

**THE HIMACHAL PRADESH PROHIBITION OF SMOKING
(SHOW HOUSES) RULES, 1992**

HEALTH AND FAMILY WELFARE DEPARTMENT

NOTIFICATION

Shimla-2, the 20th November, 1992.

No. HFW-B(D)4-6184-II.-In exercise of the powers vested in him under sub-section (1) of section 7 of the Himachal Pradesh Prohibition of Smoking (Show Houses) Act, 1968 (Act No.4 of 1969), the Governor, Himachal Pradesh, is pleased to make the following rules, namely :--

1. Short title and commencement.- (1) These rules may be called the Himachal Pradesh Prohibition of Smoking (Show Houses) Rules, 1992.

(2) These rules shall come into force at once.

2. Definitions.-In these rules, unless there is anything repugnant in the subject or context,-

(a) "Act" means the Himachal Pradesh Prohibition of Smoking (Show Homes) Act, 1968;

(b) "section" means the section of the Act;

(c) "authorised officer" means the Chief Medical Officer of the District concerned or the Excise and Taxation Officer of the area. of the Excise and Taxation Department.

(2) All words and expressions, used in these rules, but not defined shall have the same meanings as assigned to them in the Act.

3. Inspection of the auditorium. -The Magistrate or the authorised officer, as the case may be, shall inspect the auditorium at least once in a month to ensure the compliance of sections 4 and 5 of the Act.

4. Police Assistance.--The Magistrate or the authorised officer, as the case may be, while inspecting the auditorium may seek the assistance of the police.

5. Action against the defaulter.-(1) The Magistrate or the authorised officer, as the case may be, while making an inspection in the auditorium to satisfy himself that the provisions of the Act are not being contravened by any person and if he finds any person contravening the provisions of the Act, he shall give him warning in this respect on the first instance and if he does not desist from smoking even after such warning, the Magistrate or authorised officer, as the case may be, may with the help of police eject him from the auditorium.

(2) If a person on having warning from the Magistrate or the authorised officer, as the case may be, does not stop smoking or resists from ejection from the auditorium or refuses to give his correct name and address, the Magistrate or the authorised officer, as the Case may be, may ask the

police to challan him in the court of Jaw.

(R.H.P. Extra., dated 28-16-1992, P. 3450-3451).
