadores de seguimiento.

H. Article 6

H1[H1p1]. H1 When establishing your taxation rates, with a view to making tobacco products less affordable over time, have you taken into account the following? (Section 3.2 under the Guidelines for implementation of Article 6) [H1.1 - price elasticity of tobacco products]

Yes

H1[H1p2]. H1 When establishing your taxation rates, with a view to making tobacco products less affordable over time, have you taken into account the following? (Section 3.2 under the Guidelines for implementation of Article 6) [H1.2 - income elasticity of demand]

Yes

H1[H1p3]. H1 When establishing your taxation rates, with a view to making tobacco products less affordable over time, have you taken into account the following? (Section 3.2 under the Guidelines for implementation of Article 6) [H1.3 - inflation]

Yes

H1[H1p4]. H1 When establishing your taxation rates, with a view to making tobacco products less affordable over time, have you taken into account the following? (Section 3.2 under the Guidelines for implementation of Article 6) [H1.4 - changes in household income]

Yes

H1p5. H1.5 Please provide details as appropriate; also refer to any other items that will be taken into account when establishing your taxation rates.

Las medidas contra el contrabando de cigarrillos.

H2. H2 In the past ten years, how frequently have you adjusted the tobacco tax rates applied in order to reduce consumption? (Section 3.2 under the Guidelines for implementation of Article 6)

annually or more often

H2p1. H2.1 Please provide details, as appropriate.

En 2016 el componente específico era de \$701 por cajetilla de 20 unidades mas un 10% sobre PVP.

En 2017 el componente específico pasó a \$1.400 por cajetilla de 20 unidades.

En 2018 el componente específico es de \$2.100 por cajetilla de 20 unidades.

A partir de 2019 este valor se incrementará en IPC más 4 puntos.

H3. H3 Do you apply taxes on all tobacco products? (Section 3.3 under the Guidelines for implementation of Article 6)

Yes

H3p1[H3p1p1_SQ001]. H3.1 Please indicate the types of taxes applied to different tobacco product categories. [H3.1.1 - smoking tobacco products][excise tax]

1

H3p1[H3p1p1_SQ002]. H3.1 Please indicate the types of taxes applied to different tobacco product categories. [H3.1.1 - smoking tobacco products][import tax]

1

H3p1[H3p1p1_SQ003]. H3.1 Please indicate the types of taxes applied to different tobacco product categories. [H3.1.1 - smoking tobacco products][VAT]

1

H3p1[H3p1p1_SQ004]. H3.1 Please indicate the types of taxes applied to different tobacco product categories. [H3.1.1 - smoking tobacco products][other (please specify under H3.3)]

H3p1[H3p1p2_SQ001]. H3.1 Please indicate the types of taxes applied to different tobacco product categories. [H3.1.2 - smokeless tobacco][excise tax]

1

H3p1[H3p1p2_SQ002]. H3.1 Please indicate the types of taxes applied to different tobacco product categories. [H3.1.2 - smokeless tobacco][import tax]

1

H3p1[H3p1p2_SQ003]. H3.1 Please indicate the types of taxes applied to different tobacco product categories. [H3.1.2 - smokeless tobacco][VAT]

1

H3p1[H3p1p2_SQ004]. H3.1 Please indicate the types of taxes applied to different tobacco product categories. [H3.1.2 - smokeless tobacco][other (please specify under H3.3)]

H3p1[H3p1p3_SQ001]. H3.1 Please indicate the types of taxes applied to different tobacco product categories. [H3.1.3 - water pipe tobacco][excise tax]

1

H3p1[H3p1p3_SQ002]. H3.1 Please indicate the types of taxes applied to different tobacco product categories. [H3.1.3 - water pipe tobacco][import tax]

1

H3p1[H3p1p3_SQ003]. H3.1 Please indicate the types of taxes applied to different tobacco product categories. [H3.1.3 - water pipe tobacco][VAT]

1

H3p1[H3p1p3_SQ004]. H3.1 Please indicate the types of taxes applied to different tobacco product categories. [H3.1.3 - water pipe tobacco][other (please specify under H3.3)]

H3p1[H3p1p4_SQ001]. H3.1 Please indicate the types of taxes applied to different tobacco product categories. [H3.1.4 - ENDS / ENNDS, including devices, liquids or cartridges][excise tax]

