# Report on Compliance Assessment Survey under COTPA 2003 in Kota, Rajasthan



## **State Institute of Health and Family Welfare**

## Jalana Institutional Area, South of Doordarshan

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#### Preface

India has been very conscious of the harmful effects of tobacco use, disease burden and related social and economic costs of health care. Over the period, various administrative measures were taken to prohibit tobacco smoking in public places and regulate the sale of tobacco products and their advertisements. A serious need was felt for framing a comprehensive national legislation on tobacco control, which would ensure uniform and effective enforcement of measures to achieve desired results. After detailed deliberations, the Government of India enacted The Cigarettes and Other Tobacco Products (Prohibition of Advertisement and Regulation of Trade and Commerce, Production, Supply and Distribution) Act, 2003 in May 2003 with a view to protect public health by prohibiting smoking in public places, banning advertisements of the tobacco products, banning sale of tobacco products to minors and near educational institutions, prescribing strong health warnings including pictorial depiction on tobacco products and regulation of tar and nicotine contents of tobacco products. So if any person found smoking in public places is liable to pay a fine.

The ban on smoking at public places came into effect from 1st May 2004 and subsequently from 2<sup>nd</sup> October, 2008 and is applicable all over India. Since then a number of cities in India have gone smoke free. In Rajasthan Jhunjhunu was declared as the first smoke-free district on 'World No Tobacco Day' in 2012. Efforts have been made to tobacco free Rajasthan and district Jhunjhunu, Ajmer, Alwar, Nagaur, Ajmer Bharatpur, Bhilwada, Bikaner, Jodhpur (City), Nagaur (City), Udaipur (City), Jalore (City) & Pali (City) have been declared as smoke free based of assessment studies conducted by SIHFW.

Kota district has been analysed on the various parameters of COTPA and this report presents a portrait of the district that will help the Government of Rajasthan to frame a corrective strategy so that can achieve the target of making Kota as a smoke free district.

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Director

#### About PSI

Population Services International, a registered Indian society began operations in India in 1988. PSI's mission is to empower the people of India to lead healthy lives by addressing priority public health challenges in India using social marketing, social franchising and behaviour change communication techniques. PSI focuses on improving consumer access to health products, services and information in 22 states and union territories. PSI focuses on strategic partnerships and fostering of private sector partnerships to address a wide range of public health issues including Reproductive Health, Maternal and Child Survival, Tuberculosis, Water, Sanitation, Hygiene, HIV/AIDS and Non Communicable Diseases such as Tobacco and Diabetes. PSI is also involved in the prevention of lifestyle diseases, through its work in tobacco control. Since 1988, PSI has been part of the Ministry of Health and Family Welfare's Contraceptive Social Marketing program (CSM). PSI's mission is to empower the people of India to lead healthy lives by addressing priority public health challenges in India using social marketing, social franchising and behaviour change communication techniques.

#### About SIHFW

SIHFW, Rajasthan, Jaipur is an apex level autonomous training and research organization of Department of Medical, Health and Family Welfare , founded in 1995 as a registered society by the Government of Rajasthan.(Reg. No.25/Jaipur/1995-96). It is the only ISO 9001:2008 certified training institution in health sector and is self financed (partially supported by NRHM).

The mission of the institute is committed to improvement in Health care through HRD, Health Research, Consultancy, and net working aiming at enhancement in the Quality of life.

SIHFW has adopted the dual strategy to work for the Mission.

- 1. To develop human resources for health (HRH) through training.
- 2. Organization development (OD) through operations research.

Being premier health training institute, SIHFW is regularly conducting trainings for medical, paramedical and development professionals of the state, apart from trainings other functions of SIHFW includes

- Research
- Monitoring
- Consultancy
- Documentation

#### **Executive Summary**

Tobacco use is a major public health problem in India. The COTPA act has been developed to keep a check and control the sale of tobacco products with special focus on the effective implementation and compliance of, Section 4-7 of COTPA through development and demonstration of effective and sustainable enforcement mechanisms has been reflected out of the results of the this study.

Building tobacco control capacity of Civil Society Organizations (CSO), policy makers, government officials, Panchayati Raj Institution (PRI) members, Accredited Social Health Activists (ASHA) under the National Rural Health Mission (NRHM), Non-Government Organizations (NGO) and key stakeholders involved in tobacco control activities would be critical for better implementation of law at the grassroots. This would not only strengthen compliance with COTPA provisions at village, panchayat and block level but also encourage violation reporting.

SIHFW Jaipur conducted a compliance assessment study in the Kota district of Rajasthan. The objective of the study is to - assess the level of compliance of sections4, 5, 6 (a), 6 (b) and 7,8,9 of COTPA Act with respect to Public places, Educational Institutes Point of Sale and Warning on Packaging. It is an observational study .Around 347 public places, 338 educational institutions and 317 tobacco retailers were observed in Kota city and Ladpura, Pipalda ,Digod and Sangod..

#### **Study findings**

The criteria for evaluation (the core indicators) and decision criteria for a district to qualify for the 'Smoke free' status include six parameters. The Kota districts have above 80% compliance. The color coding in the following table depicts result.

Compliance achieved	Need improvement-	Need strict action
Above 80 %	61-79 %	Below 60 %

	Public Places-N=347								
		Kota Blocks							
	Indicators	Kota city N=174	Ladpura N=43	Pipalda N=43	Digod N=43	Sangod N=44	Total N=347		
Sec 4	Availability of No Smoking signage's	165 (96%)	42 (98%)	41 (95%)	41 (95%)	43 (98%)	332 (96%)		
		N=165	N=42	N=41	N=41	N=43	N=332		
	No Smoking" Signage displayed as per COTPA	149 (90.%)	30 (71%)	37 (92%)	24 (58%)	40 (93%)	280 (84%)		

From total 347 places visited, 96% (332) places displayed the NO smoking signage and out of total 280 places, 84% were as per COTPA specification.

			Kota Blocks				
	Indicators	Kota city N=174	Ladpura N=43	Pipalda N=43	Digod N=43	Sangod N=44	Total N=347
	No active Smoking noticed	146 (84%)	38 (88%)	40 (93%)	39 (91%)	40 (93%)	303 (87%)
Sec 4	Cigarettes or Beedi stubs or ash not found	153 (88%)	35 (81%)	37 (86%)	33 (77%)	30 (68%)	288 (83%)
	No Evidence of smell /ashes of recent smoking	138 (79%)	32 (74%)	37 (86%)	33 (77%)	41 (93%)	281 (81%)
	Smoking aids (ashtray, matchboxes, and lighters) not visible	135 (77%)	32 (74%)	37 (86%)	37 (86%)	36 (82%)	277 (80%)

From the above table it was observed that Kota city, Ladpura, Pipalda, Digod and Sangod blocks follows compliance of Section 4.

Compliance achieved	Need improvement-	Need strict action
Above 80 %	61-79 %	Below 60 %

				PoS=33	8		
	Indicators			Kota Blo	ocks		
		Kota city N=169	Ladpura N=42	Pipalda N=42	Digod N=42	Sangod N=43	Total N=338
Sec 6 ( a)	Display of signage's	121 (72%)	39 (93%)	38 (90%)	38 (90%)	40 (93%)	276 (82%)
	Display of signage's as per COTPA	119 (70%)	36 (86%)	35 (83%)	35 (83%)	40 (93%)	265 (78%)

The PoS visited in Kota district displayed 82% (276) signages and 78% (265) displayed signages follow the COTPA compliance.

		Kota Blocks PoS=338						
	Indicators	Kota city N=169	Ladpura N=42	Pipalda N=42	Digod N=42	Sangod N=43	Total N=338	
	Products are							
	not sold to						330	
	minors	167	41	42	37	43	(98%)	
Sec	Products are							
6 ( a)	not sold by						332	
	minors	166	42	39	42	43	(99%)	

The Kota city, and all the Kota blocks follow the compliance of Section 6a which was above 90%.

Compliance achieved	Need improvement-	Need strict action
Above 80 %	61-79 %	Below 60 %

			Edu	cation Institut	ions, N=317	,	
	Indicators			Kota Bl	ock		
		Kota city N= 160	Ladpura N=39	Pipalda N=39	Digod N=39	Sangod N=40	Total N-317
	Signage displayed	160 (100%)	34 (87%)	28 (72%)	39 (100%)	40 (100%)	301 (95%)
Sec	No Sale of Tobacco Products inside the Campus	160 (100%)	39 (100%)	39 (100%)	39 (100%)	40 (100%)	317 (100%)
6 ( b)	No Sale of tobacco products within 100 yards of radial distance from the institute's main gate or boundary	136 (85%)	35 (90%)	27 (69%)	37 (95%)	27 (68%)	262 (83%)

The compliance of Section 6 b is above 90% in Kota city, except Pipalda and Sangod block. As signages were displayed in the 95 % of the educational institutions and prohibition of sale and use of tobacco products within premises is 100% and 83% in nearby by premises with 100 miters range. Evidence of use of tobacco or smoke was also not found in most of the places as above table shows.

