

ENFORCE BANS ON ADVERTISING, PROMOTION & SPONSORSHIP

ARTICLE 13: Tobacco Advertising, Promotion and Sponsorship (TAPS)

Assoc. Prof. Dr. Maizurah Omar¹, Noor Afiza Abdul Rani¹,
Dr. Balamurugan Tangiisuran¹

¹Clearinghouse for Tobacco Control, National Poison Centre, Universiti Sains Malaysia

**MINI SYMPOSIUM AND MARKETPLACE: TRANSLATING EVIDENCE
TOWRDS TOBACCO CONTROL POLICY IN MALAYSIA
19 December 2017, Swan Convention, Sunway Medical Centre**

Presented by
Dr Balamurugan Tangiisuran

Clearinghouse for Tobacco Control, National Poison
Centre
Universiti sains Malaysia

ARTICLE 13: Tobacco Advertising, Promotion & Sponsorship



We lead

- Article 13 obligates Parties, within 5 years after entry into force of the WHO-FCTC, to implement a comprehensive ban on all forms of TAPS

ARTICLE 13: Tobacco Advertising, Promotion & Sponsorship

- FCTC recommends a comprehensive ban on TAPS
 - All direct and indirect TAPS without exemption
 - Acts that aim promotion and acts that have or are likely to have promotional effects
 - Promotion and use of tobacco products
 - Commercial communications
 - Contribution of any kind to any event, activity or individual
 - Advertising and promotion of tobacco brand names and all corporate promotion
 - Traditional, media platforms and other new technologies

Malaysia's progress in implementing Article 13

Malaysia ratified WHO FCTC



2004	2005	2006	2007	2008	2009	2010	2011	2012	2013	2014	2015	2016	2017
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Prohibition on TAPS

- Tobacco product advertisement is allowed in or on a packing containing tobacco product.
- Advertisement at point of sale is permitted



Prohibition on sale of tobacco product by promotion

- Promote the sale of any tobacco product directly or indirectly is prohibited



Prohibition on sale of tobacco product by online sale

- No person shall sell or offer for sale any tobacco product online

CURRENT POLICY

Status of Ban on TAPs

No	Forms	Ban	Partial	No Ban
1.	Advertising	√		
2.	Advertising at POS	√		
3.	Ad via social media	√		
4.	Promotion	√		
5.	Sponsorship	√		
6.	Pack display			X
7.	CSR other than direct sponsorship			X
8.	Cross border		X	

Current situation

- POS is still visible
- TAPS on various media, online and digital marketing on internet, social media & telecommunication still visible
- Corporate Social Responsibility (CSR) activities on-going
- Cross border TAPS still visible
- Free sample

- **Implementation of Control of Tobacco Product Regulations (CTPR) 2004**
 - Prior to FCTC, the Malaysian Government had enacted the Control of Tobacco Product Regulation (CTPR) 1993
 - Reinforced in 2004 to include the prohibition of TAPS previously not cited under the Regulations

- **Non-comprehensive ban of TAPS**
 - Currently it is permissible to display and promote cigarette packs inside store shelves at point-of-sales (POS)
 - An opportunity for the tobacco companies to exploit TAPS to the fullest



- **Displayed health messages or warnings on TAPS**
 - Pictorial Health Warning (PHW) → limited only to 50% front and 60% back of the cigarette pack
 - Integration of the old and new text warning may also hamper the prominence of the message or affect sighting the new ones

