

**Regulations for the Application of the Tobacco, Tobacco and Related
Products Act**
(Title amended, SG No. 77/2016, effective 4.10.2016)

Adopted by Council of Ministers Decree No. 39/21.02.1994, promulgated, State Gazette No. 18/1.03.1994, effective 1.03.1994, amended, SG No. 99/2.12.1994, effective 2.12.1994, amended and supplemented, SG No. 86/11.10.1996, effective 3.10.1996, amended, SG No. 18/28.02.1997, effective 28.02.1997, SG No. 100/31.10.1997, effective 8.08.1997, SG No. 60/2.07.1999, effective 3.07.1999, SG No. 114/30.12.1999, effective 1.01.2000, amended and supplemented, SG No. 62/13.07.2001, SG No. 78/11.09.2001, effective 11.09.2001, amended, SG No. 96/9.11.2001, effective 9.11.2001, SG No. 3/10.01.2003, effective 10.01.2003, SG No. 69/6.08.2004, effective 1.01.2005, amended and supplemented, SG No. 71/13.08.2004, effective 1.09.2004, amended, SG No. 78/30.09.2005, effective 1.10.2005, SG No. 100/13.12.2005, effective 1.01.2006, SG No. 83/13.10.2006, effective 13.10.2006, amended and supplemented, SG No. 26/7.03.2008, effective 7.03.2008, amended, SG No. 39/26.05.2009, effective 26.05.2009, SG No. 93/24.11.2009, effective 24.11.2009, SG No. 47/22.06.2012, SG No. 40/2.06.2015, amended and supplemented, SG No. 77/4.10.2016, effective 4.10.2016, supplemented, SG No. 19/28.02.2017, effective 28.02.2017, SG No. 75/24.09.2019, effective 24.09.2019, amended and supplemented, SG No. 62/27.07.2021

Text in Bulgarian: Правилник за прилагане на Закона за тютюна, тютюневите и свързаните с тях изделия

Chapter One
GENERAL PROVISIONS

Article 1

(Amended, SG No. 62/2001)

(1) The policy of the State in the sector of tobacco and tobacco products is implemented by means of a national strategy for development of tobacco production.

(2) The national strategy for development of tobacco production is elaborated on the basis of:

1. national goals and interests, relevant to the production, buying out and sale of tobacco and tobacco products;
2. regional strategies for development of tobacco production, prepared by the regional governors.

(3) (Amended, SG No. 62/2021) The national strategy shall be considered by the Tobacco Advisory Board to the Minister of Agriculture, Food and Forestry.

(4) (Amended, SG No. 62/2021) The Minister of Agriculture, Food and Forestry submits to the Council of Ministers a proposal to endorse the national strategy for development of tobacco production.

(5) (Amended, SG No. 62/2021) The national strategy for development of tobacco production is prepared for a term of 7 years.

Article 2

(Amended, SG No. 62/2001, supplemented, SG No. 26/2008, amended, SG No. 77/2016, effective 4.10.2016, SG No. 62/2021)

"Tobacco growers" are natural and legal persons, entered into the register under Article 4, Paragraph 2 of the Tobacco, Tobacco and Related Products Act (hereinafter referred to as the TTRPA).

Article 3

(Repealed, SG No. 62/2001).

Chapter Two GROWING TOBACCO

Article 4

(Amended, SG No. 62/2001, SG No. 62/2021).□

(1) The growing of tobacco shall take place based on technological instructions concerning plant raising, resetting, cultivation, harvesting, drying and grower's operations, approved by order of the Minister of Agriculture, Food and Forestry.

(2) Tobacco growers produce themselves or buy from other registered producers the seedlings, and for this purpose they use only seeds of this type and variety.

(3) Each tobacco grower is obliged to destroy the seedlings which have not been used within the relevant production year.

Article 4a

(New, SG No. 62/2021)

(1) The growing, the quality, purity and origin control of the tobacco seeds and the trading shall be conducted under the conditions and procedure of Article 5, Paragraphs 3 - 5 of the TTRPA.

(2) Only those varieties may be included in the varietal structure of tobacco production, which have been included in the Official Variety List of the Republic of Bulgaria.

Article 5

(1) (Amended, SG No. 62/2001) Planting tobacco together with other agricultural crops is prohibited.

(2) Harvest of secondary leaves (sprouts) is prohibited.

(3) (Amended, SG No. 62/2021) Picking secondary leaves (sprouts) is allowed in case of a hailstorm only and upon an assessment and preliminary permit by the company with which the tobacco growers have concluded contract for purchase of the tobacco.

(4) (Supplemented, SG No. 62/2021) Each tobacco grower shall be obliged to uproot/root the tobacco stems within thirty days after finishing the tobacco harvest, except for the tobacco stems on strongly sloping terrains.