Total PoS , N=338								
	Kota Block						Total	
		N=169	N=42 N=42		N=42 N=43		N=338	
Sec-5 (POS)	Number of PoS not advertising tobacco product	89 (53%)	24 (57%)	22 (52%)	28 (67%)	24 (56%)	187 (55%)	

The above table depicted that 55% (187) PoS were not displayed the tobacco advertisement in Kota district which shows that this section still needs to be looked and point of sales needs to be motivated and oriented regarding the act.

## **Chapter -1 Introduction**

#### 1.1. Background :

Tobacco use is the single most preventable cause of death in the world. Tobacco use kills over 10 lakh Indians every year but about 5500 youth take up tobacco consumption every day. Tobacco consumption imposes high health-care and productivity costs across India. In 2004, direct healthcare costs attributable to tobacco reached 1.2 billion USD, 4.7 % of India's total national healthcare expenditure. In the same year, approximately 411 million USD was lost in income due to tobacco-related work absenteeism. (Tobacco Burden Facts-Feb. 4, 2004)

Smoking bans (or smoke-free laws) are public policies, including criminal laws and occupational

safety and health regulations, which prohibit tobacco

smoking in workplaces and other public spaces. Legislation may also define smoking as more generally being the carrying or possessing of any lit tobacco product. The rationale for smoking bans posits that smoking is optional, whereas breathing is not. Therefore, proponents say, smoking bans



exist to protect breathing people from the effects of second-hand smoke, which include an increased risk of heart disease, cancer, emphysema, and other diseases.

In the interest of public health, The Ministry of Health & Family welfare had issued a detailed notification dated 30th May, 2008 making rules under the Cigarettes and other Tobacco products (prohibition of Advertisement and Regulation of Trade and Commerce, production, supply and Distribution) Act,2003 for the prohibition of smoking cigarettes and other tobacco products.

#### Table-1.1- Prevalence of Tobacco Use in Rajasthan (Source: GATS 2009:10)

Tobacco Users	Overall (%)	Male (%)	Female (%)
Tobacco Users	32.3	50.50	12.9
(Smokers & Users of Smokeless Tobacco)			
Tobacco Smokers	18.8	31.5	5.3
Smokeless Tobacco Users	18.9	28.7	8.5

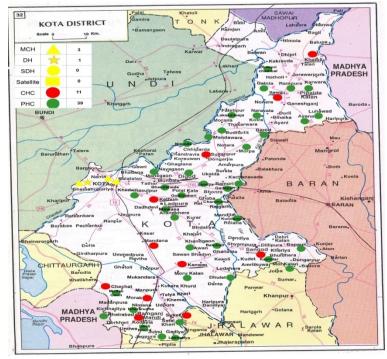
## Cigarette and Other Tobacco Product Act, 2003 & Prohibition of Smoking in Public Places Rules, 2008

On October 2, 2008, the Indian Government expanded the prohibition on smoking in public places and workplaces to protect individuals from the hazards of second-hand tobacco smoke. Salient features of the rule:

- Restrictions with regard to smoking apply clearly to hotels, restaurants, refreshments rooms, public places etc which would also include workplaces among other places as defined in each category. Section 4 of the act envisage separately ventilated smoking room termed as "Smoking Area"
- The rules provide that the owner, proprietor or the manager of all the public places shall ensure that no person smokes in the prohibited area under his jurisdiction. It also calls for sign board to be displayed at the entrance of the premises on each floor including the staircase and the lift.
- Detailed provisions have been incorporated for strict implementation of the prohibitory orders.
- The manager of the establishment is liable to be fined for any violation by any person of the above prohibition.
- The head of the institution/HR manager/Head of administration has to be designated/authorised to prohibit smoking at offices and workplaces.
- Ashtray, match boxes, lighters or other things designed to facilitate smoking should not be provided at the workplace.

It will be necessary for the managers to display in the establishment prominently, the name of the person to whom complaints can be made in case of violation of the provision of these rules

#### 1.2. Profile of Kota District



Kota is located along eastern bank of the Chambal River in the southern part of Rajasthan. It is the third largest city of Rajasthan after Jaipur and Jodhpur. The district is bound on the north and north- west by Sawai Madhopur, Tonk and Bundi districts.

Kota is known for the fine translucent muslins called Masuria Malmal and Kota also has an extensive industry of stone-polishing of a stone called Kota Stone.

#### **Table 1.2 Population Statistics of District Kota**

Total Population	1,951,014
Total Literacy Rate	76.56%
Community Health Centers	13
PHC	40
SC	205

Source:- NRHM Rajasthan.nic.in & Census 2011

#### 1.3. Goal of the study

The main goal of the study is to find out the level of compliance among people and entities such as public places and workplaces with the COTPA, so as to guide public health agencies and enforcement about where to target enforcement and public education resources to gain the status of "Smoke Free and compliant with COTPA act" district

#### 1.4. Objective of the study

- To measure the level of compliance to Section 4 of COTPA in public places across Kota district of Rajasthan.
- To measure the level of compliance to Section 5 of COTPA at Points of sale (PoS) across Kota district of Rajasthan.
- To assess the compliance of Section 6 (a) of COTPA at Points of Sale across Kota district of Rajasthan.
- To measure the level of compliance to Section 6 (b) of COTPA in educational institutions across Kota district of Rajasthan.
- To measure the status of compliance to Section 7, 8 & 9 of COTPA across Kota district of Rajasthan.

#### 1.5. Purpose of the study

Implementation of the law is a big challenge for the success of the program. So this study helps to find out the behaviour abidance of people in different areas like public places, govt offices, private offices, hospitals, educational institutes, bars and pubs, auditoriums, cinema halls, public transport facilities etc in accordance with the COTPA -. This study also find out the level of compliance of the

above mentioned entities with section 4,5,6,7, 8 & 9 of COTPA .The results of this study may be used to plan an intervention and for proper implementation of COTPA by enforcement.

#### 1.6 Operational Definitions:

- "Public Place" means any place to which the public have access, whether as of right or not, and includes auditorium, hospital buildings, railway waiting room, amusement centers, restaurants, public offices, court buildings, work places, shopping malls, cinema halls, educational institutions, libraries, public conveyances and the like which are visited by general public but does not include any open space.
- What is Smoke Free: Section 4 of COTPA deals with Protection from second-hand smoke. All public places should fulfil a few parameters.
  - No Active Smoking
  - No Smoking Aids
  - Display of "No Smoking signage" at entrance/ prominent places of every public places
  - No Cigarettes / Bidi butts
  - Authorization of Enforcement officer
  - Availability of Enforcement Mechanism

#### **Chapter 2- Research Methodology**

#### 2.1 Study area

The study area included public places, educational institutes & point of sales of Kota city & four blocks of the district –Ladpura,Pipalda,Digod,Sangod

2.2 Study Design-Cross-sectional Study (Formative research)

2.3 Survey type- Observational survey

2.4 Study period –June 2015

2.5 Geographical scope (Venues of visit) - For the purpose of study, all the potential public places

were divided into 7 broad categories for Section 4:

- 1. Accommodation facilities (Hotels, rest houses, sarai, guest house, Dharamshala, rain basera etc.)
- 2. Eating facilities (standalone restaurants, standalone canteens, bars, dhabas, ahata, street food vendors, food court etc.)
- 3. Offices and workplaces (Both in Government and private sector)
- 4. Educational institutions (Both in public and private sector)
- 5. Health care facilities ( Both in public and private sector)
- **6. Most frequently visited places** (Railway stations, market, bus stations, shopping mall, parks and tourist places etc.)
- 7. Public Transport service (Bus/Taxi/Maxi/Auto Rickshaws)

Section 6 (b)- Educational institutions

Section-4,6b,5,6 a, & 7,8,9- Tobacco retail outlets

#### Table- 2.1 Sampling Framework

Kota	Total blocks of the district	Sample for the study
		Kota city & 4 blocks (Ladpura, Pipalda,
	Blocks 5	Digod & Sangod)

The sample for the study was taken from Kota city and 4 blocks .The blocks were selected by 360 degree approach. 25% of data was covered from District Headquarter villages and remaining 75% from rural area.

#### Table- 2.2 Section wise and total sample size in Kota district

Types of Formats		Total Sample
Checklist I for Survey on Section 4	For public place	347
Checklist II for Survey on Section 6(b)	Educational institutions ( both in public and private sector)	317
For Section 5 PoS and Section 6 (a) & for Section 7, 8 & 9 (Pack warning)	Point of Sale & (Pack warning)	338

#### 2.6 Observation Methodology

The field investigators visited district headquarters and observed each of the sampled units (public places, educational institutions/PoS) one by one during peak business hours as per the prefixed schedule. During the study, an unobtrusive observation was made and a structured checklist was filled.

#### 2.7 Tools

Total three survey Checklist was used in the survey

- 1. Checklist I: for Section 4
- 2. Checklist II: for Section 6 (b)
- 3. Checklist III: for Section 6 (a), Section 5 (PoS) and Section 7, 8 & 9 (Pack warning)

## 2.8 Quality Control

- A repeated deliberation was carried out with the field investigators on the methodology.
- While making an observation, adequate coverage of place and adequate time spent was ensured.
- The survey was done strictly during peak business hours as per the pre-fixed schedule.
- Back check or cross check of the filled checklist of the field investigators. was done by supervisor
- For any queries or barriers SIHFW team spot checked the issue immediately and sorted out.

