

s22

From: s47F @industry.gov.au>
Sent: Tuesday, 9 August 2022 3:07 PM
To: s22
Cc: s47F ; s22
Subject: RE: British American Tobacco - WHO Framework Convention on Tobacco Control [SEC=OFFICIAL]

Great thanks s22
 Will await time for catch up.
 s47F

OFFICIAL

From: s22 @Health.gov.au]
Sent: Tuesday, 9 August 2022 2:37 PM
To: s47F @industry.gov.au>
Cc: s47F @industry.gov.au>; s22 @health.gov.au>; s22 @Health.gov.au>; s22 @health.gov.au>; s22 @health.gov.au>
Subject: RE: British American Tobacco - WHO Framework Convention on Tobacco Control [SEC=OFFICIAL]

Hi s47F

Thanks for reaching out for a discussion on WHO FCTC Article 5.3 matters.

Apologies we are quite stretched at the moment with a series of bilateral meetings leading into s22

I will get s22's team to reach out and organise a time to catch up with you but likely to be Thursday or Friday at the earliest.

s22

s22 | Director | Tobacco Control

Alcohol, Tobacco and Other Drugs Branch | Population Health Division

Primary and Community Care Group

Australian Government, Department of Health and Aged Care

s22

Location: Sirius Building s22

GPO Box 9848, Canberra ACT 2601, Australia

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From: s47F @industry.gov.au>
Sent: Tuesday, 9 August 2022 8:48 AM
To: s22 @Health.gov.au>
Cc: s47F @industry.gov.au>
Subject: FW: British American Tobacco - WHO Framework Convention on Tobacco Control [SEC=OFFICIAL]

HI s22

s47F kindly passed on your details.

Do you have anytime today for a quick teams meeting to discuss Climate Active and BATA?

s47F



s47F

Director – Strategy and Engagement | Climate Active

Department of Climate Change, Energy, the Environment and Water

Ngunnawal Country, Industry House, 10 Binara Street (GPO Box 2013) Canberra ACT 2601

s47F

[@industry.gov.au](mailto:s47F@industry.gov.au)



Acknowledgement of Country

Our department recognises the First Peoples of this nation and their ongoing connection to culture and country.

We acknowledge First Nations Peoples as the Traditional Owners, Custodians and Lore Keepers of the world's oldest living culture and pay respects to their Elders past, present and emerging.

OFFICIAL

From: s47F [@awe.gov.au](mailto:s47F@awe.gov.au)

Sent: Monday, 8 August 2022 8:51 PM

To: s47F [@industry.gov.au](mailto:s47F@industry.gov.au)

Cc: s47F [@environment.gov.au](mailto:s47F@environment.gov.au); s47F

[@environment.gov.au](mailto:s47F@environment.gov.au)

Subject: British American Tobacco - WHO Framework Convention on Tobacco Control [SEC=OFFICIAL]

Hi s47F

Good to run into you over the weekend – fortuitous timing!

As I mentioned, our counterparts from the Department of Health reached out last week after a stakeholder raised concerns about Climate Active's endorsement of British American Tobacco. s22, Director, Tobacco Control (details below) provided the following summary of considerations for government in dealing with the tobacco industry:

Australia is a signatory to the World Health Organisation (WHO) Framework Convention on Tobacco Control (FCTC). As a Party to the WHO FCTC, Australia is obliged, under FCTC Article 5.3, to take steps to protect its policy setting and implementation from interference from the tobacco industry and its interests. Relevant clauses of the FCTC include:

- Consultation with the tobacco industry should be limited to what is necessary for public officials or agencies to enact effective tobacco control measures.
- Action should be taken to de-normalise the tobacco industry's 'socially responsible' activities.
- Reject partnerships and non-binding or non-enforceable agreements with the tobacco industry
- Require that information provided by the tobacco industry be transparent and accurate.
- Do not give preferential treatment to the tobacco industry.