H3p1[H3p1p4_SQ002]. H3.1 Please indicate the types of taxes applied to different tobacco product categories. [H3.1.4 - ENDS / ENNDS, including devices, liquids or cartridges][import tax]

1

H3p1[H3p1p4_SQ003]. H3.1 Please indicate the types of taxes applied to different tobacco product categories. [H3.1.4 - ENDS / ENNDS, including devices, liquids or cartridges][VAT]

1

H3p1[H3p1p4_SQ004]. H3.1 Please indicate the types of taxes applied to different tobacco product categories. [H3.1.4 - ENDS / ENNDS, including devices, liquids or cartridges][other (please specify under H3.3)]

H3p1[H3p1p5_SQ001]. H3.1 Please indicate the types of taxes applied to different tobacco product categories. [H3.1.5 - novel tobacco products][excise tax]

H3p1[H3p1p5_SQ002]. H3.1 Please indicate the types of taxes applied to different tobacco product categories. [H3.1.5 - novel tobacco products][import tax]

1

H3p1[H3p1p5_SQ003]. H3.1 Please indicate the types of taxes applied to different tobacco product categories. [H3.1.5 - novel tobacco products][VAT]

1

H3p1[H3p1p5_SQ004]. H3.1 Please indicate the types of taxes applied to different tobacco product categories. [H3.1.5 - novel tobacco products][other (please specify under H3.3)]

H3p2[H3p2p1]. H3.2 Specifically, are the following products taxed in a way comparable to manufactured cigarettes? [H3.2.1 - roll your own tobacco]

Yes

H3p2[H3p2p2]. H3.2 Specifically, are the following products taxed in a way comparable to manufactured cigarettes? [H3.2.2 - smokeless tobacco products]

Yes

H3p2[H3p2p3]. H3.2 Specifically, are the following products taxed in a way comparable to manufactured cigarettes? [H3.2.3 - water pipe tobacco]

Yes

H3p2[H3p2p4]. H3.2 Specifically, are the following products taxed in a way comparable to manufactured cigarettes? [H3.2.4 - ENDS/ENNDS]

Other

H3p2[H3p2p5]. H3.2 Specifically, are the following products taxed in a way comparable to manufactured cigarettes? [H3.2.5 - other (please specify under H3.3)]

Other

H3p2p6. H3.2.6 If other: Please specify:

H3p3. H3.3 Please provide details, as appropriate.
Hay discusión acerca de la tributación de cigarrillos electrónicos y nuevos dispositivos de suministro de nicotina
H4. H4 Have you adopted and implemented measures and systems of storage and production warehouses to facilitate excise controls on tobacco products? (Section 4.2 under the Guidelines for implementation of Article 6)
No
H5[H5p1]. H5 Do you require by the law: [H5.1 - that the tax payment remitted at fixed intervals or on a fixed date?]
Yes
H5[H5p2]. H5 Do you require by the law: [H5.2 - the reporting of production and/or sales volumes?]
No
H5[H5p3]. H5 Do you require by the law: [H5.3 - the reporting of price?]
No
H5[H5p4]. H5 Do you require by the law: [H5.4 - the reporting of taxes due and paid?]
No
H5[H5p5]. H5 Do you require by the law: [H5.5 - the reporting of volumes of raw material inputs?]
No
H5[H5p6]. H5 Do you require by the law: [H5.6 - the reporting of allowing for the public disclosure of the information contained within the reports?]
No
H6. H6 Have you considered on imposing effective anti-forestalling measures? (Section 4.3 under the Guidelines for implementation of Article 6)
No
H6p1. H6.1 Please provide details, as appropriate.
La información de la declaración tributaria contiene cantidades importadas o consumidas en cada departamento (nivel sub-nacional). De otro modo, el DANE recoge la información de precios en grandes superficies (hipermercados).
H7. H7 Have you required application of fiscal markings to increase compliance with tax laws? (Section 4.4 under the Guidelines for implementation of Article 6)
No
H7p1. H7.1 Please provide details, as appropriate.
H8[H8p1]. H8 Have you: (Section 4.5 under the Guidelines for implementation of Article 6) [H8.1 - clearly designated and granted appropriate powers to tax enforcement authorities?]
Yes
H8[H8p2]. H8 Have you: (Section 4.5 under the Guidelines for implementation of Article 6) [H8.2 - provided for an appropriate range of penalties for non-compliance with tax laws?]
Yes
H8p3. H8.3 Please provide details, as appropriate.

