

INDIRECT TAX NOTIFICATION

CUSTOMS CIRCULARS

Circular No. – 46/2018

Date -27th November 2018

Advisory on Electronic Nicotine Delivery Systems (ENDS) including e-Cigarettes, Heat-Not-Burn devices, Vape, e-Sheesha, e-Nicotine Flavoured Hookah, and the like products.

The Ministry of Health & Family Welfare has issued aforesaid advisory to ensure that any ENDS including E –Cigarettes, Heat –Non-Burn devices, Vape ,E-Sheesha, E-Nicotine flavored hookah and the like devices that enable nicotine delivery are not sold,manufactured,distributed,traded,imported and advertised except for the purpose and in manner and to the extent as may be approved under the Drugs and Cosmetics Act, 1940 and rules made there under because there is adverse health impact of ENDS/E –Cigarettes . So the Ministry of Health & Family Welfare has issued this advisory to prevent the initiation of nicotine through ENDS by non-smokers and youth, with special attention to vulnerable groups.

In this regards, all the officers under their jurisdiction have been requested for implementation of the aforesaid advisory by refereeing import consignments of ENDS to the Assistant/Deputy/ Drugs Controller in their Jurisdiction. Then the Assistant/Deputy/ Drugs Controller will check the compliance of such goods in terms of the Drugs and Cosmetics Act, 1940. Based on the reports of Assistant/Deputy/ Drugs Controller, non-compliant consignments should not be allowed clearance and appropriate action should be initiated for violation of provisions of the Allied Act.