Guidance on these obligations is available at:

- 1) [WHO FCTC guidelines for implementation article 5.3](#)

The key section of this document relevant to this situation is *Recommendation 6* which recommends actions that should be taken to de-normalise the tobacco industry's 'socially responsible' activities. The tobacco industry conducts activities described as socially responsible to distance its image from the lethal nature of the product it produces and sells or to interfere with the setting and implementation of public health policies. Activities that are described as "socially responsible" by the tobacco industry, aiming at the promotion of tobacco consumption, is a marketing as well as a public relations strategy that falls within the Convention's definition of advertising, promotion and sponsorship.

2) [Guidance for Public Officials on Interacting with the Tobacco Industry](#)

The Department of Health and Aged care developed this guidance document to assist public officials in meeting their obligations under Article 5.3. This guidance includes advice on how public officials should proceed if they are approached about, or become aware of, any tobacco industry 'corporate social responsibility' initiatives.

Promotion of the tobacco industry's carbon neutral operations could be perceived as a corporate social responsibility activity and government endorsement could be in contravention of the FCTC.

For additional contextual information pls refer to these sources which highlight tobacco industry tactics, particularly the "greenwashing" tactic used by the tobacco industry globally.

<https://tobaccotactics.org/wiki/cigarette-filters/>
<https://www.bmj.com/content/367/bmj.l5890>

s22 is happy to discuss in more detail if you need additional info or assistance in interpreting the WHO FCTC Article 5.3. His details are s22

Also feel free to shout out if you need anything further from us and I'm sure I'll run into you sometime soon!

Sincerely,

s47F

s47F | Director

Product Stewardship Policy | Environment Protection Division

Ngunnawal Country, John Gorton Building, King Edward Terrace, Parkes ACT 2600 Australia

Department of Climate Change, Energy, the Environment and Water

☎ s47F @environment.gov.au

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s22

From: s22
Sent: Tuesday, 13 September 2022 11:20 PM
To: s47F
Cc: s47F; s22; ROBERTS, Belinda
Subject: FW: British American Tobacco - WHO Framework Convention on Tobacco Control [SEC=OFFICIAL]
Attachments: IMG_6778.PNG; IMG_6779.PNG; Climate Active.PNG; Climate Active 2.PNG

Hi s47F

Thanks for your email and call today.

Our Executive's next availability is 29th September 2022 between 1:30 – 5pm, should that be suitable for your Executive.

We wonder if it would assist to have an at officer level discussion prior to this date that could inform a further discussion with our Agency's relevant Executives, should it be required?

In relation to your question regarding the intended reach of The Guide, we note:

- The Guide was developed in consultation with several Australian Government agencies, including the Office of International Law in the Attorney-General's Department, and has been circulated to several agencies including but not limited to the Department of the Prime Minister and Cabinet, Department of Foreign Affairs and Trade, Department of Home Affairs and Treasury.
- The scope of the Guide was informed by the WHO FCTC Guidelines for implementation of Article 5.3, and other relevant decisions of the Conference of the Parties to the WHO FCTC. The [Article 5.3 implementation guidelines](#) aim to assist Australia and other Parties to the FCTC in meeting their legal obligations under Article 5.3 of the FCTC.
- In March 2020, printed copies of the Guide were dispatched to all sitting Members of Parliament and Senators. 140 printed copies of the Guide were also dispatched by DFAT to Australian High Commissions and Embassies.
- The Guide is intended to apply to any official, representative or employee in a Commonwealth government agency, body or entity, or anyone acting on behalf of any branch or level of government. It also includes Members of Parliament and their staff.

We have concerns that Climate Active's Certification of British American Tobacco (BAT) is inconsistent with article 5.3 of the WHO FCTC and could attract significant criticism from stakeholders. In relation to the certification, we note the following:

- We understand from the attached images that BAT has recently received certification via the Australian Government's Climate Active initiative. While we are not aware of all the details surrounding this certification, based on the information available, it may be criticised by stakeholders as not being in the spirit of FCTC Article 5.3.
- In our view, BAT's recent certification appears to be most relevant to the following recommendations in the Article 5.3 implementation guidelines:
 - (2) *Establish measures to limit interactions with the tobacco industry and ensure the transparency of those interactions that occur. In setting and implementing public health policies with respect to tobacco control, any necessary interaction with the tobacco industry should be carried out by Parties in such a way as to avoid the creation of any perception of a real or potential partnership or cooperation resulting from or on account of such interaction. In the event the tobacco industry engages in any conduct that may create such a perception, Parties should act to prevent or correct this perception.*
 - (3) *Reject partnerships and non-binding or non-enforceable agreements with the tobacco industry.*

- (6) Denormalize and, to the extent possible, regulate activities described as “socially responsible” by the tobacco industry, including but not limited to activities described as “corporate social responsibility”.