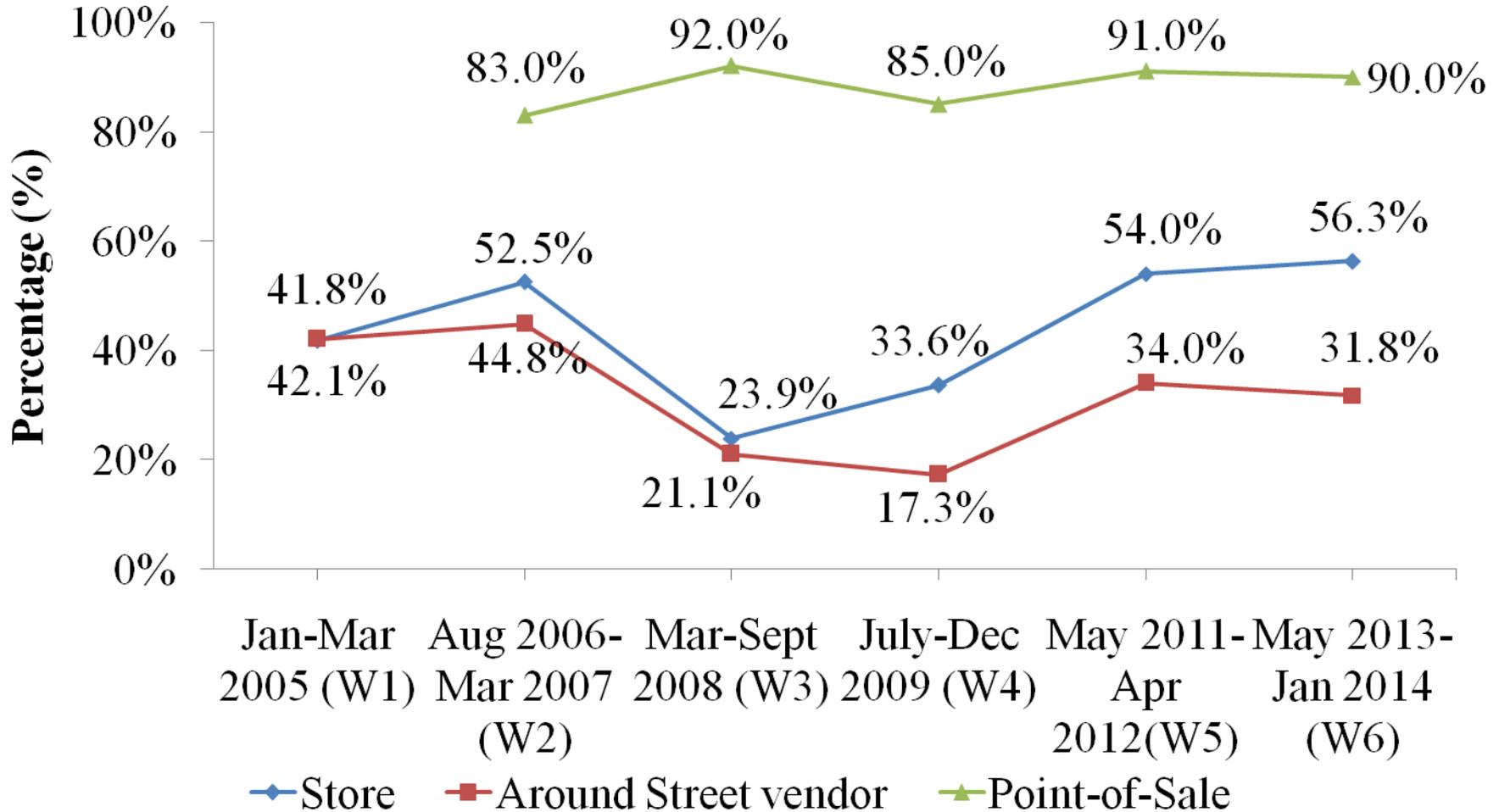
- **Tobacco Industry has shifted their market strategies to internet / social media**
 - Challenges in implementing comprehensive ban are prevalent in internet and digital based communication
 - Also have cigarette brands through various online marketing platforms with an aim to reach the masses particularly the adolescents

- **Corporate Social Responsibility (CSR)**
 - Key strategies employed by the industry to enhance its image and maintain legitimacy in both public and corporate spheres
 - Tobacco industry is seizing this opportunity and using loopholes to continue its TAPS activities