## 2.9 Data Management

The quantitative data entry and analysis was done using statistical software – SPSS 16.0 to avoid any discrepancies in data analysis. After the data entry, the quantitative analyst was involved for data analysis. A double entry process was adopted to limit the amount error that may have entered during data entry. Descriptive statistics (Mean, STD, Min and Max values) was used to check for missing data, outliers or illogical values and data was cleaned as needed. Descriptive statistics along with cross tabulation was applied in data analysis.

## 3.0 Ethical Consideration

The research proposal and tools for data collections were ethically approved by the Institutional Ethical Review Board of SIHFW. Prior informed consent was obtained from designated authorities by SIHFW .and verbal consent was obtained from the respondents who have been involved in the study.

### Chapter 3- Result and Analysis of Section 4 of COTPA Act

#### **Compliance of Section 4 of COTPA**

#### Prohibition of Smoking in Public Places - Section 4 of COTPA, 2003:

- No person shall smoke in a public place
- Provided that in a hotel having thirty rooms or a restaurant having seating capacity of thirty persons or more and in the airports, a separate provision for smoking area or space may be made."

A warning board "No Smoking area" has to be displayed by the owner/in charge of the public place. There is certain exemption to this rule; a hotel having thirty rooms can have smoking rooms and designated smoking zone or area whereas in a restaurant having seating capacity of thirty persons or more and in the airports, a separate provisions for smoking area or space may be made.

#### What are public places?

Section (4) of the COTPA 2003 prohibits smoking in all public places. 'Public Place' is defined as any place to which the public has access whether as of right or not and includes all places visited by general public namely auditorium, hospital building, railway waiting room, amusement centers, public offices, court buildings, educational institutions, libraries, coffee houses, canteens, banks, clubs and also open spaces surrounding hotels/restaurants etc.

#### What are public places supposed to do?

1. Display the signage as per the specification given in the Figure below:

60cm x30cm	
धूम्रपान रहित क्षेत्र, यहाँ धूम्रपान करना एक अपराध है। उल्लंधन करने पर 200/ - रूपने तक जुर्मान किया जाएगा।	Ĵ
यदि कोई धूम्रपान करता पादा जाए क्य क तो कृपया इनको झिकायत दर्ज करे <sub>हरण्य व</sub>	

- a) The board shall be of minimum size of 60 cm x 30 cm of white background;
- b) It shall contain a circle of no less than 15 cm outer diameter with a red perimeter of no less than 3 cm wide with a picture, in the centre, of a cigarette or beedi with black smoke and crossed by a red band;
- c) The width of the red band across the cigarette shall equal the width of the red perimeter;
- d) The board shall contain the warning "No Smoking Area- Smoking Here is an Offence", in English or one Indian language, as applicable;
- e) The board shall be prominently displayed at each entrance of the public place and a conspicuous place(s) inside the building. If there are more than one entrance then at all entrances and exits. If there is more than one floor, at each floor including the stair-case and entrance to the lift at each floor.
- f) Notify and display the name of a person (designated officer) to whom a complaint may be made, in case someone is found violating the law.

2. Ensure that no ashtrays, matches, lighters or other things designed to facilitate smoking are provided.

3. Assigning a responsible officer to whom complaint may be lodged in case anybody is spotted smoking.

#### Can public places have a separate smoking area?

All public places have to be smoke-free. However, hotels having 30 or more rooms and restaurants having seating capacity of 30 or more and airports may provide a separate designated smoking area.

#### A smoking area / space

- 1. Should be used only for the purpose of smoking and no other service(s) shall be allowed.
- 2. Shall not be established at the entrance or exit of the hotel, restaurant or airport and shall be distinctly marked as 'smoking area' in English and one Indian language as applicable.
- 3. Physically separated and surrounded by full height walls on all four sides. Having an entrance with automatically closing doors, and is fitted with an exhaust ventilation system which is non recirculating in nature or an air cleaning system or a combination of two, in such a manner that air does not permeate into non smoking areas. The Smoking area has a negative air pressure in comparison with the remainder of the building.

#### What constitutes violation of Sec 4?

- If public places do not put up specified signage
- Presence of ashtrays and lighters, matches or any other device to facilitate smoking.
- Smoking area established at the entrance or exit of an establishment as specified in the law.
- Smoking room with improper air flow system.
- Presence of a separate smoking room in a public place which is NOT an airport, hotel with more than 30 rooms or a restaurant with a 30 seating capacity.
- Designated officer for reporting of violations is not mentioned.

#### What happens if Sec 4 is violated?

- Any violation of any Provision in this section is a punishable offence with fine extending up to Rs.
   200.
- An offence under this section shall be compoundable and shall be tried summarily in accordance with the procedure provided for summary trials in Code of Criminal Procedure, 1973."
- If the owner, proprietor, manager or supervisor, or in-charge of affairs of the public place fails to act on the report of such violation, he shall be fined equivalent to the number of individual offences.

			Type of Pu N=3					
	Accommodat ion Facilities	Eaterie s	Educational establishment s	Offices and Workplace s	Healt h care facilit y	Most frequentl y visited places	Public Transpor t Facility	Total
Kota city	30	32	30	35	23	11	13	174
				Kota Block				
Ladpura	6	6	6	6	8	5	6	43
Pipalda	6	6	6	6	8	5	6	43
Digod	6	6	6	6	8	5	6	43
Sangod	6	7	6	6	8	5	6	44
Total	54	57	54	59	55	31	37	347

Total 347 public places visited during the study ,out of which 54 were accommodation facilities,57 were eateries,54 were educational institutions,59 were offices and work places,55 were health care facilities,31 were most frequent visited places and 37 were public transport facilities in Kota district.

Kota Blocks						
Indicators	Kota city N=174	Ladpura N=43	Pipalda N=43	Digod N=43	Sangod N=44	Total N =347
No Smoking" Signage displayed	165 (94%)	42 (98%)	41 (95%)	41 (95%)	43 (98%)	332 (96%)
Contact details written	111 (64%)	22 (51%)	31 (72%)	13 (30%)	19 (43%)	196 (56%)
	N=165	N=42	N=41	N=41	N=43	N=332
No Smoking" Signage displayed as per COTPA	149 (86%)	30 (71%)	37 (92%)	24 (58%)	40 (93%)	280 (84%)

From the above table total 347 public places visited, no smoking signages were displayed in 96% (332) public places, out of which 84% (280) were as per COTPA specification. Contact details were written in 56% (196) signage's. It shows the display of signage in the district is good.

#### Table 3.3 City & Block wise compliance of Smoking and Smoking aids in Kota

	Kota Blocks						
Indicators	Kota city	Ladpura	Pipalda	Digod	Sangod	Total	
	N=174	N=43	N=43	N=43	N=44	N =347	
No Active Smoking Noticed	146 (84%)	38 (88%)	40 (93%)	39 (91%)	40 (93%)	303 (87%)	
Cigarettes or Beedi stubs or ash not found	153 (88%)	35 (81%)	37 (86%)	33 (77%)	30 (68%)	288 (83%)	
No Evidence of smell /ashes of recent smoking	138 (79%)	32 (74%)	37 (86%)	33 (77%)	41 (93%)	281 (81%)	
Smoking aids (ashtray, matchboxes, and	135 (77%)	32 (74%)	37 (86%)	37 (86%)	36 (82%)	277 (80%)	

lighters) not			
visible			

During the study other indicators also observed in blocks such as active smoking was not seen in 87% (303) places, smoking aids were not found in 80% (277) places as well as evidence of smell/ashes and Evidence of smell /ashes of recent smoking of were not found at more than 80% places.

#### Kota City

#### Table 3.4 Public Places-wise presence of signage in Kota city

	Kota city							
Indicators	Accommo dation Facilities N=30	Eateries N=32	Educational establishmen ts N=30	Offices and Workplaces N=35	Health care facility N=23	Most frequenc y Visited places N=11	Public Transport Facility N=13	<b>Total</b> N=174
No smoking signage displayed	30	32	29	32	20	9	13	165 (95%)
Signage's displayed as per COTPA	23	28	29	28	20	8	13	N=174 149 (86%)
Contact details written	22	16	20	16	18	6	13	111 (64%)

From the above table it was depicted that the compliance of section 4 i.e. No smoking signages is 95% in Kota city, out of that 86% (149) signages as per COTPA specification.

Table 3.5 Public Places-wise presence	of Smoking and smoking aids in Kota city

			Ко	ta city				
Indicators	Accomm odation Facilities N=30	Eateries N=32	Educational establishmen ts N=30	Offices and Workplac es N=35	Health care facility N=23	Most frequen cy Visited places N=11	Public Transp ort Facility N=13	Total N=174
No Active smoking noticed	29	25	29	30	18	5	10	146 (84%)
Non Availability of Cigarette butts or Beedi stubs	28	25	28	32	20	8	12	153 (88%)
No Smell of smoke or ashes	24	20	28	27	22	8	9	138 (80%)

observed									
No Smoking aids available	23	22	29	28	19	5	9	135 (78%)	
Other indicators in kota city were observed Active smoking was not noticed in 84% (146) place,									

Availability of Cigarette and smell or ashes were not found in more than 80% places.