Article 6

(Amended, SG No. 62/2001, SG No. 77/2016, effective 4.10.2016, repealed SG No. 62/2021).□

Article 7

(Amended, SG No. 62/2001, SG No. 77/2016, effective 4.10.2016, repealed SG No. 62/2021).□

Article 8

(Amended, SG No. 62/2001, repealed, SG No. 62/2021).□

Article 9

(Amended, SG No. 62/2001, repealed, SG No. 62/2021).□

Article 10

(Amended, SG No. 62/2001, repealed, SG No. 62/2021).□

Article 11

(Amended, SG No. 62/2001, repealed, SG No. 62/2021).□

Article 12

(Amended, SG No. 62/2001, SG No. 77/2016, effective 4.10.2016, repealed SG No. 62/2021).□

Chapter Three

CATEGORIZING OF TOBACCO UPON BUYING OUT

Article 13

(Amended, SG No. 62/2001)

(1) (Amended, SG No. 77/2016, effective 4.10.2016) The minimum quality requirements, specified in Annex No. 2, are mandatory for the tobacco growers in the course of producer handling of raw tobacco and for the persons under Article 21, Paragraph 1 of the TTRPA in the course of categorizing and buying out of tobacco from tobacco growers.

(2) The category classification of the raw tobacco is carried out in three classes in accordance with Section II "Category Classification" of Annex No. 2.

(3) The humidity content of tobacco, determined in the course of categorizing and in excess of the specification of Annex No. 3, is not paid for.

(4) The ground particles (sand and soil), stuck to tobacco leaves, are not paid for and are discounted on the basis of their actual mass.

(5) The determination of the humidity content takes place in accordance with Annex No. 4, and of sand - in accordance with Annex No. 5.

(6) Tobacco falling under Section I "Category Restrictions" of Annex No. 2 may not be categorized and paid for.

(7) Producer packagings are not categorized in the following cases:

1. when packed with materials of artificial nature;

2. if containing

a) leaves falling under Section I of Annex No. 2, when these exceed 5% of the total quantity;

b) alien non-tobacco admixtures;

c) (repealed, SG No. 3/2003);

d) (repealed, SG No. 3/2003).

(8) Producer packagings under Paragraph 7 are categorized after their re-working by the producers.

Article 14

(Amended, SG No. 62/2001)

Dried tobacco is categorized while in producer packagings.

Chapter Four BUYING OUT THE TOBACCO

Article 15

(Repealed, SG No. 62/2001).

Article 16

(1) (Amended, SG No. 62/2001) Tobacco which is dried, subjected to operations and packed by the growers in accordance with the minimum quality requirements under Annex No. 2, is bought out by individual types and origins.

(2) (Repealed, SG No. 62/2001, new, SG No. 62/2021) The buying out of raw broad-leaf tobacco in accordance with the minimum quality requirements that shall conform to the quality specification of a minimum of three classes according to Annex 2.

Article 17

(Amended, SG No. 62/2001, SG No. 77/2016, effective 4.10.2016, repealed SG No. 62/2021).□

Chapter Five PURCHASE PRICES

Article 18

(Amended, SG No. 99/1994, SG No. 62/2001, SG No. 77/2016, effective 4.10.2016, repealed, SG No. 62/2021).□

Chapter Six (Amended, SG No. 62/2001, repealed, SG No. 62/2021) BONUSES FOR TOBACCO GROWERS

Article 19

(Amended, SG No. 96/2001, SG No. 26/2008, SG No. 77/2016, effective 4.10.2016, repealed, SG No. 62/2021).□

Article 20

(Amended, SG No. 71/2004, SG No. 47/2012, repealed, SG No. 62/2021).□

Article 21

(Repealed, SG No. 62/2001).

Article 22

(Repealed, SG No. 62/2001).

Chapter Six "a" (New, SG No. 62/2021) DESTRUCTION OF TOBACCO CONFISCATED IN FAVOUR OF THE STATE

Article 22a. (New, SG No. 62/2021) (1) In the cases of Articles 44, 44a and 44b of the TTRPA the confiscated in favour of the state tobacco shall be destroyed after entering into force of the penal decree.

(2) The expenses for the destruction, including the expenses for storage of the tobacco for the period after entering into force of the penal decree and for its transportation to the location for destruction, shall be for the account of the offender.

(3) The expenses for storage of the confiscated tobacco by the time of entering into force of the penal decree shall be for the account of the administrative sanctioning authority.

Article 22b. (New, SG No. 62/2021) (1) The confiscated in favour of the state tobacco shall be destroyed only at units, holding an authorisation, an integrated permit or a registration document under Article 35 of the Waste Management Act concerning activities under codes, as follows:

1. use of the refuse primarily as fuel or by another method of energy generation (R1);

2. above ground combustion (D 10);

3. enrichment with compost and other processes of biological transformation (R3) if applicable;

(2) The destruction of the tobacco shall be performed in the presence of officers designated by order of the director of the Regional Agriculture Directorate or by his or her designee. A protocol shall be drawn up of the destruction performed, which must be signed by a representative/s of the person at whose unit the destruction was performed. The protocol shall be attached to the administrative-penal case and shall be sent for information to the administrative sanctioning authority.

(3) The tobacco for destruction shall be transported to the destruction location, along with the required documents certifying the volumes of the confiscated in favour of the state tobacco and its temporary storage.

(4) The tobacco under Paragraph 1 shall be destroyed in a manner, ruling out its use as tobacco products or raw material for producing manufactured tobacco, irrespective of its quality or fitness for use.

