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No. S 254

TOBACCO AND VAPORISERS CONTROL ACT 1993

TOBACCO (CONTROL OF ADVERTISEMENTS AND SALE) (PROHIBITED TOBACCO PRODUCTS AND IMITATION TOBACCO PRODUCTS) (EXEMPTION) (AMENDMENT) ORDER 2026

In exercise of the powers conferred by section 22 of the Tobacco and Vaporisers Control Act 1993, the Minister for Health makes the following Order:

Citation and commencement

1.—(1) This Order is the Tobacco (Control of Advertisements and Sale) (Prohibited Tobacco Products and Imitation Tobacco Products) (Exemption) (Amendment) Order 2026 and, except for paragraphs 4(a), 5(c) and 6(g), comes into operation on 1 May 2026.

(2) Paragraphs 4(a), 5(c) and 6(g) are deemed to have come into operation on 31 December 2021.

Amendment of paragraph 1

2. In the Tobacco (Control of Advertisements and Sale) (Prohibited Tobacco Products and Imitation Tobacco Products) (Exemption) Order 2018 (G.N. No. S 70/2018) (called in this Order the principal Order), in paragraph 1, replace “Tobacco (Control of Advertisements and Sale)” with “Tobacco and Vaporisers Control”.

Amendment of paragraph 2

3. In the principal Order, in paragraph 2 —

(a) replace the definition of “exempt imitation tobacco product” with —

““exempt imitation tobacco product” means a heating device intended to be used with a heated tobacco

product (also known as a heat-not-burn tobacco product);”;

- (b) in the definition of “non-clinical research”, after “smokeless tobacco product,” wherever it appears, insert “vaporiser,”;
- (c) in the definition of “Prohibited Tobacco Products Regulations”, after “(G.N. No. S 769/2014)”, insert “as in force immediately before 1 May 2026”;
- (d) replace the definition of “smokeless tobacco product” with —

““Section 15 Tobacco Products Regulations” means the Tobacco and Vaporisers Control (Section 15 Tobacco Products) Regulations 2026 (G.N. No. S 240/2026);

“smokeless tobacco product” means —

- (a) any tobacco product specified in item 2 of the Schedule to the Prohibited Tobacco Products Regulations; or
- (b) any tobacco product specified in item 2 of Part 2 of the Schedule to the Section 15 Tobacco Products Regulations;”;
- (e) replace the definition of “vaporiser solution” with —
- ““vaporiser” includes an electronic nicotine delivery system;

“vaporiser solution” means —

- (a) any tobacco product specified in item 5 of the Schedule to the Prohibited Tobacco Product Regulations; or
- (b) any tobacco product specified in item 3 of Part 2 of the Schedule to

the Section 15 Tobacco Products Regulations.”.

Amendment of paragraph 3

4. In the principal Order, in paragraph 3 —

(a) in sub-paragraph (e), replace “(Cap. 7, R 10)” with “(R 10)”; and

(b) replace sub-paragraphs (A) and (B) with —

“(f) except where sub-paragraph (g) applies, section 15(1) of the Act read with regulation 2 of the Section 15 Tobacco Products Regulations;

(g) in relation to the import, before 1 May 2026, of —

(i) any smokeless tobacco product in accordance with sub-paragraph (c);
or

(ii) any vaporiser solution in accordance with sub-paragraph (d),

section 15(1) of the Act (as it relates to the import of a tobacco product) as in force immediately before 1 May 2026 read with regulation 2 of the Prohibited Tobacco Products Regulations;

(h) section 18(1) of the Act.”.

Amendment of paragraph 4

5. In the principal Order, in paragraph 4 —

(a) renumber the paragraph as sub-paragraph (1) of that paragraph;

(b) in sub-paragraph (1), replace “31 December 2026” wherever it appears with “30 April 2026”;

(c) in sub-paragraph (1)(d), delete “(Cap. 7, R 10)”;