I. Articles 17 and 18

I1[I1p1]. I1 Do you promote research in the following areas? [I1.1 - assessment of the tobacco sector]
No
I1[I1p2]. I1 Do you promote research in the following areas? [I1.2 - economics of raw tobacco production]
No
I1[I1p3]. I1 Do you promote research in the following areas? [I1.3 - demand forecast studies on food crops]
No

I1[I1p4]. I1 Do you promote research in the following areas? [I1.4 - standard information set for alternatives]
Yes

I1[I1p5]. I1 Do you promote research in the following areas? [I1.5 - comparing the impacts of tobacco growing to those of alternative crops]
No

I1[I1p6]. I1 Do you promote research in the following areas? [I1.6 - field trials to establish the viability of alternative crops]
No

I1[I1p7]. I1 Do you promote research in the following areas? [I1.7 - health and environmental impact of tobacco growing]
No

I1p8. I1.8 Please provide details as appropriate; please also provide a brief summary of outcomes of the research (provide the report of the study, a link etc. if appropriate):

I2[I2p1]. I2 Have you developed any educational and training programmes in relation to alternative livelihoods for: [I2.1 - workers?]
No

I2[I2p2]. I2 Have you developed any educational and training programmes in relation to alternative livelihoods for: [I2.2 - growers?]
No

I2[I2p3]. I2 Have you developed any educational and training programmes in relation to alternative livelihoods for: [I2.3 - farmers?]
No

I2[I2p4]. I2 Have you developed any educational and training programmes in relation to alternative livelihoods for: [I2.4 - any other related group? (please specify under I2.5)]
No

I2p5. I2.5 Please provide details as appropriate.

I3[I3p1]. I3 Do you consider the following obstacles as the most important barriers to introducing alternative livelihood programmes? [I3.1 - limited financial help for shifting]
Yes

I3[I3p2]. I3 Do you consider the following obstacles as the most important barriers to introducing alternative livelihood programmes? [I3.2 - lobbying by the tobacco industry or its front groups]
Yes

I3[I3p3]. I3 Do you consider the following obstacles as the most important barriers to introducing alternative livelihood programmes? [I3.3 - fears of farmers and workers of losing a secure income]
Yes

I3p4. I3.4 Please provide details, as appropriate; please also add any other obstacles you feel are relevant.

I4. I4 Do you ensure that no government subsidies are provided to tobacco growers and workers?
No

I4p1. I4.1 Please provide details as appropriate.

I5. I5 Do you have any specific policy protecting the farmers' and workers' rights?
No

I5p1. I5.1 Please provide details as appropriate.

I6. I6 If you have developed and implemented any programmes on alternative livelihoods, are they integrated into broader rural development and food security programmes?
Other

I6p1. I6.1 Please provide details as appropriate.
Los cultivos de tabaco se rotan con cultivos de maíz y frijol.

I7[I7p1]. I7 Have you included any of the following components in your programmes to support alternative livelihoods? (Section "Establishing mechanisms within the existing system to support alternative livelihoods" under the Policy options and recommendations on economically sustainable alternatives to tobacco growing) [I7.1 - rural credit]

No

I7[I7p2]. I7 Have you included any of the following components in your programmes to support alternative livelihoods? (Section "Establishing mechanisms within the existing system to support alternative livelihoods" under the Policy options and recommendations on economically sustainable alternatives to tobacco growing) [I7.2 - secured market for the new crop]

No

I7[I7p3]. I7 Have you included any of the following components in your programmes to support alternative livelihoods? (Section "Establishing mechanisms within the existing system to support alternative livelihoods" under the Policy options and recommendations on economically sustainable alternatives to tobacco growing) [I7.3 - family farming price assurance]

No

I7[I7p4]. I7 Have you included any of the following components in your programmes to support alternative livelihoods? (Section "Establishing mechanisms within the existing system to support alternative livelihoods" under the Policy options and recommendations on economically sustainable alternatives to tobacco growing) [I7.4 - technical assistance, including information and support, and rural extension]