## Ladpura Block

#### Table 3.6 Public Places-wise presence of signage in Ladpura Block

			La	dpura Block-	N=43			
Indicator s	Accommo dation Facilities N=6	Eateries N=6	Educational establishmen ts N=6	Offices and Workplaces N=6	Health care facility N=8	Most frequenc y Visited places N=5	Public Transport Facility N=6	Total N=43
No smoking signage displayed	6	5	6	6	8	5	6	42 (98%)
Signage' s displayed as per COTPA	6	5	5	3	8	3	0	<b>N=42</b> 30 (72%)
Contact details written	6	5	4	2	3	2	0	22 (51%)

Total 43 places were visited in Ladpura block. Out of that no smoking signage were displayed in 98% (42) places and 70% signage's were followed COTPA specification.

#### Table 3.7 Public Places-wise presence of smoking and smoking aids in Ladpura Block

			Ladpu	Ira Block-	N=43			
Indicators	Accom modati on Faciliti es N=6	Eateries N=6	Educational establishm ents N=6	Offices and Workplac es N=6	Health care facility N=8	Most frequen cy Visited places N=5	Public Transpo rt Facility N=6	Total N=43
No Active Smoking Noticed	5	2	6	6	8	5	6	38 (88%)
Cigarettes or Beedi stubs or ash not found in public places	4	4	6	5	8	4	4	35 (71%)
No Evidence of smell	5	2	5	6	8	5	6	37 (86%)

/ashes of recent smoking								
Smoking aids (ashtray, matchboxes, and lighters) not visible	4	3	5	6	8	0	6	32 (74%)

In Ladpura block, active smoking was not seen in 88% (38) places. Smoking aids were not available in 71% (35) public places. Evidence of recent smoking not found in 86% places.

## <u> Pipalda Block</u>

			Pipal	da							
N=43											
Indicators	Accommo dation Facilities N=6	Eaterie s N=6	Educational establishmen ts N=6	Offices and Workpl aces N=6	Health care facility N=8	Most frequenc y Visited places N=5	Public Transpo rt Facility N=6	Total N=43			
No Smoking "Signage displayed	5	6	6	6	7	5	6	41 (95%)			
No Smoking Signage displayed as per COTPA	5	5	6	6	6	5	4	<b>N=41</b> 37 (90%)			
Contact details written	4	4	6	6	4	4	3	31 (72%)			

#### Table 3.8 Public Places-wise presence of signage in Pipalda Block

In Pipalda block total 43 places were visited, No smoking signages were displayed in 95% (41) places and out of which 90% (37) were as per COTPA specification. Contact details were written in 72% (31) signage.

Table 3.9 Public Places-wise presence of smoking and smoking aids in Pipalda Block
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	Pipalda										
N=43											
Indicators	Accommoda tion Facilities N=6	Eaterie s N=6	Educational establishmen ts N=6	Offices and Workplac es N=6	Healt h care facilit y N=8	Most frequenc y Visited places N=5	Public Transpo rt Facility N=6	Total N=43			
No Active Smoking Noticed	6	6	6	6	7	4	5	40 (93%)			
Cigarettes or Beedi stubs	5	5	6	6	7	4	4	37 (86%)			

or ash not found in public places								
No Evidence of smell /ashes of recent smoking	5	5	6	6	7	4	4	37 (86%)
Smoking aids (ashtray, matchboxes, and lighters) not visible	5	5	6	6	7	4	4	37 (86%)

Active smoking were not observed in 93% (40) places, cigarettes or Beedi stubs, evidence of recent smoking & smoking aids were not found in 86% (37) places.

## **Digod Block**

	Digod N=43											
Indicators	Accommoda tion Facilities N=6	Eaterie s N=6	Educational establishmen ts N=6	Offices and Workplac es N=6	Healt h care facilit y N=8	Most frequenc y Visited places N=5	Public Transpo rt Facility N=6	Total N=43				
No Smoking" Signage displayed	6	4	6	6	8	5	6	41 (95%)				
No Smoking Signage displayed as per COTPA	3	4	4	0	6	4	3	<b>N=41</b> 24 (26%)				
Contact details written	0	4	2	0	0	4	3	13 (30%)				

From the above table total 43 public places visited; no smoking signage were displayed in 95% (41) of the places and 26% (24) signage's were followed COTPA specification. Contact details were written only in 30% (13) of these 43 places.

			Digo N=4					
Indicators	Accommoda tion Facilities N=6	Eaterie s N=6	Educational establishmen ts N=6	Offices and Workplac es N=6	Healt h care facilit y N=8	Most frequenc y Visited places N=5	Public Transpo rt Facility N=6	Total N=43
No Active Smoking Noticed	6	4	6	6	8	4	5	39 (91%)
Cigarettes or Beedi stubs or ash not found in public places	5	4	6	6	7	3	2	33 (77%)
No Evidence of smell /ashes of recent smoking	4	4	6	6	7	4	2	33 (77%)
Smoking aids (ashtray, matchboxes, and lighters) not visible	2	5	6	6	7	5	6	37 (86%)

 Table 3.11 Public Places-wise presence of smoking and smoking aids in Digod Block

Active smoking and smoking aids was not found in 91% (39) public places. Evidence of recent smoking and stubs or ash was not found in 77% (33) places. Smoking aids also were not found in 86% places.

## Sangod Block

Table 3.12 Public Places-wise presence of signage in Sangod

			Sang	od					
	N=44								
Indicators	Accommo dation Facilities N=6	Eaterie s N=7	Educational establishmen ts N=6	Offices and Workpla ces N=6	Health care facility N=8	Most frequenc y Visited places N=5	Public Transpo rt Facility N=6	Total N=44	
No Smoking" Signage displayed	5	7	6	6	8	6	5	43 (98%)	
No Smoking Signage displayed as per COTPA	4	6	6	7	6	6	5	N=43 40 (93%)	
Contact details written	3	2	3	2	4	3	2	19 (43%)	

Total 44 public places visited in Sangod block; no smoking signages were displayed in 93% (43) places and 91% (40) signage's were followed COTPA specification.

Table 3.13 Public Places-wise presence	of smoking and smoking aids in Sangod
--	---------------------------------------

			Sang	od					
N=44									
Indicators	Accommo dation Facilities N=6	Eaterie s N=7	Educational establishmen ts N=6	Offices and Workpla ces N=6	Health care facility N=8	Most frequenc y Visited places N=5	Public Transpo rt Facility N=6	Total N=44	
No Active Smoking Noticed	6	7	6	9	8	0	4	40 (91%)	
Cigarettes or Beedi stubs or ash not found in public places	4	4	6	5	6	3	2	30 (68%)	
No Evidence of smell /ashes of recent	5	8	6	9	9	1	3	41 (93%)	

smoking								
Smoking aids (ashtray, matchboxes, and lighters) not visible	6	8	4	9	8	0	1	36 (82%)

Active smoking was not found in 91% (40) public places. Smell of recent smoking not found in 93% (41) places and smoking aids was not visible in 82% (36) places.

## Chapter 4- Result and Analysis of Section 5, Section 6(a), Section 6 (b), Section 7, 8, 9 of COTPA Act

Section 5 of COTPA, 2003: Section 5: Prohibition of Advertisements, Promotion and Sponsorship of all Tobacco Products.



- Both direct & indirect advertisement of tobacco
   products prohibited in all forms of audio, visual and print media
- Total ban on sponsoring of any sport and cultural events by cigarette and other tobacco product companies
- No trade mark or brand name of cigarettes or any tobacco product to be promoted in exchange for sponsorship, gift, prize or scholarship
- No person, under contract or otherwise, to promote or agree to promote any tobacco product.
- However, advertisements of tobacco products are permitted at point of sale (PoS) and on retail packages but under certain restrictions.

Advertising is the process of calling the attention of the public to a product or service by a business. More specifically, there's a desire to manipulate and encourage a target audience into not only desiring a product or service, but to feel a certain way about it and without this product or service, they will lack this feeling. Similarly Tobacco marketing has been a key issue in tobacco litigation. Plaintiffs and their attorneys have often asserted that tobacco companies have marketed their products using advertising and promotional techniques that have targeted youth (including the plaintiffs) with messages and images designed to increase the desirability of tobacco use while obscuring its dangers.

Total PoS= 338						
			Kota E	Block		
Indicators	Kota city N=169	Ladpura N=42	Pipalda N=42	Digod N=42	Sangod N=43	Total N=338
Not advertise tobacco products	89 (53%)	24 (57%)	22 (52%)	28 (67%)	24 (56%)	187 (55%)

### Table 4.1 Compliance of Section 5 of COTPA

Total 338 Point of sales were visited during the study, out of which 55% (187) were not advertising the tobacco products. It is a matter of concern that the violation of act in is found at 46% PoS and need is to address this issue by district authorities.

### Table 4.2 Type of Advertisement used

			PoS , N=338		
Type of			Kota Block		
Advertisement	Kota city	Ladpura	Pipalda	Digod	Sangod
	N=80	N=18	N=20	N=14	N=19
Boards	75	15	2	5	10
Posters	24	2	2	8	0
Banners	20	4	3	3	2
Stickers	50	10	18	6	14
LCD/video screen	0	0	0	0	2
Dangles	0	0	0	0	0
Promotional gifts/offers	0	0	0	0	0
Product showcases	0	0	0	0	0

Out of 338 PoS, 151 were showcasing the products which acted as advertisement, besides the use of boards, posters, banners & stickers. The advertisement rate is still high which suggests that, seller were in-spite of knowledge of the COTPA act not following the complying COTPA norms.