(5) Where the tobacco cannot be destroyed within 24 hours from commencement of the destruction actions, the director of the Regional Agriculture Directorate by location of the unit under Paragraph 1 shall organise follow-up control, including performance of additional or periodic inspections. A protocol shall be drawn up for the respective actions.

Chapter Seven
ISSUE OF PERMITS
(Title amended, SG No. 62/2001)

Section I
(Repealed, SG No. 71/2004)
Issue of Permits for Industrial Processing of Tobacco
and for Manufacturing of Tobacco Products
(Title amended, SG No. 62/2001)

Article 23

(Amended, SG No. 62/2001, repealed, SG No. 71/2004).

Article 24

(Amended, SG No. 62/2001, repealed, SG No. 71/2004).

Article 25

(Amended, SG No. 62/2001, repealed, SG No. 71/2004).

Article 26

(Amended, SG No. 62/2001, repealed, SG No. 71/2004).

Article 27

(Amended, SG No. 62/2001, repealed, SG No. 71/2004).

Article 28

(Amended, SG No. 62/2001, repealed, SG No. 71/2004).

Article 29

(Repealed, SG No. 62/2001).

Article 30

(Repealed, SG No. 62/2001).

Section II
(Repealed, SG No. 62/2001)
Commission under Article 21, Paragraph 3 of TTPA

Article 31

(Repealed, SG No. 62/2001).

Section III
(Repealed, SG No. 77/2016, effective 4.10.2016)
Issue of Permits for Trade with Tobacco Products
(Title amended, SG No. 62/2001)

Article 32

(Amended, SG No. 62/2001, SG No. 26/2008, repealed, SG No. 77/2016 effective 4.10.2016).[□]

Article 32a

(New, SG No. 62/2001, repealed, SG No. 77/2016, effective 4.10.2016).[□]

Article 33

(Amended, SG No. 62/2001, amended and supplemented, SG No. 26/2008 repealed, SG No. 77/2016, effective 4.10.2016).□

Article 34

(Amended and supplemented, SG No. 62/2001, repealed, SG No. 77/2016 effective 4.10.2016).□

Article 34a

(New, SG No. 62/2001, repealed, SG No. 77/2016, effective 4.10.2016).□

Article 34b

(New, SG No. 62/2001, repealed, SG No. 77/2016, effective 4.10.2016).□

Article 35

(Amended and supplemented, SG No. 62/2001, amended, SG No. 26/2008 repealed, SG No. 77/2016, effective 4.10.2016).□

Section IV
(Repealed, SG No. 62/2001)
Appeal

Article 36

(Repealed, SG No. 62/2001).

Chapter Eight
EXCISE BAND

Article 37

(Supplemented, SG No. 62/2001, repealed, SG No. 26/2008).□

Article 38

(Repealed, SG No. 26/2008).□

Article 39

(Repealed, SG No. 26/2008).□

Article 40

(Repealed, SG No. 26/2008).□

Article 41

(Repealed, SG No. 26/2008).□

Article 41a

(New, SG No. 71/2004, effective 1.01.2005, repealed, SG No. 26/2008).□

Article 42

(Amended, SG No. 62/2001, repealed, SG No. 26/2008).□

Article 43

(Amended, SG No. 62/2001, repealed, SG No. 26/2008).□

Article 44

(Repealed, SG No. 26/2008).□

Article 45

(Amended and supplemented, SG No. 62/2001, amended, SG No. 26/2008).□

(1) The manufacturers, importers and persons, which introduce tobacco products from another European Union Member State or a state - party to the European Economic Area Agreement, are obliged to sell them on the domestic market:

1. with an affixed excise band;

2. to persons, holding authorization to trade in tobacco products.

(2) (Amended, SG No. 77/2016, effective 4.10.2016) In addition to the mandatory requisites, the UIC of the merchant, as well as the number and date of the authorization to trade in tobacco products, shall be entered in the invoice for sale of tobacco products.

Article 46

(Repealed, SG No. 26/2008).□

Article 47

(Repealed, SG No. 26/2008).□

Chapter Eight "a" **(New, SG No. 77/2016, effective 4.10.2016)** **SUBMISSION OF DATA AND INFORMATION ON TOBACCO PRODUCTS**

Article 47a

(New, SG No. 77/2016, effective 4.10.2016)

(1) (Repealed, SG No. 62/2021).

(2) The manufacturers, importers and any persons, introducing tobacco products into the territory of this country from another EU Member State, shall submit on annual basis by 30th June the information referred to in Article 35e, Paragraph 1, item 3 TTRPA in regard to the previous calendar year.

(3) The National Revenue Agency and/or the National Customs Agency shall submit on annual basis by 30th June the information referred to in Article 35e, Paragraph 3 TTRPA in regard to the previous calendar year.

Article 47b

(New, SG No. 77/2016, effective 4.10.2016, amended, SG No. 62/2021)

The manufacturers and importers of cigarettes and roll-your-own tobacco shall submit to the Tobacco and Tobacco Products Institute information on the additives, specified by Commission Implementing Decision (EU) 2016/787 of 18 May 2016 laying down a priority list of additives contained in cigarettes and roll-your-own tobacco subject to enhanced reporting obligations (OJ, L 131/88 of 20 May 2016).