No

I7[I7p5]. I7 Have you included any of the following components in your programmes to support alternative livelihoods? (Section "Establishing mechanisms within the existing system to support alternative livelihoods" under the Policy options and recommendations on economically sustainable alternatives to tobacco growing) [I7.5 - infrastructure and services]

No

I7[I7p6]. I7 Have you included any of the following components in your programmes to support alternative livelihoods? (Section "Establishing mechanisms within the existing system to support alternative livelihoods" under the Policy options and recommendations on economically sustainable alternatives to tobacco growing) [I7.6 - crop and income insurance]

No

I7p7. I7.7 Please provide details, as appropriate; also add any other relevant measures included.

No se cuentan con programas específicos para alternativas económicamente sostenibles a los cultivos de tabaco.

I8. I8 Have you developed any indicators to assess the impact of programmes on alternative livelihoods?

No

I8p1. I8.1 If yes, please describe these indicators:

I9. I9 Do you cooperate with other parties, international and intergovernmental agencies working in this area for international exchange and capacity building?

No

I9p1. I9.1 If yes, please provide examples.

J. Novel tobacco products

J000. Smokeless Tobacco Products

J1. J1 Are there any smokeless tobacco products available in your national market?

Yes

J1p1[J1p1p1]. J1.1 If you have responded "yes", which one of these? [I1.1 - chewing Tobacco]

Yes

J1p1[J1p1p2]. J1.1 If you have responded "yes", which one of these? [I1.2 - snuff]

Yes

J1p1[J1p1p3]. J1.1 If you have responded "yes", which one of these? [1.3 - snus]
Yes

J1p1[J1p1p4]. J1.1 If you have responded "yes", which one of these? [1.4 - dissolvable tobacco]
No

J1p1[J1p1p5]. J1.1 If you have responded "yes", which one of these? [1.5 - blackbull]
No

J1p1[J1p1p6]. J1.1 If you have responded "yes", which one of these? [1.6 - dipping tobacco]
Yes

J1p1[J1p1p7]. J1.1 If you have responded "yes", which one of these? [1.7 - creamy snuff]
Yes

J1p1[J1p1p8]. J1.1 If you have responded "yes", which one of these? [1.8 - tobacco gum]
No

J1p1[J1p1p9]. J1.1 If you have responded "yes", which one of these? [1.9 - topical tobacco paste]
No

J1p1[J1p1p10]. J1.1 If you have responded "yes", which one of these? [1.10 - tobacco water]
No

J1p1[J1p1p11]. J1.1 If you have responded "yes", which one of these? [1.11 - orbs]
No

J1p1[J1p1p12]. J1.1 If you have responded "yes", which one of these? [1.12 - gutka]
No

J1p1[J1p1p13]. J1.1 If you have responded "yes", which one of these? [1.13 - other products]
No

J1p1p13p1. J1.1.13.1 Please provide details as appropriate.

J1p2. J1.2 Please provide details, as appropriate.

J2. J2 Are flavoured smokeless tobacco products available in your country?
Other

J2p1[J2p1p1]. J2.1 If you have responded "yes", which one of these? [J2.1.1 - mint]

J2p1[J2p1p2]. J2.1 If you have responded "yes", which one of these? [J2.1.2 - wintergreen]

J2p1[J2p1p3]. J2.1 If you have responded "yes", which one of these? [J2.1.3 - straight]

J2p1[J2p1p4]. J2.1 If you have responded "yes", which one of these? [J2.1.4 - classic]

J2p1[J2p1p5]. J2.1 If you have responded "yes", which one of these? [J2.1.5 - spearmint]

J2p1[J2p1p6]. J2.1 If you have responded "yes", which one of these? [J2.1.6 - cherry]

J2p1[J2p1p7]. J2.1 If you have responded "yes", which one of these? [J2.1.7 - berry blend]

J2p1[J2p1p8]. J2.1 If you have responded "yes", which one of these? [J2.1.8 vanilla]

J2p1[J2p1p9]. J2.1 If you have responded "yes", which one of these? [J2.1.9 apple blend]

J2p1[J2p1p10]. J2.1 If you have responded "yes", which one of these? [J2.1.10 peach]