#### Table 4.3 Advertisement board

			PoS , N=338		
Advertisement	Kota city N= 75		Kota Block		
Board		Ladpura	Pipalda	Digod	Sangod
		N=15	N=2	N=5	N=10
Size of					
advertisement board	15	2	1	1	10
exceeds 60x45 cm					
Advertisement					
board is illuminated	75	15	2	5	4
or black lit					
Board display brand					
packshot or brand	45	2	4	4	0
name of tobacco	15	2	1	1	9
products					
Board show any					
promotional	15	2	1	1	10
massage or picture					
Particular color					
,layout or	15	2	1	1	10
presentation used					

COTPA provides a complete prohibition on direct advertisement, promotion and sponsorships of tobacco products. However, in Kota surrogate advertisements on print and electronic media, both indoors and outdoors were found in abundance. 
 Table 4.4 Display of Health Warnings on advertisement board

			PoS , N=42					
Health	Kota city N=169		Kota Block					
warning		Ladpura	Pipalda	Digod	Sangod			
		N=42	N=20	N=42	N=19			
Board display								
a health	162	38	19	39	10			
warning								
Size is more	162	38		39				
than 20 x 15			18		10			
ст								
Warning is on	162	38		39				
uppermost			19		8			
portion of a			15		0			
board								
Warning	162	38		39				
written in any			20		10			
local Indian			20		10			
language								

Majority of the PoS displayed the board of health warnings and the size of the board was accurate as required. As well as the warnings was written on the upper portion of the board

#### Section 6 (a) of COTPA, 2003: Prohibition on Sale to Minors

- Sale of tobacco products to and by the persons under the age of 18 is prohibited.
- The seller (shopkeeper) has to ensure that the person who is buying the tobacco product is not a minor.
- A specified display board to be put up at the point of sale declaring that "sale of tobacco products to minors is prohibited"



#### Table 4.5 Display of Signage's at PoS

			PoS , N=338	;		
Sale of	Kota city N=169		Kota Block			Total N=338
Tobacco		Ladpura	Pipalda	Digod	Sangod	N-330
Products		N=42	N=42	N=42	N=43	
Display of signage's	121 (72%)	39 (93%)	38 (90%)	38 (90%)	40 (93%)	276 (82%)
Display of signage's as per COTPA	119 (70%)	36 (86%)	35 (83%)	35 (83%)	40 (93%)	265 (78%)

Among 338 shops observed, who were selling tobacco products in Kota 82% (276) shops displayed the signage's which shows " **Selling of tobacco products below 18 years is an offence**" and 78%(265) displayed signage's were as per COTPA specifications.

			PoS , N=338			
Sale of Tobacco	Kota city N=169		Kota Block			Total N=338
		Ladpura	Pipalda	Digod	Sangod	N-330
Products		N=42	N=42	N=42	N=43	
Products sold						
by vending	0	0	0	0	0	0
machines						
Vendors						15
enquires or	0	0	1	0	14	(4%)
see age proof						(+70)
Products are						
not sold to	167	41	42	37	43	330 (98%)
minors						(90%)
Products are						
not sold by	166	42	39	42	43	332 (99%)
minors						(3370)

#### Table 4.6 Sale of Tobacco products to Minors at PoS

At the time of study , it was observed that 98% (330) PoS were not selling the products to the minors and 99% (332) PoS were not selling the products by the minors.

## Section 6 (b) of COTPA, 2003: Prohibition on Sale of Tobacco Products Within 100 yards of Educational Institutions

- In order to restrict access of youth for tobacco products, the sale of the tobacco products is prohibited within a radius of 100 yards of an outer boundary of an educational institution.
- A display board has to be put up outside the educational institutions declaring the same.

#### Table 4.7: Type of Kiosk/Shop found Selling Tobacco Products Within 100 yards of Educational Institute

Adolescents in the age group of 14-19 years are the most susceptible to initiate use of tobacco use in both rural and urban areas. An effective school level tobacco control policy would play a vital role in deterring tobacco experimentation among adolescents. Schools with tobacco control policies have reduced tobacco use as compared to those without such policy, both in rural and urban areas. Societal influences, such as, parents' and closest friend's tobacco use, lack of knowledge on harmful effects of tobacco, positive attitude towards tobacco use by family members and viewing of tobacco advertisements are strongly associated with tobacco use. To counter development of such pro-tobacco attitude, teaching and training to students should be mandated in all schools. School teachers and counselors ought to be oriented on the facts related to tobacco production, distribution channels and consumption patterns amongst adolescents so that they could play a deterrent role for those initiating this and could help the users give up this habit

		Education	Institutions, N=	:317		
			Kota Block			
Norms of Section	Kota city	Ladpura	Pipalda	Digod	Sangod	Total
6b	N=160	N=39	N=39	N=39	N=40	N-317
Signage Displayed	160	34	28	39	40	301
	(100%)	(87%)	(72%)	(100%)	(100%)	(95%)
Signage as per Section 6 b of	132	24	20	28	40	244
COTPA is displayed	(81%)	(62%)	(51%)	(72%)	(100%)	(77%)
No Sale of	160	39	39	39	40	317
Tobacco Products inside the Campus	(100%)	(100%)	(100%)	(100%)	(100%)	(100%)
No Sale of tobacco products within 100 yards of radial distance from the institute's main gate or boundary	136 (85%)	35 (90%)	27 (69%)	37 (95%)	27 (68%)	262 (83%)

In order to check the compliance of Section 6 (b) total 317 Educational institutions were visited, 95% (301) have displayed the signage's which shows "**Prohibition on Sale of Tobacco Products Within 100 yards of Educational Institutions**. All the visited institutions strictly adhere to the compliance by not allowing of tobacco products inside the campus. At 83% of schools were not selling tobacco products with in 100 yards of the school premised. The tobacco products within 100 yards of Educational institutions were not sell by 83 %( 262) PoS. **Except Pipalda and Sangod block, Kota city follows 85% and, Ladpura , Digod block where compliance was 90%.** 

## Section 7, 8 & 9 of COTPA, 2003: Prohibition on Sale of Cigarettes and Other tobacco products without specified health warnings

- All tobacco product packages need to carry prominent and legible health warnings.
- These warning shall also be pictorial in nature.
- The warnings will be given in the same language as given on the pack.
- All imported tobacco products should also carry the specified warnings.
- •

#### Table 4.8 Number of products assessed in Kota

	Brand assessed=1265									
		Kota city			Kota Block	κ				
		N=253	Ladpura	Pipalda	Digod	Sangod Tota				
			N=253	N=253	N=253	N=253	1265			
ection , 8 & 9	Number of products assessed	253	253	253	253	253	1265			



### Table 4.9 Health warnings on the packs in Kota city

Kota City N-253			
Variables	Cigarettes- Indian Made <b>N-84</b>	Bidi <b>N-84</b>	Smokeless tobacco <b>N-84</b>
Health Warning is present	84 (100%)	84 (100%)	84 (100%)
If yes is it as per GSR (724) E, sep. 12,2012	84(100%)	84 (100%)	84 (100%)
If yes Smoking Kills or Tobacco Kills is written on the pack	84 (100%)	84 (100%)	84 (100%)
Health warning is written on the pack in white font colour & black colour background	84(100%)	84(100%)	84 (100%)
Health warning is placed at the bottom and below pictorial presentation	72 (85%)	70 (83%)	69(82%)
Word Warning is written in red font with black background	72 (85%)	70 (83%)	69(82%)
picture size is distorted, shortened or compressed	1 (2%)	5 (9%)	3 (5%)
Health warning is in same language used on the pack	9 (17%)	21 (39%)	23 (43%)
More than one language on the pack	19 (17%)	46 (87%)	43 (81%)
Messages are promote a specific tobacco brand	1(1%)	3 (5%)	5(9%)
the PHW is masked or damaged in opening of the pack	0	1(1%)	1(1%)
PHW is placed at the joints between two pouches	0	1(1%)	1(1%)

Total 253 tobacco products were observed in Kota city, out of which 84 were cigarettes, Bidi and smokeless tobacco. All the products have health warning on the packaging and have warning as per GSR (724) E, sep. 12, 2012.

Table 4.10 Health warnings on the packs in Ladpura Block
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Ladpura N-253			
Variables	Cigarettes- Indian Made <b>N-84</b>	Bidi <b>N-84</b>	Smokeless tobacco <b>N-84</b>
Health Warning is present	84 (100%)	84 (100%)	84 (100%)
If yes is it as per GSR (724) E, sep. 12,2012	84(100%)	84 (100%)	84 (100%)
If yes Smoking Kills or Tobacco Kills is written on the pack	84 (100%)	84 (100%)	84 (100%)
Health warning is written on the pack in white font colour & black colour background	84(100%)	84(100%)	84 (100%)
Health warning is placed at the bottom and below pictorial presentation	72 (85%)	70 (83%)	69(82%)
Word Warning is written in red font with black background	72 (85%)	70 (83%)	69(82%)
Picture size is distorted, shortened or compressed	2 (1%)	5 (4%)	4 (3%)
Health warning is in same language used on the pack	9 (8%)	21 (19%)	23 (21%)
More than one language on the pack	19 (17%)	46 (42%)	43 (39%)
Messages are promote a specific tobacco brand	1(1%)	3(1%)	5(2%)
the PHW is masked or damaged in opening of the pack	0	1(1%)	1(1%)
PHW is placed at the joints between two pouches	0	1(1%)	1(1%)

Total 253 tobacco products were observed in Ladpura block, out of which 84 were cigarettes, Bidi and smokeless tobacco. All the products have health warning on the packaging and have warning as per GSR (724) E, sep. 12, 2012.