Article 47c

(New, SG No. 77/2016, effective 4.10.2016)

(1) The manufacturers, importers and any persons, introducing novel tobacco products into the territory of this country from another EU Member State, shall indicate in the information referred to in Article 26a, Paragraph 4, item 1 TTRPA whether such product falls into the category of "tobacco products for smoking" or into the category of "smokeless tobacco products".

(2) Where a novel tobacco product falls into the category of "smokeless tobacco products" the information referred to in Article 26a, Paragraph 4 TTRPA must include data and results of studies, performed applying recognised scientific methods and proving that in the process of use of such product in accordance with the instructions for use under Article 26a, Paragraph 4, item 2 TTRPA, no tobacco burning process would take place.

(3) Where the manufacturers, importers and any persons, introducing a novel tobacco product into the territory of this country from another EU Member State, wish to provide to consumers information regarding the level of risk posed by the consumption of that product in comparison to cigarettes or other tobacco products for smoking, the following shall also be attached to the notice under Article 26a, Paragraph 1 TTRPA, in addition to the data under Article 26a, Paragraph 4 TTRPA:

1. the information that they wish to provide to consumers regarding the level of risk, associated with the consumption of the product;
2. detailed information on the scientific studies performed, including:

a) an assessment of the emission levels of toxic substances in comparison to cigarettes or other tobacco products for smoking, prepared using recognised scientific methods;

b) results of pre-clinical studies, performed in accordance with internationally recognised standards and in conformity with the Good Laboratory Practices of the Organisation for Economic Co-operation and Development, which demonstrate the level of toxicity in comparison to cigarettes or other tobacco products for smoking;

c) results of clinical studies, performed in accordance with the Good Laboratory Practice, concerning exposure to harmful components and/or emissions and the risk of morbidity posed by the use of the novel tobacco product in comparison to cigarettes or other tobacco products for smoking.

(4) The manufacturers, importers and any persons, introducing a novel tobacco product into the territory of this country from another EU Member State, shall submit to the Ministry of Economy the information available on the impact of that product on the perception, behaviour, health and consumption on the part of consumers under normal conditions of use, including data on any adverse effects.

(5) The manufacturers, importers and any persons, introducing a novel tobacco product into the territory of this country from another EU Member State, shall submit on annual basis by 30th June the information referred to in Paragraph 4 in regard to the previous calendar year.

(6) Following receipt of the opinions under Article 26a, Paragraph 7 TTRPA the Ministry of Economy shall enter into the register under Article 26b TTRPA the information under Article 26a, Paragraphs 1 - 4 TTRPA except for any information that may constitute a business secret.

Chapter Eight "b"

(New, SG No. 77/2016, effective 4.10.2016)

NOTIFICATION OF ELECTRONIC CIGARETTES AND REFILL CONTAINERS

Article 47d

(New, SG No. 77/2016, effective 4.10.2016)

(1) (Repealed, SG No. 62/2021).

(2) The manufacturers, importers and any persons, introducing electronic cigarettes and refill containers into the territory of this country from another EU Member State, shall submit on annual basis by 30th June the information referred to in Article 43b, Paragraph 1, item 1 TTRPA in regard to the previous calendar year.

Chapter Eight "c"

(New, SG No. 19/2017, effective 28.02.2017)

NOTIFICATION OF INGREDIENTS OF PRODUCTS FOR SMOKING, OTHER THAN TOBACCO PRODUCTS

Article 47e

(New, SG No. 19/2017, effective 28.02.2017)

(1) The manufacturers, importers and any persons, introducing products for smoking, other than tobacco products, into the territory of this country from another European Union Member State, shall submit the information referred to in Article 43j, Paragraph 1, item 1 and Paragraph 2 TTRPA via the European Union Common Entry Gate (EU-CEG).

(2) (Repealed, SG No. 62/2021).

(3) (Repealed, SG No. 62/2021).

Article 47f

(New, SG No. 19/2017, effective 28.02.2017)

Upon submission of the information referred to in Article 43j, Paragraph 1,

item 1 and Paragraph 2 TTRPA the manufacturers, importers and any persons, introducing products for smoking, other than tobacco products, into the territory of this country from another European Union Member State, shall indicate which parts of it they regard as business secret.

Chapter Nine
TRADING IN MANUFACTURED TOBACCO, TOBACCO AND RELATED PRODUCTS
(Title amended, SG No. 62/2001, SG No. 77/2016, effective 4.10.2016)

Article 48

(Amended, SG No. 86/1996, SG No. 62/2001, repealed, SG No. 71/2004 effective 1.01.2005).

Article 49

(Amended, SG No. 62/2001, repealed, SG No. 71/2004, effective 1.01.2005).

Article 49a

(New, SG No. 62/2001, repealed, SG No. 71/2004, effective 1.01.2005).

Article 50

(Amended, SG No. 62/2001, repealed, SG No. 71/2004, effective 1.01.2005).

Article 51

(Amended, SG No. 62/2001, repealed, SG No. 71/2004, effective 1.01.2005).