J2p1[J2p1p11]. J2.1 If you have responded "yes", which one of these? [J2.1.11 whiskey blend]

J2p1[J2p1p12]. J2.1 If you have responded "yes", which one of these? [J2.1.12 smooth hickory]

J2p1[J2p1p13]. J2.1 If you have responded "yes", which one of these? [J2.1.13 natural]

J2p1[J2p1p14]. J2.1 If you have responded "yes", which one of these? [J2.1.14 southern blend]

J2p1[J2p1p15]. J2.1 If you have responded "yes", which one of these? [J2.1.15 chocolate]

J2p1[J2p1p16]. J2.1 If you have responded "yes", which one of these? [J2.1.16 strawberry]

J2p1[J2p1p17]. J2.1 If you have responded "yes", which one of these? [J2.1.17 cinnamon]

J2p1[J2p1p18]. J2.1 If you have responded "yes", which one of these? [J2.1.18 menthol]

J2p1[J2p1p19]. J2.1 If you have responded "yes", which one of these? [J2.1.19 citrus blend]

J2p1[J2p1p20]. J2.1 If you have responded "yes", which one of these? [J2.1.20 grape]

J2p1[J2p1p21]. J2.1 If you have responded "yes", which one of these? [J2.1.21 Other flavours (please specify under J2.1.22)]

J2p1p21p1. J2.1.21.1 Please specify:

J2p2. J2.2 Please provide details, as appropriate.
No se cuenta con suficiente información para saber en detalle qué tipo de productos de tabaco sin humo aromatizados se comercializan.

J3[J3p1]. J3 Is smokeless tobacco regulated under tobacco control law(s) or any other public health law? [J3.1 - under the tobacco control law]
Yes

J3[J3p2]. J3 Is smokeless tobacco regulated under tobacco control law(s) or any other public health law? [J3.2 - under food safety laws]
No

J3[J3p3]. J3 Is smokeless tobacco regulated under tobacco control law(s) or any other public health law? [J3.3 - other law(s) (please specify under J3.5)]
No

J3[J3p4]. J3 Is smokeless tobacco regulated under tobacco control law(s) or any other public health law? [J3.4 - not regulated by law]
No

J3p3p1. J3.3.1 Please specify:

J3p5. J3.5 Please provide details, as appropriate. Please quote or attach any relevant legislative text.

J3p5p1. J3.5.1 File upload:

J3p5p1[filecount]. filecount - J3.5.1 File upload:
0

J4. J4 Do you apply any policy or regulation that is specific to smokeless tobacco products?
No

J4p1. J4.1 If yes, please list the areas where such specific policies apply.

J5. J5 Do you have any further comments regarding your country's experience with these products (such as marketing techniques used, health claims made, use in smoke-free places or any difficulties encountered when trying to enact regulation)?

J6. J6 Have you (or someone on your behalf) conducted any scientific analyses on these products, including on the contents, emissions or their health effects?
No

J6p1. J6.1 If yes, what were the conclusions of the study? (you can also attach the summary of the outcome)

J6p1p1. J6.1.1 File upload:

J6p1p1[filecount]. filecount - J6.1.1 File upload:

J7. J7 Are there any ENDS/ENNDS available in your national market?
Yes

J7p0[J7p1]. If you have responded "yes", which one of these? [J7.1 - electronic cigarettes]
Yes

J7p0[J7p2]. If you have responded "yes", which one of these? [J7.2 - electronic shisha]
Yes

J7p0[J7p3]. If you have responded "yes", which one of these? [J7.3 - alternative cigarettes]
Yes

J7p0[J7p4]. If you have responded "yes", which one of these? [J7.4 - electro-smoke]
Yes

J7p0[J7p5]. If you have responded "yes", which one of these? [J7.5 - green cig]
Yes

J7p0[J7p6]. If you have responded "yes", which one of these? [J7.6 - smartsmoker]
No

J7p0[J7p7]. If you have responded "yes", which one of these? [J7.7 - V2 cigs]
Yes

J7p0[J7p8]. If you have responded "yes", which one of these? [J7.8 - pen e-Cigarette, e-pens]
Yes

J7p0[J7p9]. If you have responded "yes", which one of these? [J7.9 - e-cigars]
No