The next steps being undertaken by the Department of Health and Aged Care to further implement Article 5.3 include:

- Finalising the [draft National Tobacco Strategy \(NTS\) 2022-2030](#) which outlines a number of regulatory and non-regulatory measures to protect public health policy, including tobacco control policies, from tobacco industry interference. The new NTS is expected to be finalised in late 2022, subject to endorsement by all Australian governments.
- Increasing awareness of Article 5.3 and tobacco industry practices among government and non-government stakeholders remains a key priority for tobacco control in Australia.
- The first action item proposed in the NTS is to increase awareness among the public, government and non-government organisations about Article 5.3 and tobacco industry practices, including tobacco industry interference in tobacco control policies. It tasks the Australian Government, state and territory governments, NGOs with responsibility for this.
- As an initial step in increasing awareness of Article 5.3 and tobacco industry practices among government officials, the Department of Health and Aged Care proposes to disseminate The Guide to current sitting parliamentarians and Department Heads late in 2022.

I hope the above information is of assistance and look forward to hearing from you of another time to discuss further.

If you have any questions in the meantime, please don't hesitate to contact me.

s22

A/g Director – Tobacco Control Section
Alcohol, Tobacco and Other Drugs Branch

Population Health Division | Primary and Community Care Group
 Australian Government, Department of Health and Aged Care

s22

Location: Sirius s22

GPO Box 9848, Canberra ACT 2601, Australia

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----- Forwarded message -----

From: s47F @industry.gov.au>

Date: 11 September 2022 at 10:16:26 AEST

Subject: RE: British American Tobacco - WHO Framework Convention on Tobacco Control
 [SEC=OFFICIAL]

To: s22 @health.gov.au>

Cc: s22 @Health.gov.au>, s47F @industry.gov.au>

Hi s22

Looks like the 22 Sep is now a public holiday. I'll ask s47F to look for another date/time.

To assist with the meeting, Kath has asked:

Has DoH provided any advice re the intended or actual reach of their guidance? We would appreciate advice on whether this sort of thing falls within the intended scope, and any insights regarding the risk of criticism.

s42

Happy to discuss tomorrow.

regards

s47F

OFFICIAL

From: s22 [redacted] <[redacted]@health.gov.au>
Sent: Wednesday, 7 September 2022 11:54 AM
To: s47F [redacted] <[redacted]@industry.gov.au>
Cc: s47F [redacted] <[redacted]@industry.gov.au>
Subject: RE: British American Tobacco - WHO Framework Convention on Tobacco Control [SEC=OFFICIAL]

Thanks kindly

Ta

s22

From: s47F [redacted] <[redacted]@industry.gov.au>
Sent: Wednesday, 7 September 2022 11:44 AM
To: s22 [redacted] <[redacted]@health.gov.au>
Cc: s47F [redacted] <[redacted]@industry.gov.au>
Subject: RE: British American Tobacco - WHO Framework Convention on Tobacco Control [SEC=OFFICIAL]

Thanks s22 – let's lock that in.
 We send an invite shortly.

s47F

OFFICIAL

From: s22 [redacted] <[redacted]@health.gov.au>
Sent: Wednesday, 7 September 2022 11:39 AM
To: s47F [redacted] <[redacted]@industry.gov.au>
Subject: RE: British American Tobacco - WHO Framework Convention on Tobacco Control [SEC=OFFICIAL]

Hi s47F,

The only available time listed below for our Branch Head is:

Thursday 22 September, between 11.00am – 12.00pm

Hopefully this is suitable

Kind Regards

s22

From: s47F [redacted] <[redacted]@industry.gov.au>
Sent: Wednesday, 7 September 2022 9:22 AM
To: s22 [redacted] <[redacted]@health.gov.au>
Subject: FW: British American Tobacco - WHO Framework Convention on Tobacco Control
 [SEC=OFFICIAL]

Hi s22 [redacted]

Looks like Friday is not going to work.