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- (d) in sub-paragraph (1), replace “section 15(2A)(a) of the Act” with “section 15(3)(a) of the Act as in force immediately before 1 May 2026”; and
- (e) after sub-paragraph (1), insert —
- “(2) Subject to paragraph 6, a person who —
- (a) has not been convicted of any offence under the Act or any subsidiary legislation under the Act committed on or after 1 February 2018;
 - (b) on or after 1 February 2018, gives prior notice to the Authority of the person’s intention to possess any smokeless tobacco product or vaporiser solution for an exempted purpose before the person first takes possession of that smokeless tobacco product or vaporiser solution;
 - (c) is in possession of any smokeless tobacco product or vaporiser solution between 1 May 2026 and 31 December 2026 (both dates inclusive) only for an exempted purpose carried out by the person; and
 - (d) where the non-clinical research involves any application or testing of the smokeless tobacco product or vaporiser solution on an animal, is the holder of a licence issued under the Animals and Birds (Care and Use of Animals for Scientific Purposes) Rules,
- is exempt from section 15(3)(a) of the Act read with regulation 2 of the Section 15 Tobacco Products Regulations in respect of the smokeless tobacco products or vaporiser solutions in the possession of that person between 1 May 2026 and 31 December 2026 (both dates inclusive).”.

Amendment of paragraph 5

6. In the principal Order, in paragraph 5 —
- (a) in the paragraph heading, after “**in relation to**”, insert “**vaporiser or**”;
 - (b) renumber the paragraph as sub-paragraph (1) of that paragraph;
 - (c) in sub-paragraph (1)(b)(i), (c)(i) and (d), replace “exempt imitation tobacco product” wherever it appears with “vaporiser or exempt imitation tobacco product”;
 - (d) in sub-paragraph (1)(b)(ii) and (c)(ii), after “any component of”, insert “a vaporiser or”;
 - (e) in sub-paragraph (1), delete “(for sale or otherwise),” wherever it appears;
 - (f) in sub-paragraph (1)(c), replace “31 December 2026” with “30 April 2026”;
 - (g) in sub-paragraph (1)(d), delete “(Cap. 7, R 10)”;
 - (h) in sub-paragraph (1), replace “section 16(1), (2) and (2A) of the Act in respect of the exempt imitation tobacco products” with “section 16(1), (2) and (3) of the Act as in force immediately before 1 May 2026 in respect of the vaporiser or exempt imitation tobacco product”; and
 - (i) after sub-paragraph (1), insert —
 - “(2) Subject to paragraph 6, a person who —
 - (a) has not been convicted of any offence under the Act or any subsidiary legislation under the Act committed on or after 1 February 2018;
 - (b) on or after 1 February 2018, gives prior notice to the Authority of the person’s intention to —
 - (i) import, distribute or possess any vaporiser or exempt imitation

tobacco product (as the case may be) for an exempted purpose before the person first imports, distributes or takes possession of that product; or

- (ii) import, distribute, sell or offer for sale, possess or purchase any component of a vaporiser or an exempt imitation tobacco product (as the case may be) for an exempted purpose before the person first imports, distributes, sells or offers for sale, takes possession of or purchases that component;

(c) between 1 May 2026 and 31 December 2026 (both dates inclusive) —

- (i) imports, distributes or is in possession of any vaporiser or exempt imitation tobacco product (as the case may be) only for an exempted purpose carried out by the person; or

- (ii) imports, distributes, sells or offers for sale, is in possession of or purchases any component of a vaporiser or an exempt imitation tobacco product (as the case may be) for an exempted purpose carried out by the person; and

(d) where the non-clinical research involves any testing of the vaporiser or exempt imitation tobacco product on an animal, is the holder of a licence issued under the Animals and Birds (Care and Use of Animals for Scientific Purposes) Rules,

is exempt from sections 15(1), (2) and (3) and 16(1), (2) and (3) of the Act in respect of the vaporiser or

exempt imitation tobacco product and its components so imported, distributed, sold or offered for sale, possessed or purchased, as the case may be.”.

Amendment of paragraph 6

7. In the principal Order, in paragraph 6 —

- (a) in sub-paragraph (a), after “smokeless tobacco product,”, insert “vaporiser,”; and
- (b) in sub-paragraphs (b) and (e), delete “(for sale or otherwise)”.

Made on 28 April 2026.

LAI WEI LIN
Permanent Secretary
(Policy and Development),
Ministry of Health,
Singapore.

[MH 78:29; AG/LEGIS/SL/309/2025/8]