J7p0[J7p10]. If you have responded "yes", which one of these? [J7.10 - other (please specify below)]
Yes
J7p10p1. J7.10.1 Please provide details, as appropriate.
HEETS and IQOS
J7p11. J7.11 Please provide details, as appropriate.
J8[J8p1]. J8 What type or categories of ENDS/ENNDS are available for sale in your country? [J8.1 - with tobacco extract]
Yes
J8[J8p2]. J8 What type or categories of ENDS/ENNDS are available for sale in your country? [J8.2 - with nicotine]
Yes
J8[J8p3]. J8 What type or categories of ENDS/ENNDS are available for sale in your country? [J8.3 - with nicotine and tobacco extract]
Yes
J8[J8p4]. J8 What type or categories of ENDS/ENNDS are available for sale in your country? [J8.4 - with neither nicotine nor tobacco extract]
Yes
J8p5. J8.5 Please provide details, as appropriate.
J9[1]. J9 If flavoured ENDS products are available, please list those flavours that are most popular. (select up to three flavours.) [Rank 1]
J9.4 - classic
J9[2]. J9 If flavoured ENDS products are available, please list those flavours that are most popular. (select up to three flavours.) [Rank 2]
J9.18 - menthol
J9[3]. J9 If flavoured ENDS products are available, please list those flavours that are most popular. (select up to three flavours.) [Rank 3]
J9.6 - cherry
J9p21p1. J9.21.1 Please provide details, as appropriate.
J10[J10p1]. J10 Where are ENDS/ENNDS legally sold in your country? [J10.1 - in pharmacies]
Yes
J10[J10p2]. J10 Where are ENDS/ENNDS legally sold in your country? [J10.2 - in convenience stores]
Yes
J10[J10p3]. J10 Where are ENDS/ENNDS legally sold in your country? [J10.3 - in supermarkets]
Yes
J10[J10p4]. J10 Where are ENDS/ENNDS legally sold in your country? [J10.4 - in kiosks]
Yes
J10[J10p5]. J10 Where are ENDS/ENNDS legally sold in your country? [J10.5 - via the Internet - from inside the country]
Yes
J10[J10p6]. J10 Where are ENDS/ENNDS legally sold in your country? [J10.6 - via the Internet - from outside the country?]
Yes
J10[J10p7]. J10 Where are ENDS/ENNDS legally sold in your country? [J10.7 - other (please specify below)]
Yes
J10p7p1. J10.7.1 Please specify:
Redes sociales

J10p8. J10.8 Please provide details, as appropriate. Please quote or attach any relevant legislative text.
J11[J11p1]. J11 How are ENDS/ENNDS regulated in your country? (selected all that apply) [J11.1 - as tobacco products]
Other
J11[J11p2]. J11 How are ENDS/ENNDS regulated in your country? (selected all that apply) [J11.2 - as medicinal products]
No
J11[J11p3]. J11 How are ENDS/ENNDS regulated in your country? (selected all that apply) [J11.3 - as consumer products]
Other
J11[J11p4]. J11 How are ENDS/ENNDS regulated in your country? (selected all that apply) [J11.4 - as other category (please specify below)]
Other
J11p4p1. J11.4.1 Please specify:
J11p5. J11.5 Please provide details, as appropriate. Please quote or attach any relevant legislative text.
Se está en proceso de legislar la regulación para los SEAN/SSSN
J11p5p1. J11.5.1 File upload:
J11p5p1[filecount]. filecount - J11.5.1 File upload:
0
J12. J12 Are the regulations for ENDS and ENNDS different?
Other
J12p1. J12.1 Please provide details, as appropriate.
Se está en ese proceso de decisión: si regularlos como productos sucedáneos de tabaco (modificar la Ley 1335 de 2009), o como productos específicos (legislación específica).
J13[J13p1]. J13 Are there any policies or regulations in force, issued by the competent government authority in the country, specific to ENDS/ENNDS to the following area? [J13.1 - advertising, promotion and sponsorship]
Other
J13[J13p2]. J13 Are there any policies or regulations in force, issued by the competent government authority in the country, specific to ENDS/ENNDS to the following area? [J13.2 - use in enclosed public places (in relation to existing smoke free legislation)]
Other
J13[J13p3]. J13 Are there any policies or regulations in force, issued by the competent government authority in the country, specific to ENDS/ENNDS to the following area? [J13.3 - use in outdoor public places (in relation to existing smoke free legislation)]
Other
J13[J13p4]. J13 Are there any policies or regulations in force, issued by the competent government authority in the country, specific to ENDS/ENNDS to the following area? [J13.4 - taxation]
Other
J13[J13p5]. J13 Are there any policies or regulations in force, issued by the competent government authority in the country, specific to ENDS/ENNDS to the following area? [J13.5 - sales to minors]
Other
J13[J13p6]. J13 Are there any policies or regulations in force, issued by the competent government authority in the country, specific to ENDS/ENNDS to the following area? [J13.6 - licensing of the vendors]
Other
J13p7. J13.7 Please provide details, as appropriate.
Se está en ese proceso de decisión: si regularlos como productos sucedáneos de tabaco (modificar la Ley 1335 de 2009), o como productos específicos (legislación específica).

