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STATUTORY INSTRUMENTS

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**2006 No. 2372 (C. 81)**

**CONSUMER PROTECTION**

The Tobacco Advertising and Promotion Act  
2002 (Commencement No. 9) Order 2006

Made - - - - 24th August 2006

The Secretary of State for Health makes this Order in exercise of the powers conferred by section 22(1) of the Tobacco Advertising and Promotion Act 2002<sup>(1)</sup>.

**Citation and extent**

1.—(1) This Order may be cited as the Tobacco Advertising and Promotion Act 2002 (Commencement No. 9) Order 2006.

(2) This Order extends to England, Wales and Northern Ireland only.

**Appointed day**

2. 26th September 2006 is the appointed day for the coming into force of the Tobacco Advertising and Promotion Act 2002 in so far as that Act is not already in force.

Signed by authority of the Secretary of State

24th August 2006

*Caroline Flint*  
Minister of State for Public Health  
Department of Health

**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

## EXPLANATORY NOTE

*(This note is not part of the Order)*

This Order brings into force the Tobacco Advertising and Promotion Act 2002 (“the Act”) in so far as it is not already in force. Section 2 of the Act was not previously in force in relation to website advertising. The Tobacco Advertising and Promotion Act 2002 etc. (Amendment) Regulations 2006<sup>(2)</sup> also insert new provisions into the Act.

This Order does not apply to Scotland.

## NOTE AS TO EARLIER COMMENCEMENT ORDERS

*(This note is not part of the Order)*

This Order concludes the bringing into force of the Tobacco Advertising and Promotion Act 2002 in relation to England, Wales and Northern Ireland. The following provisions of the Act have been brought into force in England, Wales and Northern Ireland by commencement orders made before the date of this Order.

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. Number</i>
Section 1 (partially)	20th November 2002	<a href="#">2002/2865</a> <sup>(3)</sup>
Section 1 (fully)	14th February 2003	<a href="#">2002/2865</a>
Section 2 (partially)	14th February 2003	<a href="#">2002/2865</a>
Section 2 (partially)	14th May 2003	<a href="#">2002/2865</a>
Section 2 (partially)	21st December 2004	<a href="#">2004/3138</a>
Section 2 (partially)	31st July 2005	<a href="#">2004/3138</a>
Section 3 (partially)	14th February 2003	<a href="#">2002/2865</a>
Section 3 (fully)	31st July 2005	<a href="#">2004/3138</a>
Section 4(1) and (2)	14th February 2003	<a href="#">2002/2865</a>
Section 4(3) and (4) (partially)	20th November 2002	<a href="#">2002/2865</a>
Section 4(3) and (4) (fully)	26th February 2003	<a href="#">2003/396</a>
Sections 5 to 8	14th February 2003	<a href="#">2002/2865</a>
Section 9 (partially)	14th February 2003	<a href="#">2002/2865</a>
Section 9 (partially)	14th May 2003	<a href="#">2002/2865</a>

(2) [SI 2006/2369](#)

(3) [SI 2002/2865](#) was amended by [SI 2003/258](#)

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<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. Number</i>
Section 9 (fully)	31st July 2005	<a href="#">2004/3138</a>
Section 10 (partially)	14th February 2003	<a href="#">2002/2865</a>
Section 10 (fully)	31st July 2005	<a href="#">2004/3138</a>
Section 11(1) to (3) (partially)	20th November 2002	<a href="#">2002/2865</a>
Section 11(1) to (3) (fully)	26th February 2003	<a href="#">2003/396</a>
Section 11(4)	14th February 2003	<a href="#">2002/2865</a>
Sections 12 to 18	14th February 2003	<a href="#">2002/2865</a>
Section 19 (partially)	20th November 2002	<a href="#">2002/2865</a>
Section 19 (fully)	11th February 2002	<a href="#">2002/2865</a>
Section 20 (partially)	20th November 2002	<a href="#">2002/2865</a>
Section 20 (fully)	26th February 2003	<a href="#">2003/396</a>
Section 21 (partially)	20th November 2002	<a href="#">2002/2865</a>
Section 21 (fully)	14th February 2003	<a href="#">2002/2865</a>
Section 22	7th November 2002	Came into force on Royal Assent

Commencement Orders numbered 2, 4, 5 and 8 apply to Scotland (SSIs [2002/512](#), [2003/80](#), [2003/113](#) and [2004/546](#) respectively).