### Table 4.12Health warnings on the packs in Pipalda block

	Sangod N-253		
Variables	Cigarettes- Indian Made <b>N-84</b>	Bidi <b>N-84</b>	Smokeless tobacco <b>N-84</b>
Health Warning is present	84 (100%)	84 (100%)	84 (100%)
If yes is it as per GSR (724) E, sep. 12,2012	84(100%)	84 (100%)	84 (100%)
If yes Smoking Kills or Tobacco Kills is written on the pack	84 (100%)	84 (100%)	84 (100%)
Health warning is written on the pack in white font colour & black colour background	84(100%)	84(100%)	84 (100%)
Health warning is placed at the bottom and below pictorial presentation	72 (85%)	70 (83%)	69(82%)
Word Warning is written in red font with black background	72 (85%)	70 (83%)	69(82%)
Picture size is distorted, shortened or compressed	1 (1%)	3 (3%)	3 (3%)
Health warning is in same language used on the pack	29 (32%)	38 (42%)	30 (81%)
More than one language on the pack	16 (18%)	16 (18%)	9 (10%)
Messages are promote a specific tobacco brand	7(8%)	10(11%)	6(7%)
the PHW is masked or damaged in opening of the pack	1(1%)	4(7%)	7(8%)
PHW is placed at the joints between two pouches	0	1(1%)	6(7%)

Total 253 tobacco products were observed in Pipalda block, out of which 84 were cigarettes, Bidi and smokeless tobacco. All the products have health warning on the packaging and have warning as per GSR (724) E, sep. 12, 2012.

Table 4.11 Health warnings on the packs in Digod block

Digod N-253			
Variables	Cigarettes- Indian Made <b>N-84</b>	Bidi <b>N-84</b>	Smokeless tobacco N-84
Health Warning is present	84 (100%)	84 (100%)	84 (100%)
If yes is it as per GSR (724) E, sep. 12,2012	84(100%)	84 (100%)	84 (100%)
If yes Smoking Kills or Tobacco Kills is written on the pack	84 (100%)	84 (100%)	84 (100%)
Health warning is written on the pack in white font colour & black colour background	84(100%)	84(100%)	84 (100%)
Health warning is placed at the bottom and below pictorial presentation	72 (85%)	70 (83%)	69(82%)
Word Warning is written in red font with black background	72 (85%)	70 (83%)	69(82%)
Picture size is distorted, shortened or compressed	2 (1%)	2 (2%)	4 (4%)
Health warning is in same language used on the pack	15(4%)	9(3%)	5(3%)
More than one language on the pack	26 (25%)	22 (21%)	28 (76%)
Messages are promote a specific tobacco brand	9(3%)	3(3%)	13(4%)
the PHW is masked or damaged in opening of the pack	0	0	0
PHW is placed at the joints between two pouches	0	0	0

Total 253 tobacco products were observed in Digod block, out of which 84 were cigarettes, Bidi and smokeless tobacco. All the products have health warning on the packaging and have warning as per GSR (724) E, sep. 12, 2012.

### Table 4.12Health warnings on the packs in Sangod block

	Sangod N-253		
Variables	Cigarettes- Indian Made <b>N-84</b>	Bidi <b>N-84</b>	Smokeless tobacco <b>N-84</b>
Health Warning is present	84 (100%)	84 (100%)	84 (100%)
If yes is it as per GSR (724) E, sep. 12,2012	84(100%)	84 (100%)	84 (100%)
If yes Smoking Kills or Tobacco Kills is written on the pack	84 (100%)	84 (100%)	84 (100%)
Health warning is written on the pack in white font colour & black colour background	84(100%)	84(100%)	84 (100%)
Health warning is placed at the bottom and below pictorial presentation	72 (85%)	70 (83%)	69(82%)
Word Warning is written in red font with black background	72 (85%)	70 (83%)	69(82%)
Picture size is distorted, shortened or compressed	1 (1%)	3 (3%)	3 (3%)
Health warning is in same language used on the pack	29 (32%)	38 (42%)	30 (81%)
More than one language on the pack	16 (18%)	16 (18%)	9 (10%)
Messages are promote a specific tobacco brand	7(8%)	10(11%)	6(7%)
the PHW is masked or damaged in opening of the pack	1(1%)	4(7%)	7(8%)
PHW is placed at the joints between two pouches	0	1(1%)	6(7%)

Total 253 tobacco products were observed in Sangod block, out of which 84 were cigarettes, Bidi and smokeless tobacco. All the products have health warning on the packaging and have warning as per GSR (724) E, sep. 12, 2012.

#### **Chapter 5- Conclusion**

Though Rajasthan was one of the leading States to implement the law against public smoking and advertising of tobacco products in 2003, the compliance rate in the State is still low and its policies require more rigorous enforcement with regard to display and sale of tobacco products and "No Smoking" signage at public places. The Cigarettes and Other Tobacco Products (Prohibition of Advertisement and Regulation of Trade and Commerce, Production, Supply and Distribution) Act, enacted in 2003, has three sections which address smoke-free environment, tobacco advertising, promotion and sponsorship and sale of tobacco products to minors. 'Tobacco advertising needs to be restricted and easy access to tobacco products should be eliminated especially for the youth.

The current compliance monitoring survey indicates that the sincere effort of Kota administrations along with its partners like PSI have played a major role in effective implementation of Section 4, 5, 6 of COTPA act . Thus district Kota may be declared as smoke free as per the Section 4 of COTPA act rules.

#### Conclusions should be noted.

#### Section 4-

- From total 347 public places visited, no smoking signage's were displayed in 96% (332) of the places, out of which 84% (280) were as per COTPA.
- Active smoking was not visible at 87% (303) of places visited. And other indicators such as Availability of Cigarette butts or Beedi stubs, evidence of smell of recent smoking also not found in more than 80% places. This shows the effective implementation of the Compliance of Section 4 in Kota city and Ladpura, Pipalda, Digod and Sangod block

#### Section 5:

Total 338 Point of sales visited during the study, out of which only 55% (187) were not advertising the tobacco products .The Kota city 53% (89) and the blocks Ladpura 57% (24), Pipalda 52% (22), Digod 67% (28) and Sangod 56% (24), which indicates the requirement of strict monitoring of this section of COTPA.

#### Section 6 a

- From the 338 PoS visited, 82% (276) PoS displayed the signage's which shows "Selling of tobacco products below 18 years is an offence".
- 98% (330) PoS were not selling the products to the minors and 99% (332) PoS were not selling the products by the minors.

### Section 6b

- In order to check the compliance of Section 6 (b) total 317 Educational institutions were visited, 95% (301) displayed the signages which shows "'Prohibition on Sale of Tobacco Products Within 100 yards of Educational Institutions.
- All the institutions visited were strictly adhering to the compliance of act by not selling the tobacco products inside the campus.
- The tobacco products within 100 yards of Educational institutions were not sold by 83% (262) PoS.