J14[J14p1]. J14 Are ENDS marketed as any of the following in your country? (Select all that apply) [J14.1 - reduced harm products]
Yes

J14[J14p2]. J14 Are ENDS marketed as any of the following in your country? (Select all that apply) [J14.2 - smoking cessation aid]
Yes

J14[J14p3]. J14 Are ENDS marketed as any of the following in your country? (Select all that apply) [J14.3 - product that can be used anywhere]
Yes

J14[J14p4]. J14 Are ENDS marketed as any of the following in your country? (Select all that apply) [J14.4 - other (please specify under J14.5)]
Yes

J14p5. J14.5 Please provide details, as appropriate.
Se comercializan como productos de menor riesgo. De hecho algunos profesionales de la salud han sido abordados por la industria para promocionar estos productos como productos de menor riesgo, e incluso para ayudar a dejar de fumar.

J15. J15 Please indicate, where available, the volume of sales (by year, including trends) of products listed under question J1/J1.1 and J2/J2.1.

J16. J16 Have you (or someone on your behalf) conducted any scientific analyses on these products, including on the contents, emissions or their health effects?
No

J16p1. J16.1 If yes, what were the conclusions of the study? (you can also attach the summary of the outcome)

J16p1p1. J16.1.1 File upload:

J16p1p1[filecount]. filecount - J16.1.1 File upload:
0

J17. J17 Do you have any further comments regarding your country's experience with these products (such as marketing techniques used, health claims made, use in smoke-free places or any difficulties encountered when trying to enact regulation)?
Es urgente que exista mayor evidencia, acceso a investigación y cooperación para avanzar en la regulación de estos productos.

J001. Water Pipe Tobacco

J18. J18 Is there any water pipe tobacco available in your national market?
Yes

J18p1. J18.1 Please provide details, as appropriate.

J19. J19 Are flavoured water pipe tobacco products available in your country?
Sí.

J19p1. J19.1 Please provide details, as appropriate.

J20[J20p1]. J20 Where are water pipe tobacco sold in your country? [J20.1 - in pharmacies]
No

J20[J20p2]. J20 Where are water pipe tobacco sold in your country? [J20.2 - in convenience stores]
No

J20[J20p3]. J20 Where are water pipe tobacco sold in your country? [J20.3 - in supermarkets]
No