Article 52

(Amended, SG No. 62/2001, SG No. 69/2004, amended and supplemented, SG No. 26/2008, amended, SG No. 39/2009, effective 26.05.2009, SG No. 93/2009 effective 24.11.2009, SG No. 40/2015, SG No. 77/2016, effective 4.10.2016)

(1) Each unit packet and each outside packaging of tobacco products shall contain:

1. the respective health warnings under Article 35h, Paragraph 1, Article 35k, Paragraph 1, Article 35l, Paragraph 1 and Article 35m, Paragraphs 1 and 2 TTRPA;
2. the number of sticks of cigarettes, cigars and cigarillos or the weight of the roll-your own tobacco, waterpipe tobacco, pipe tobacco, chewing and nasal tobacco;
3. the manufacturer or importer, if the tobacco product is imported.

(2) (Supplemented, SG No. 75/2019, effective 24.09.2019) The unit packets of the tobacco products, other than cigarettes and tobacco for hand-rolled cigarettes must be marked in an appropriate manner, ensuring identification of the place and time (date) of manufacture of the respective product.

(3) (Supplemented, SG No. 75/2019, effective 24.09.2019) In cases, where unit packets contain a numeric and/or alphabetic code of the place and time (date) of production, as well as in instances of change in such codes the manufacturers, importers and persons, which introduce tobacco products, other than cigarettes and tobacco for hand-rolled cigarettes from another EU Member State or from a state - party to the European Economic Area Agreement, or from the Swiss Confederation, must submit to the Ministry of Economy information concerning the numerals and/or letters of the code, identifying the date of manufacture. Such information shall be provided not later than 14 days prior to the launch of tobacco products, other than cigarettes and tobacco for hand-rolled cigarettes on the market.uch information shall be provided not later than 14 days prior to the launch of tobacco products on the market.

Article 52a

(New, SG No. 77/2016, effective 4.10.2016)

As regards roll-your-own tobacco in packets in the form of a pouch, the general warning under Article 35h, Paragraph 1, item 1 and the information message

under Article 35h, Paragraph 1, item 2 TTRPA shall be positioned under the terms and procedure, specified in Commission Implementing Decision (EU) 2015/1735 of 24 September 2015 on the precise position of the general warning and the information message on roll-your-own tobacco marketed in pouches (OJ, L 252/49 of 29 September 2015).

Article 52b

(New, SG No. 77/2016, effective 4.10.2016)

(1) Each unit packet and each outside packaging of tobacco products, bound for licensed duty free trade outlets, shall:

1. comply with the requirements of Article 52, Paragraph 1;
2. contain information concerning quitting consumption of tobacco products, which forms part of the combined health warning under Article 35k, Paragraph 1 or of the general warning under Article 35m, Paragraph 1, item 1 TTRPA.

(2) The information under Paragraph 1, item 2 shall direct the consumers to consult a specialist of their choice or to seek help from available international sources in order to quit smoking tobacco.

Article 52c

(New, SG No. 62/2001, amended, SG No. 71/2004, effective 1.01.2005, SG No 100/2005, SG No. 83/2006, renumbered from Article 52a, SG No. 77/2016, effective 4.10.2016)

The sale of tobacco products without registered and selling price, as well as the sale of tobacco products without an excise band attached on the domestic market is prohibited.

Article 52d

(New, SG No. 77/2016, effective 4.10.2016)

The imports of tobacco and related products shall be coordinated in regard to the TTRPA requirements with:

1. the Ministry of Economy - in regard to Article 26a and 43a TTRPA;
2. the Commission for Protection of Consumers - in regard to Article 26c, Article 30, Paragraph 2, items 4, 6 - 7, 14 - 19, Articles 35f - 35o and Articles 43e - 43h TTRPA;
3. (supplemented, SG No. 62/2021) the Tobacco and Tobacco Products Institute - in regard to Article 30, Paragraph 2, items 17 - 18 and Article 20 and 35a, Paragraph 1 TTRPA.

Article 52e

(New, SG No. 77/2016, effective 4.10.2016)

All refill mechanisms of electronic cigarettes, manufactured, imported and introduced into the territory of this country from another EU Member State or from a state - party to the European Economic Area Agreement, must conform to the technical standards, prescribed by Commission Implementing Decision (EU) 2016/586 of 14 April 2016 on technical standards for the refill mechanism of electronic cigarettes (OJ, L 101/15 of 16 April 2016).

Article 53

(Repealed, SG No. 114/1999).

SUPPLEMENTARY PROVISION

§ 1. For the purposes of this Regulation:

1. (Amended, SG No. 62/2001) "Transportation packaging" is such a packaging, used in the process of transportation of tobacco products by ground, water and air transport and ensuring preservation of the consumer qualities and appearance of the products.

2. (Amended, SG No. 62/2001) 'Products allowed for joint storage and sale' are such products, packed in a manner, not allowing the emission of odours and leakage of liquids.

3. (Amended, SG No. 62/2001) 'Restaurants, pubs and bars' are catering and entertainment establishments, listed in items I, III and V of Annex No. 2 to Article 2 Paragraph 1, item 2 of Regulation No. 2 of 1998 on Classification of tourist facilities, issued by the Minister of Trade and Tourism (SG No. 101/1998).