# List of Educational Institutions

Aadrash Govern.sen.sec.school Vinayak
Aadrash Govern.sen.sec.school ranodiya itawa
Prathamik School Kolana
Govern sec. school dipari kali sindh
Madhymik.school mungena tah itawa
Prathamik Schhol Ranodiya itawa
Madhymik School
Govern.sen.sec.school itawa
Aadrash govern.sen.sec.school ayana
Aastha digri college
Aadrash madhymik school
Shaarda sen.sec.school itawa
Aadrash madhymik school
Prathamik school itawa
Govern.sen.sec.school itawa
Govern.sen.sec.school itawa
Govern.sen.sec.school itawa kota road
Govern.madhymik school Gram luhavad
Govern.madhymik school Gram luhavad
Govern.madhymik school Gram luhavad
Govern.sen.sec.school luhavad itawa road
Vandna.sen.sec.school itawa moti kua kepas
Govern.sen.sec.school itawa
Gyan jyoti madhymik school itawa
Govern.prathamik school
Govern.madhymik school vinayaka tah itawa
Govern.sec.school ganeshganj
Avadhera lonesh sen.sec.school
Govern.sec.school Ganesh ganj itawa
Aadrash Govern.sen.sec.school Vinayak
Aadrash Govern.sen.sec.school ranodiya itawa
Prathamik School Kolana
Govern sec. school dipari kali sindh
Madhymik.school mungena tah itawa
Govern. madhymik. school chanada tah itawa
Govern.sen.sec.school Ayana tah itawa
mound karmel Chikitsalay
Aadarsh Sen.Sec School Khajurna
Radha krashn devali Manjhi
Ma. Sec. School Tukade P. Khejuri T.Sangod
Aadarsh ma. Secendary School Jalimpur T. Sangod
Govern. Secondary School pisaheda sangod
Sharda Bal.ma. School Savan Bhado Tah: Sangod
Govern.ma. Sen.Sec.School Devali Manjhi Sangod
Madhymik sharda Bal .School Mandir Road
Tarun Bharati
Govern. Sen.Sec.School Sangod Kota road
Govern. Sen.Sec.School Kanavas
Vasudha Bal School Mandir Guler Road
Govern. Sen.Sec.School Savan Bhado tah Sangod
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Pindran Pablic. School Devali Manjhi
Govern.Sen.sec.Schoo Pisaheda sangod
Govern.Sen.sec.Schoo tah sangod
Nerakh Bal Gyan mandir Aanva tah Sangod
Govern.Sen.sec.Schoo Devali Manjhi tah Sangod
Jyoti Niji ITI.College.Laxmipur tah Sangod
Govern. Sec. School Laxmipura tah Sangod
Aadarsh Gove. Sen Sec. School Lodaheda tah Sangod
Govern.Sen.Sec School Mamor tah Sangod
Govern. Sec.School Panaheda
Aadarsh sec.School Higodiya tah sangod
Vasunda Sen.sec.School Kanavas tah Sangod
Govern. Sen.sec School Kanavas
Radheraj Kendra Kanavas tah sangod
Govern.Sec.School Sangod
Govern.Sec.School Sangod
Madhymik Gaaytri ITI Odhogik Prashhishan Kendra Sangod
Jyoti Bal.School mandir sangod
Svami Vivekand School sangod
Aadarsh Bal.School Sen.Sec Bafavar road
Navprashant bal sec.School Sangod
Narth Bharati Sen.Sec.School Sangod
Sansakar Amedami Sangod tah Sangod
Vedan Computer (Softwork) center tah Sangod
Govern. University Sangod
Ma.Sharda Bal.Madhymik.School Bafavar
Ravindra Nath Taigor ITI College
Mahatma Gandi ITI Men market
Nivina bal Ma.School Men market
GovernAadarsh Sen.Sec School Sangor Bafavar road
Govern.bal.Ma.School Sangod Sabji mandi
Govern.Sec School Manglaya tah Sangod
Subhash bal .School (Sangod)
Svami Vivkand School Sangod
Sarasvti bal School Mandir Sangod
Divy jyoti bal vidhy mandir
Kota banra road
Achivars kegpas savial line naya pura
Govern. Vobeshanal sec.madhymik school
Kota A.V pablic School
CHEM.World I Chaurah talvandi
Kota
Yogi raj school
Vanijy maha school
Aadharsh Govern.sen.sec.school devali arab
Yogiraj
Govern. madhymik. school chanada tah itawa
Govern.sen.sec.school Ayana tah itawa
mound karmel Chikitsalay
Aadarsh Sen.Sec School Khajurna
Radha krashn devali Manjhi
Ma. Sec. School Tukade P. Khejuri T.Sangod
Aadarsh ma. Secendary School Jalimpur T. Sangod
Govern. Secondary School pisaheda sangod
Sharda Bal.ma. School Savan Bhado Tah: Sangod
Govern.ma. Sen.Sec.School Devali Manjhi Sangod

Madhymik sharda Bal .School Mandir Road
Tarun Bharati
Govern. Sen.Sec.School Sangod Kota road
Govern. Sen.Sec.School Kanavas
Bal school
Vinona navisanthan devali kaota
Karnash koching rampura
New sanraij computer rampura
Suman bharati school
Brait land S.sc
Harihant Acedami Rangbadi
Madher Terisa Rangbadi
Govern.prathamik school
Aaroha Academy R.K puram kota
Shivalik public school
Visha public school
Aadharsh govern. Sen.sec school
Anvil sen.sec. school
Kuldeep comurs classes
Rajasthan takaniki prashishan santhan
Mahila ITI college DC
Govern.sen.sec.school
Political college DC road
Ceria education center DC raod
Vanijy Odhyogik prashishan santhan
CHEM-world IL Chautaha talvandi
AMS Ceria education talvandi
Shiv jyoti public school endavihar
Vidut Bara road
D.A.V public school
Mahatma gandhi odhyogik prashishan sansthan
Pragati Coching bara road
Bara road
Bara road coching
CCI classes
Ashok bal vidhy mandir
Prakash vidhy mandir
Sagar vidhy mandir
Aakash coching center
Play group school
Gov.Madhyamik School
Govern. Sec.school
Shri radha krashn LTL
Aasharsh govern.sec. school S.B.R.Ambedakar school mala road
Govern.sec.school mimandi
Sarasvati bal mandir malaPhatak
Rivenda coching classes Priddarshani sen.sec.school
Harbart sen.sec.school
Nice secondary school choraha
Aary marth coching classes prem nagar
S.R public sec. school sury nagar
sarosh international sen.sec.school prem nagar
Dr.rajendra prashat madhyamik school
Jay subhash bal vadhy mandir

Ma bhagavati prathamik school
Govern.sec.madhyamik school
National convent school
Savodak beranaund sec.school aanatpura
Bal school
Vinona navisanthan devali kaota
Karnash koching rampura
New sanraij computer rampura
Suman bharati school
Brait land S.sc
Harihant Acedami Rangbadi
Madher Terisa Rangbadi
Govern.prathamik school
Aaroha Academy R.K puram kota
Shivalik public school
Visha public school
Aadharsh govern. Sen.sec school
Anvil sen.sec. school
Kuldeep comurs classes
Rajasthan takaniki prashishan santhan
Mahila ITI college DC
Govern.sen.sec.school
Political college DC road
Ceria education center DC raod
Vanijy Odhyogik prashishan santhan
CHEM-world IL Chautaha talvandi
AMS Ceria education talvandi
Shiv jyoti public school endavihar
Vidut Bara road
D.A.V public school
Mahatma gandhi odhyogik prashishan sansthan
Pragati Coching bara road
Bara road
Bara road coching
CCI classes
Ashok bal vidhy mandir
Prakash vidhy mandir
Sagar vidhy mandir
Aakash coching center
Play group school
Gov.Madhyamik School
Star public sen.sec.school
Govern. Prathamik sansdrat school
D.P.S public sen.sec.school
Children academy talanvadi
Govern.aadhrash madhymik school vigyan nagar
Mahila politics maha school
Endira gandhi world school Phalavada men road
Bhadhit vikas kendra jhlavad men road
Govern.sec.school
Govern.madhymik balika school
Aadharsh govern. Madhymik school
Shivika vishesh school
Praveen madhyamik school ranchand pura
Parihar madhyamik school chhavani
Veena dharini public school

Svagat intuition chhavani ramchand pura
Govern.bal madhyamik school ramchandpura chhavani
Coching classes chhavani
Nand bal madhyamik school
Aadharsh sen.sec.school kansuaa
Grameem odhyogik prat sansthan
public sen.sec.school kansuaa
Ma bhagavati vidhy niketan prem nagar
Panting navajeda Vigyan
Govern.sec.shool vigyan nagar
Aadharsh prathmik school vagyan nagae
javahar children sen.sec.school Shrinagar
Savodak per mind sen.sec.school vagyan nagar
R.public sec. School chhajpura
Sarasvati vadhy niketan sen.sec. vagyan nagar
Chinar public school vagyan nagar
Aadharsh govern.prathamik school chhajpura
Tilak bal madhymik cen.sec.school indhragandhi
Group association computer center
Kendia school stand road kota
komathan coching classes vadhyavihar (manoj marg kota)
ITI .coching prashishan college
Government school bare kheda
Rochil academy school
Govern.sen.sec.school
Dharmashala coching cemetery naya pura munhali
Cemical ideals ITI
Kota sen.sec.school DCM road
G.B pent convent school
Paridhi classes coching center
Rashi computer classes nayapura
CSE intuitions
mardan computer center
GBSN academy
Bharat sen.sec.school nayapura sabji mandi
B.S.M school nayapura
Computer center
Gravity academy R.K puram
Lokesh memo college
Bharatiy shishu academy
Krashna coching classes
Param classes rangbadi
Vardhman coching classes
Laxman classes vistar yojana
M.N classes vistar yojana
Svami vivekkaand sen.sec school
Svami vivekkaand sen.sec school 3
Govern.bal sen.sec school 3
Shiv jyoti konvent sen.sec. school
LBS.T.T college vistar yojana
Navodam ITI MN vistar yojana
Set nandev ITI college Mn vistar yojana
Aadarsh govern.sen.sec. school
Aadarsh govern.sen.sec. school 1

Govern.madhyamik diet parisar school
Govern.madhyamik school sector 243
Govern.madhyamik school
Maheshwri public school
Govern.sec.school
Sudha college of narsingh
Savingide children school
Govern.madhyamik school
Govern.madhyamik school
Dayal baag education institute
Govern.sen.sec.school
Govern.prathamik school
Govern.madhyamik school godavary daam
Children sen.sec.school
Aadarsh senior secondary school
Bhaktmal ved school dadanaadi
Govern.takaniki world school
Govern Aachary sokrat mah. School
Govern.Diet school prixan
Govern.Khula world school
Govern.Khula world school
Chikitsa maha school
Svami viveknand vidhya mandir
Lavali shastri vidhya mandir indragandi Nagar
Ramchand odhyogik pashixan sansthan
Aadarsh sec.madhyamik school Chhavani
Suman bal bharati sen.sec.school
Navin Aadarsh vidhya niketan sen.sec chhavani
Shriramchand balmik vidhya sen.sec
Govern.vishisht madhyamik School
Star public sen.sec school
Govern.Nav pramal sen.sec.school prem nagar
Subhash sen.sec.school
Aadarsh govern.school
National Sen.sec.school
Govern.balika sen.sec.school
Ke Liva ITI aalavad
Govern. maha school
Govern.Janaki devi vajaj kanya maha vidhyalay
Govarn.sec.school
Set pashixan school
Mahila B.& College gadh
Govern.balika prathamik school
Aadarsh narsingh sec.school
Suman bharatia sen.sec.school