J20[J20p4]. J20 Where are water pipe tobacco sold in your country? [J20.4 - in kiosks]
Yes
J20[J20p5]. J20 Where are water pipe tobacco sold in your country? [J20.5 - via the Internet – from inside the country?]
Yes
J20[J20p6]. J20 Where are water pipe tobacco sold in your country? [J20.6 - via the Internet – from outside the country?]
Yes
J20[J20p7]. J20 Where are water pipe tobacco sold in your country? [J20.7 - other (please specify under J20.8)]
Yes
J20p8. J20.8 Please provide details, as appropriate.
En bares y restaurantes. En ventas ambulantes.
J21[J21p1]. J21 Is water pipe tobacco regulated under tobacco control laws or any other public health law? [J21.1 - under the tobacco control law]
Yes
J21[J21p2]. J21 Is water pipe tobacco regulated under tobacco control laws or any other public health law? [J21.2 - under food safety laws]
J21[J21p3]. J21 Is water pipe tobacco regulated under tobacco control laws or any other public health law? [J21.3 - other law(s) (please specify under J21.5)]
J21[J21p4]. J21 Is water pipe tobacco regulated under tobacco control laws or any other public health law? [J21.4 - not regulated by law]
J21p5. J21.5 Please provide details, as appropriate. Please quote or attach any relevant legislative text.
J21p5p1. J21.5.1 File upload:
J21p5p1[filecount]. filecount - J21.5.1 File upload:
0
J22[J22p1]. J22 Have you developed and implemented any policy, regulation or programme that is specific to water pipe tobacco use, such as: [J22.1 - taxes applied to accessories used for water pipe tobacco?]
No
J22[J22p2]. J22 Have you developed and implemented any policy, regulation or programme that is specific to water pipe tobacco use, such as: [J22.2 - including water pipe use in the ban of tobacco use in public places?]
Yes
J22[J22p3]. J22 Have you developed and implemented any policy, regulation or programme that is specific to water pipe tobacco use, such as: [J22.3 - banning delivery of water pipes and accessories to homes?]
No
J22[J22p4]. J22 Have you developed and implemented any policy, regulation or programme that is specific to water pipe tobacco use, such as: [J22.4 - specific regulations on the content of water pipe tobacco?]
No
J22[J22p5]. J22 Have you developed and implemented any policy, regulation or programme that is specific to water pipe tobacco use, such as: [J22.5 - specific regulations on applying health warnings to water pipe tobacco and accessories?]
Yes
J22[J22p6]. J22 Have you developed and implemented any policy, regulation or programme that is specific to water pipe tobacco use, such as: [J22.6 - mandating the placement of health warning signs in the open areas where water pipe tobacco is served and consumed?]
No

J22[J22p7]. J22 Have you developed and implemented any policy, regulation or programme that is specific to water pipe tobacco use, such as: [J22.7 - implementing campaigns to educate the public on health hazards of water pipe use?]

No

J22[J22p8]. J22 Have you developed and implemented any policy, regulation or programme that is specific to water pipe tobacco use, such as: [J22.8 - banning advertisement and promotion of water pipe tobacco and its use?]

Yes

J22[J22p9]. J22 Have you developed and implemented any policy, regulation or programme that is specific to water pipe tobacco use, such as: [J22.9 - implementing campaigns targeted specifically at water pipe tobacco users?]

No

J22[J2210]. J22 Have you developed and implemented any policy, regulation or programme that is specific to water pipe tobacco use, such as: [J22.10 - preventing access to water pipe tobacco use by youths through legislation?]

Yes

J22[J2211]. J22 Have you developed and implemented any policy, regulation or programme that is specific to water pipe tobacco use, such as: [J22.11 - prohibiting sales of water pipe tobacco and accessories to and by minors?]

Yes

J22p12. J22.12 If yes, please list the areas where such specific policies apply. Quote or attach any relevant legislative text.

La ley 1335 de 2009, aplica para todos los productos de tabaco lo que incluye las pipas de agua.

J22p12p1. J22.12.1 File upload:

J22p12p1[filecount]. filecount - J22.12.1 File upload:

0

J23. J23 Have you (or someone on your behalf) conducted any scientific analyses on these products, including on the contents, emissions or their health effects?

No

J24. J24 Do you have any further comments regarding your country's experience with these products (such as marketing techniques used, health claims made, use in smoke-free places or any difficulties encountered when trying to enact regulation)? Please include a copy of any regulations which apply to the production, distribution, advertisement and promotion or sale of water pipe tobacco in your country.

No se ha avanzado en la caracterización del consumo de este tipo de productos, lo que dificulta saber cuáles son las dificultades en la implementación de la Ley 1335 de 2009 para estos productos.

J002. Novel Tobacco Products

J25. J25 Please list any novel tobacco products that have appeared in your national market in the last 2 years.

J26. J26 Do you have any policy or regulation that is specific to novel tobacco products?

No

J26p1. J26.1 If yes, please list the areas where such specific policies apply.

J003. Reduced Ignition Propensity (RIP) Cigarettes

J27. J27 Do you legally mandate that cigarettes sold in your country have reduced ignition propensity characteristics?

No

J27p1. J27.1 If yes, please provide details, as appropriate.