TRANSITIONAL AND CONCLUDING PROVISIONS

§ 2. (Amended, SG No. 62/2001, SG No. 77/2016, effective 4.10.2016) The technological instructions for tobacco growing pursuant to Article 8 of TTRPA are drawn up by the tobacco research organizations within 30 days after entering of this Decree into force and will be approved by the Minister of Agriculture and Food Supplies.

§ 3. (Amended, SG No. 77/2016, effective 4.10.2016) The persons operating under Article 21, Paragraph 1 and Article 24 of TTRPA are obliged within 30 days after entering of this Regulation into force to file an application with the Minister of Finance for issuance of the relevant licenses.

§ 4. The persons who have obtained licenses pursuant to Article 12, Paragraph 1 of the Regulation on Licensing of the Wines, Alcohol and Strong Drinks Producers and or the Procedure for the Wines, Alcohol and Strong Drinks Trade, adopted with Council of Ministers' Decree No. 192 of 1993 (SG No. 90/1993) preserve their rights if within 30 days they bring their commercial establishments in conformity with the provisions of this Regulation.

§ 5. The persons who have not filed applications or have not obtained licences under Paragraphs 3 and 4, must immediately cease the activity carried out.

§ 6. The outstanding procedures for issue of licenses pursuant to Article 12, Paragraph 1 of the Regulation on Licensing of the Wines, Alcohol and Strong Drinks Producers and on the Procedure for the Wines, Alcohol and Strong Drinks Trade are settled under the procedure of this Regulation.

§ 7. This Regulation is published pursuant to § 5 of the Supplementary and Concluding Provisions of the Tobacco and Tobacco Products Act.

§ 8. (New, SG No. 62/2001, repealed, SG No. 78/2001).

§ 9. (New, SG No. 78/2001) Categorizing and buying out of tobacco of the 2001 crop shall take place under the procedure of Article 13 and 16 in their version of 1994.

TRANSITIONAL AND CONCLUDING PROVISIONS

to Decree No. 36 of the Council of Ministers of 27 February 2008 for amending and supplementing the Regulations for the Application of the Tobacco and Tobacco Products Act (SG No. 26/2008, effective 7.03.2008)

§ 10. The manufacturers, importers and persons, which introduce tobacco products from another European Union Member State or a state - party to the European Economic Area Agreement, must submit, within one month of entry into force of the Decree, to the Ministry of Economy and Energy information concerning the numerals and/or letters of the code upon the consumer packages of tobacco products, identifying the date of manufacture, in regard to the tobacco products, which were already launched on the market as at the date of entry into force of the Decree.

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TRANSITIONAL AND CONCLUSIVE PROVISIONS

of Decree No. 116 of the Council of Ministers of 15 May 2009 for amending the statutory documents of the Council of Ministers.
(SG No. 39/2009, effective 26.05.2009)

§ 3. Tobacco products available as at the date of entry into force of the Decree, which are intended for sale on the domestic market, and are not labeled according to its requirements, may be sold until marketing until running out of quantities, however not later than 31 December 2009.

.....
DECREE No. 249

of the Council of Ministers of 27 September 2016 amending and supplementing the Regulations for the Application of the Tobacco and Tobacco Products Act (SG No. 77/2016, effective 4.10.2016)

.....
Supplementary Provision

§ 13. Throughout the text of these Regulations the abbreviation "TTPA" shall be replaced by "TTRPA".

Transitional and Concluding Provisions

§ 14. The manufacturers, importers and any persons, introducing tobacco products into the territory of this country from another EU Member State, shall submit by 20th November 2016 the information referred to in Article 35e, Paragraph 1 TTRPA in regard to the year 2015.

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Annex I

Municipality town/vill. Region

Annex I

Minimum Quality Requirements Regarding Raw Bulgarian Tobacco,
Section I

The tobacco, subject to categorizing, must be of such a quality, as

Section II Categor

"Categorizing raw tobacco" denotes the establishment of the quantit

Serial No.	Group Commercial sub-type Origin	Quality Characteristics
1	2	3

1. BASMA

1.1. JEBEL-BASMA I class: Rich in content ripe leaves of up to 14 cm in length from all harvesting

layers (except for lowest and highest bottom section of the plant), healthy, without damage from diseases, pests, mechanical damage or such from drying. The leaves are of a yellow, dense yellow, golden yellow up to yellow-orange and orange color. The leaves have tender tissue and veins, they are elastic with a glossy, oily texture, burn well and have a fine flavor.

II class: Rich and medium-rich in content leaves, ripe, slightly underripe and slightly overripe leaves from all harvesting layers (except for lowest bottom section of the plant) and with damage from diseases, pests, mechanical damage or such from drying on up to 20 % of the leaf surface.

The leaves are of a yellow, yellow-orange, orange-red and pale red color. A greenish shade is acceptable. Leaves with a pale, washed-up-like appearance are not acceptable. The leaves are elastic to a medium degree, have a porous to loose structure of the leaf tissue of first hand, glossy, burn very well and have a fine flavor.