Evaluation on the Effectiveness on TAPS Ban Policy

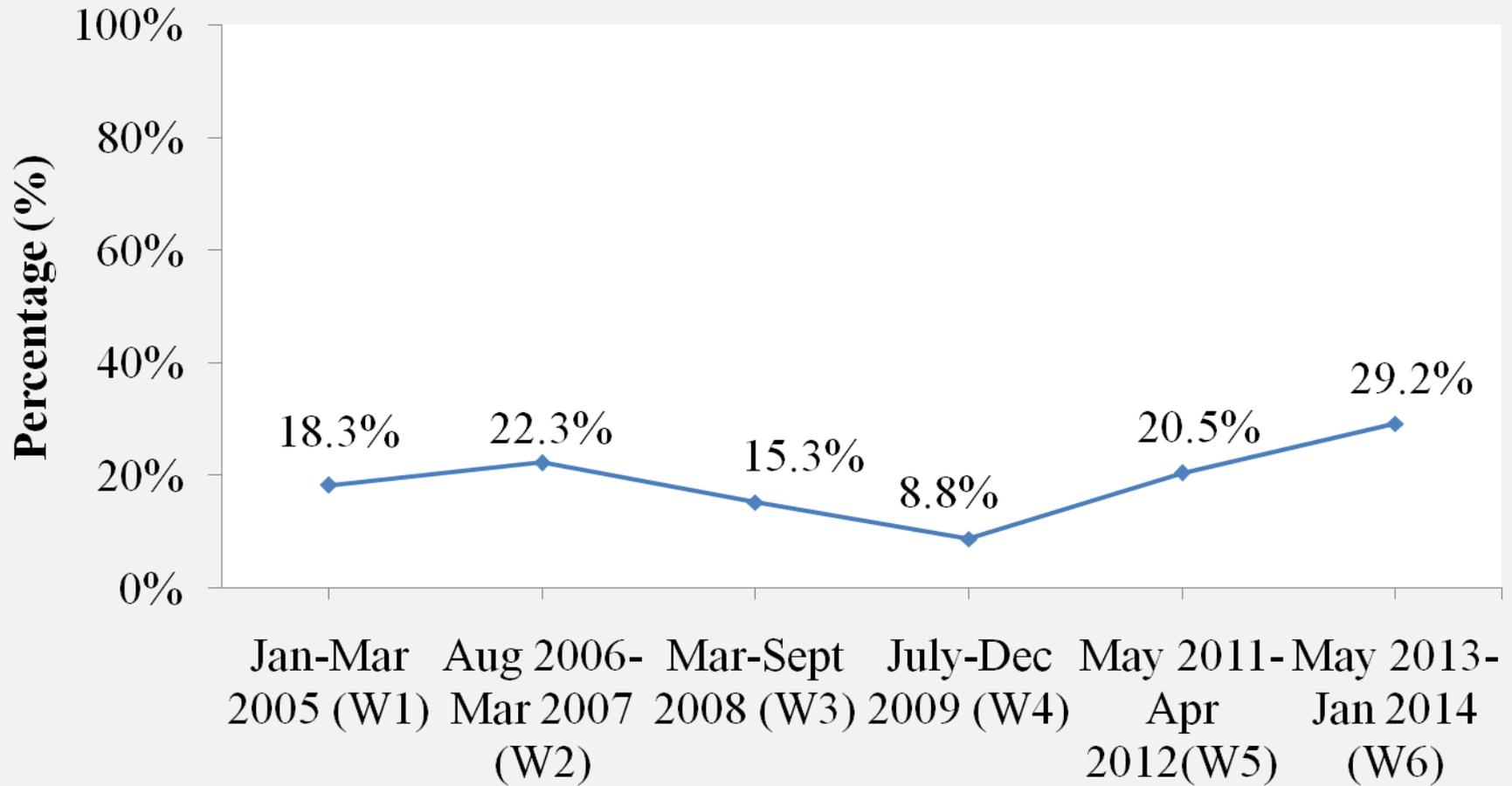
Ban Policy

Adult Smokers & Quitters(Yes)



Tobacco Promotion: Brand Stretching

Adult Smokers & Quitters(Yes)



- Lack of studies to examine the psychosocial behaviour towards TAPS
- Monitoring tobacco Industry TAPS activities especially online
- Lack of study on Corporate Social Responsibility (CSR)

- 1) Comprehensive banning of TAPS
 - i. Point-of-Sale (POS) advertising and Promotion
 - ii. Corporate Social Responsibility (CSR)
 - iii. Cross-border advertising
 - iv. Introducing plain packaging

- 2) Monitoring and enforcement
 - i. Online TAPS
 - ii. Free samples
 - iii. TAPS in stores and street vendors

Thank You