**Checklist I for Survey on Section 4** 

## PART-I: INFORMATION ABOUT LOCATION/PUBLIC PLACE

1.	Name of the District:			
2.	Name of the Block:			
3.	Name of the Public place:			
4.	Address :			
5.	Type of Public place ( Please Mark $$ )		<b>Category 1:</b> Accommodation facilities such as lodge/hotel/rest house/sarai	
			<b>Category 2:</b> Eateries such as Restaurant/bars/dhaba/ tea stall/Ahata	
			Category 3: Educational establishments	
			Category 4: Offices (Government/office)	
		<ul> <li>Category 5: Health care facility (Govt./Pvt.)</li> <li>Category 6: Bus stand/taxi stand/ rain shelter/mall/market/cinema ghar/amusement park/museum/water parks</li> </ul>		
			Category 7: Public transport: bus/taxi/maxi cab/three wheeler	
6.	Date of visit:		/ /2014	
7.	Time of visiting the Public pla	ce ( Pleas	e Markv )	
			9:00 am-1:00 pm	
			□ 1:00 pm-3:00 pm	
			□ 3:00 pm-5:00 pm	
			□ 5:00 pm-7:00 pm	
			□ 7:00 pm-9:00 pm	
8.	8. Name of Field Investigator 1			
			2	

#### PART-II: OBSERVATION INFORMATION

1. Whether "No smoking signage" is displayed?		
1.1 If yes, whether signages are displayed at entrance and other conspicuous places?	YES     NO	□ NA
1.2 If yes, whether signages are as per the specification of	□ YES □ NO	🗆 NA
COTPA-2003 in size, text and design?		
1.3 If yes, whether contact details of reporting person written?	□ YES □ NO	□ NA
2. Whether someone is found smoking at the time of visit?	□ YES	🗆 NO
3. Whether the smoking aids such as ashtrays, matchboxes and lighters etc. are visible?	YES	□ NO
4. Whether someone has done smoking recently in this	□ YES	🗆 NO
public place- as evident from the smell?		
5. Whether some cigarettes butts or bidi stubs/ash are	□ YES	🗆 NO
found?		
Next questions only applicable to three categories 1. Accomm	odation facility 2. Eateries	3. Airport
6. Whether any Smoking zone/space/area is	□ YES □ NO	🗆 NA
designated for the smokers in the hotel/		
restaurant/airport?		
6.1 If yes, what is the sitting/accommodation capacity of a restaura	nt/hotel	
6.2 If yes, whether smoking area/zone/ space is as per	□ YES □ NO	🗆 NA
specification of the act (location/built/exhaust to		
outside/automatic closing door etc.)?		
6.3 If yes, whether this smoking area/space/zone is used		□ NA
only for the purposes of smoking and no service(s) are		
allowed therein.		
Next question only applicable to one category (Accommodation	n facility)	
7. Whether designated smoking rooms are	YES	NO
available in an accommodation facility.		
7.1 If yes, what is total number of rooms in an accommodation facil	lity	

# Checklist II for Survey on Section 6 (b) Part I: Background Checklist

State/ District Name		
Name and address of an educational institute		
Whether institute is in government or private sector (Please tick $\!$	<ul><li>Government sector</li><li>Private sector</li></ul>	
Category of educational institute (Please tick√) Total no. of students studying in the	<ul> <li>Primary school (Up to 5<sup>th</sup>)</li> <li>Middle school (Up to 8<sup>th</sup>)</li> <li>High school (Up to 10<sup>th</sup>)</li> <li>Senior secondary school (Up to 12<sup>th</sup>)</li> <li>Degree college</li> <li>University</li> </ul>	<ul> <li>University study centers</li> <li>Medical college</li> <li>Engineering college</li> <li>Education college</li> <li>Computer education center</li> <li>Others (Please specify)</li> </ul>
institute Total no. of staff (both teaching and non-teaching) working in the		
institute		
Time of visit		

#### Part II: Observation checklist

SI. No	Indicators	Observation Yes / No Please mark ( $$ )				
1.	Display of signage as mandated in the law-section 6 (b) of COTPA	Yes     No				
	If yes, whether it is as per the specification mandated by law					
	1.1 Text is as per law	Yes     No     NA				
	1.2 Background colour of the board is White	Yes     No     NA				
2.	Sale of tobacco products inside the campus	Yes     No				
	2.1 If yes, please mention the total no. of PoS					
	2.2 If yes, please mention the type and number of PoS	<ul> <li>No of permanent shop/kiosk:</li> <li>Temporary/movable kiosk:</li> <li>NA</li> </ul>				
3.	Sale of tobacco products within 100 yards of radial distance from the institute's main gate or boundary	Yes     No				
	3.1 If Yes, please mention the total no. of PoS					
	3.2 If yes, please mention the type and number of PoS	<ul> <li>No of Permanent shop:</li> <li>Temporary/movable kiosk:</li> <li>NA</li> </ul>				

# Checklist III for Survey on Section 6(a), Section 5, and Section 7, 8 & 9 Part 1: Background Information

District/ Block Name		
Complete address		
Type of the shop	Temporary /movable kiosk	Permanent/fixed shop
(Please tick √)		
Type of the shop	Exclusive     Mainly tobacco       tobacco shop     shop but also	<ul> <li>Tobacco sale is not a major business</li> </ul>
(Bussiness)	sells other things	,
(Please tick √)		
Date of observation	DD/MM/YYYY	
Name of the investigator		

### Part-2 Observation Information for Section 6 (a)

SI. No	o Indicator Observation (Yes / No/N				No/NA) Please mark			
1	Display of signage as mandated in law - 6 (a) of COTPA		Yes					No
1.1	If yes, whether placed at prominent place/clearly visible		Yes		No		NA	
1.2	If yes, whether as per specification of law							
	<ul> <li>i. Size i.e. 30cms x 60cms</li> <li>ii. Indian Language</li> <li>iii. Size of picture area (50% of the board)</li> <li>iv. Size of text Size (50% of the board)</li> <li>v. Text as per law</li> </ul>		Yes Yes Yes Yes Yes		No No No No			NA NA NA NA
2	Sale of tobacco products by a minor		Yes					No
3	Sale of tobacco products to the minors		Yes					No
4	Whether vendors enquire or see age-proof in under-age/youth (borderline case)		Yes					No
5	Tobacco products are prominently displayed and visible		Yes					No

6	Tobacco products are easily accessible to minors		🗆 No
7	Tobacco products are sold through vending machines	Yes	🗆 No

## Part 3: Observational Information for Section 5 (PoS)

Sr. No.	Parameter of evaluation			Observation (Yes / No/NA)				
				Please mark ( $\checkmark$ )				
1.	Whether tobacco products advertisements are pre	esent at	the PoS?		Yes		No	
1.1	If yes, what kind of advertisements							
	1.1.1 Boards		Yes		No		NA	
	1.1.2 Posters		Yes		No		NA	
	1.1.3.Banners		Yes		No		NA	
	1.1.4 Stickers		Yes		No		NA	
	1.1.5 LCD/video screening		Yes		No		NA	
	1.1.6 Dangles		Yes		No		NA	
	1.1.7 Promotional gifts/offers		Yes		No		NA	
	1.1.8 Products showcases		Yes		No		NA	
	1.1.9 Any others ( please describe)							
2.1	If an advertisement board is displayed, whether its size exceeds 60X45 cm		Yes		No		NA	
2.2	Number of advertisement boards at the PoS	pl	ease write					
2.3	Whether advertisement board is illuminated or back lit		Yes		No		NA	
2.4	Whether advertisement board displays brand packshot or brand name of tobacco products		Yes		No		NA	
2.5	Whether advertisement board shows any promotional message or picture		Yes		No		NA	
2.6	Whether the perticular colour and layout and or presentation is used in an advertisement board that is associated to perticular tobacco products		Yes		No		NA	
2.7	Whether, besides the boards, advertisements		Yes		No		NA	

	are extended to full body of PoS			
3.1	Whether advertisement board displays a health warning	Yes	No	NA
3.2	Whether health warning is in white background with black letters	Yes	No	NA
3.3	Whether size of health warning is more than 20 X 15 cm	Yes	No	NA
3.4	Whether health warning is on uppermost portion of a board	Yes	No	NA
3.5	Whether health warning is written in any local Indian language (as applicable)	Yes	No	NA
4.	Whether tobacco products are sold by a vending machines	Yes	No	NA
5.	Whether display of tobacco products is visible to minors	Yes	No	NA
6.	Tobacco products are sold by minors	Yes	No	NA

## PHOTOGRAPHS