1.2.	Aromatic-Tasty: NEVROKOP, KROUMOVGRAD, EAST BALKAN, TOPOLOVGRAD	<p>I class: Rich in content ripe leaves of up to 16 cm in length from all harvesting layers (except for lowest and highest bottom section of the plant), healthy, without damage from diseases, pests, mechanical damage or such from drying. The leaves are of a dense yellow, yellow-orange and orange color in the case of Nevrokop, reaching an orange-red color in the case of Kroumovgrad and East Balkan, and up to coppertone color in the case of Topolovgrad. The leaves have tender vein, elastic, glossy, wavy and well nourished texture and tender tissue, burn well and have a strong pleasant flavor and full-bodied balanced taste.</p> <p>II class: Rich and medium-rich in content leaves, ripe, slightly underripe and slightly overripe leaves from all harvesting layers (except for lowest bottom section of the plant) and with damage from diseases, pests, mechanical damage or such from drying on up to 20 % of the leaf surface.</p> <p>The leaves are in all colors and shades without green and brown color. Leaves of a pale, dull and washed-up-like appearance</p>
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are not acceptable. A greenish shade is

acceptable.

The leaves are elastic to a medium degree, have a porous to loose structure of the leaf tissue of first hand, glossy and rich in content to a medium degree, burning very well and with an intensive flavor and balanced to sweet taste.

2. BASHIBALI

2.1. Aromatic-Tasty:
DOUPNITZA,
MELNIK,
SVILENGRAD,
HARMANLI,
SREDNOGORSKA
YAKA

I class: Rich in content ripe leaves of up to 20 cm in length from all harvesting layers (except for lowest and highest bottom section of the plant), healthy, without damage from diseases, pests, mechanical damage or such from drying. The leaves are of a yellow to yellow-orange in the case of Melnik and Harmanli, reaching an orange color with a reddish shade in the case of Doupnitza, Svilengrad and Srednogoska Yaka.

The leaves have an elastic, glossy, wavy and well nourished texture with a porous and tender tissue, burn very well and have a typical pleasant flavor and very good full-bodied, balanced to sweet taste.

II class: Medium-rich and rich in content leaves, ripe slightly underripe and slightly overripe leaves from all harvesting layers (except for lowest bottom section of the plant) and with damage from diseases, pests, mechanical damage or such from drying on up to 20 % of the leaf surface.

The leaves are in all colors and shades without green and brown color. Leaves of a pale and dull (washed-up-like) appearance are not acceptable. A greenish shade is acceptable.

The leaves are elastic to a medium degree, have a porous and up to loose structure of the leaf tissue of first hand, with a fine leaf tissue, glossy and rich in content to a medium degree, burning very well and with a pleasant flavor and taste.

2.2. Aromatic:
USTINA

I class: Rich in content ripe leaves of up to 20 cm in length from all harvesting layers (except for lowest and highest bottom section of the plant), healthy, without damage from diseases, pests, mechanical damage or such from drying. The leaves are of a yellow, yellow-orange

to orange-red color with an elastic, glossy and well nourished texture with a tender

tissue, burn well and have an intensive typical fine flavor and pleasant taste.

II class: Medium-rich and rich in content leaves, ripe slightly underripe and slightly overripe leaves from all harvesting layers (except for lowest bottom section of the plant), and with damage from diseases, pests, mechanical damage or such from drying on up to 20 % of the leaf surface.

The leaves are in all colors and shades without green and brown color. Leaves of a pale, dull and washed-up-like appearance are not acceptable. A greenish shade is acceptable.

The leaves are elastic to a medium degree, have a porous to loose structure of the leaf tissue of first hand, fine leaf tissue, glossy and rich in content to a medium degree, burning very well and with a marked typical flavor and balanced pleasant taste.

2.3. Tasty:
SEVERNA
BALGARIA,
TEKNE

I class: Rich in content ripened leaves of up to 22 cm in length from all harvesting layers (except for lowest and highest bottom section of the plant), healthy, without damage from diseases, pests, mechanical damage or such from drying. The leaves are of a yellow, yellow-orange and orange color in the case of Severna Balaria, reaching a coppertone color in the case of Tekne, having a Fleshy, elastic, well nourished texture medium dense and fine tissue, burning very well. Neutral to pleasant flavor and balanced to pleasant and full-bodied taste.

II class: Medium-fleshy and fleshy leaves, ripe, slightly underripe and slightly overripe leaves from all harvesting layers (except for lowest bottom section of the plant), and with damage from diseases, pests, mechanical damage or such from drying on up to 20 % of the leaf surface. The leaves are in all colors and shades without green, dark green, and dark brown color and leaves of a pale and dull (washed-up-like) appearance are not acceptable. A greenish shade is acceptable.

The leaves are elastic to a medium degree, glossy and rich in content to a medium

degree, have a porous to loose structure of the leaf tissue of first hand, fine leaf tissue burning very well and with an

ordinary to pleasant tobacco flavor and a good taste.

All quality groups and origins

III class: Fleshy, medium-fleshy and poor in content leaves from all harvesting layers and all degrees of ripeness. Without limitations of length, having damage from diseases, pests, mechanical damage or such from drying on up to 60 % of the leaf surface. Color of the leaves - all colors and shades without blackened leaves, rough green and rough brown leaves and without leaves, mentioned in the minimum quality requirements - Section I of Annex No.2.

Note. The length of the leaves for II class is determined by the length of the leaves of second hand in accordance with the characteristics of the variety, forming the respective origin.

B. Tobacco of the Virginia Type - Flue-cured

Class	Quality Characteristics
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I class Leaves are technically ripe, fleshy, of a length over 38 cm, from the medium harvesting layer. Damages may be allowed in percentage of the leaf surface, as follows: of mechanical nature up to 10 percent, from spotted diseases up to 5 percent, from pests up to 5 percent, from drying up to 5 percent. The leaves have an even, uniform color on the entire leaf surface - yellow, dense yellow, yellow-orange, orange to orange-red color without greenish shades, incl. along the principal and the side veins and on the "reverse" of the leaf. The leaves have a very good elasticity and strength, an open grainy structure, a surface tender and soft to the touch.

II class Leaves are ripen, slightly underripe, slightly overripe, medium rich in content, of a length over 28 cm, from all harvesting layers except for lowest bottom section of the plant (sandy leaves), with damages from diseases, pests, of mechanical nature or from drying up to 30% of the leaf surface. Color of the leaves - all colors except for green, dark brown, pale and greyish color. Slick leaves are not acceptable. Uneven coloring and a greenish shade may be acceptable for up to 20% of the leaf surface. The leaves are dense to porous, of good strength and well nourished texture,

elastic.

III class Leaves from all harvesting layers, poor in content (scanty), of all degrees of ripeness, without limitation as to the size of the leaves, damaged by diseases, pests, of mechanical nature or from drying up to 50% of the leaf surface. Leaves are of all colors and shades without green, dark brown - blackened leaves and such of mixed color of over 20% of the leaf surface and without the leaves, mentioned in the minimum quality requirements - Section I of Annex No.2.

C. Tobacco of the Burley Type - light-air cured

Class	Quality Characteristics
I class	Leaves are technically ripe, fleshy, of a length over 40 cm, of the medium harvesting layer. Damages may be allowed in percentage of the leaf surface, as follows: of mechanical nature up to 15 percent, from spotted diseases up to 5 percent, from pests up to 5 percent, damages from drying up to 5 percent. The leaves are of light brown, brown, brown-reddish color, even and uniform on the entire leaf surface. Leaves of yellow coloring or yellow spots are not acceptable. The leaves have a very good elasticity and strength, a fine tissue with a loose structure, porous, burn very well.
II class	Leaves are ripe, slightly underripe, slightly overripe, from all harvesting layers, of a length over 28 cm, with mechanical damage of up to 30 percent of the texture of the leaf, damages from pests up to 30%. Defects may be acceptable, caused by drying to up to 15 percent of the leaf texture. The leaves are of yellow-brown and brown color of different nuances (spotty) without green, elastic, with a dense to loose structure and burn very well.
III class	Leaves of all degrees of ripeness, from all harvesting layers, without limitation as to the size of the leaves, having damage by diseases, pests, of mechanical nature or from drying up to 50% of the leaf texture. Leaves have little or no elasticity, are membranous to woody, of all colors and shades

without dark green and blackened leaves and such of a mixed color of over 20% of the leaf surface and without the leaves, mentioned in the minimum quality requirements - Section I of Annex No.2.

1. General requirements:

1.1. Categorizing of tobacco is carried out by authorized representa

2. Definitions of the terms:

1. Type. A principal grouping of tobacco on the basis of its biolog

Section III

Rules

Categorizing is carried out separately for each producer packaging

1. The exact weight of the producer packaging is established (bale

2. The assessor inspects each producer packaging as regards appeara

3. The producer packaging is checked as regards uniformity of them

4. At least 5 pastals are extracted from both sides of the bale an

5. The data of the inspection are recorded on the mark (label) of

Section IV

Rules for Produce

1. The dried tobacco leaves are unstrung, sorted and packed in prod

2. The sorted leaves are laid in pastals (packs for the large-leaf

3. The sorted and pastalled tobacco is packed in producer packagin

4. Producer packagings are of a parallelepiped shape and are compc

5. The dimensions of producer packagings are: a) for oriental

6. Weight of producer packagings: a) for oriental tobaccos - b

7. In the cases of tobaccos of the Virginia and Burley type, it is

8. Producer packagings are packed with hemp burlap, fastened with

9. The construction of the producer bales takes place under normal

10. Leaves, described in Section I Quality Restrictions are notinc

Annex I

Humidity Content of the Raw Tobacco

Type, Group, Origin	Humidity Content in %
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ORIENTAL

Basmati	
Jebbel Basma	16
Nevrokop	16
Kroumovgrad	16
East Balkan	16
Topolovgrad	16
Bashi Bali	
Harmanli	16
Svilengrad	16
Srednogorska Yaka	16
Doupnitza	16
Melnik	16
Ustina	16
Severna Balgaria	16
Tekne	16
FLOW CURED - Virginia	16
LIGHT-AIR CURED -	22
Burley	

Annex I

Methods for Determining the Humidity Content of Raw Tobacco

Annex II

Methods for Determining Content of Soil and Sand The det