Can you please check the possible dates below and let me know, thanks.

kind regards

s47F [redacted]

OFFICIAL

From: s47F [redacted]
Sent: Tuesday, 6 September 2022 4:51 PM
To: s47F [redacted] <[redacted]@industry.gov.au>
Subject: RE: British American Tobacco - WHO Framework Convention on Tobacco Control
 [SEC=OFFICIAL]

Thanks s47F [redacted], I know it's a pain, so sorry. Some possible dates are as follows:

Tuesday 13 September, 3.30pm
 Thursday 15 September, 4.00pm
 Friday 16 September, 4.00pm
 Monday 19 September, 3.30pm
 Thursday 22 September, between 11.00am – 12.00pm

Thanks

s47F [redacted]

OFFICIAL

From: s47F [redacted]
Sent: Tuesday, 6 September 2022 4:47 PM
To: s47F [redacted] <[redacted]@industry.gov.au>
Subject: RE: British American Tobacco - WHO Framework Convention on Tobacco Control
 [SEC=OFFICIAL]

Hi s47F [redacted]

Throws us some dates and I'll see if DoH are available .

s47F [redacted]

OFFICIAL

From: s47F [redacted]
Sent: Tuesday, 6 September 2022 4:36 PM
To: s47F [redacted] <[redacted]@industry.gov.au>
Subject: RE: British American Tobacco - WHO Framework Convention on Tobacco Control
 [SEC=OFFICIAL]

Hi s47F [redacted]

Sorry to ask, but any chance this meeting can be pushed back to next week or the week after at all? Kath has so much on and not enough time to get it done if you know what I mean. Happy to throw some dates out if they are happy to change.

Thanks

s47F

OFFICIAL

From: s47F
Sent: Tuesday, 6 September 2022 1:57 PM
To: s47F <s47F@industry.gov.au>
Subject: FW: British American Tobacco - WHO Framework Convention on Tobacco Control [SEC=OFFICIAL]

Fyi and action please

OFFICIAL

From: s22 <s22@health.gov.au>
Sent: Tuesday, 6 September 2022 1:56 PM
To: s47F <s47F@industry.gov.au>
Subject: FW: British American Tobacco - WHO Framework Convention on Tobacco Control [SEC=OFFICIAL]

Hi s47F

Thank you for the chat. As discussed, if our Branch Head, Belinda Roberts could be added to the invite when sent around that'd be great.

Her email is s22 <s22@health.gov.au>
 Kind Regards

s22

s22

A/g Director – Tobacco Control Section
Alcohol, Tobacco and Other Drugs Branch

Population Health Division | Primary and Community Care Group
 Australian Government, Department of Health and Aged Care

T s22 <s22@health.gov.au>

Location: Sirius s22

GPO Box 9848, Canberra ACT 2601, Australia

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From: s47F <s47F@industry.gov.au>
Sent: Monday, 5 September 2022 4:53 PM
To: s47F <s47F@industry.gov.au>; s22 <s22@health.gov.au>
Cc: s22 <s22@health.gov.au>; s47F <s47F@industry.gov.au>; s22 <s22@health.gov.au>
Subject: RE: British American Tobacco - WHO Framework Convention on Tobacco Control [SEC=OFFICIAL]

Thank you s47F

Hi ^{s22}

The only time Kath could attend on Friday 9 September would be 2.30pm for 30 minutes only.

Kind regards

^{s47F}

OFFICIAL

From: ^{s47F}

Sent: Monday, 5 September 2022 4:50 PM

To: ^{s22} [@health.gov.au](mailto: @health.gov.au)

Cc: ^{s22} [@health.gov.au](mailto: @health.gov.au); ^{s22} [@health.gov.au](mailto: @health.gov.au); ^{s47F} [@industry.gov.au](mailto: @industry.gov.au); ^{s47F} [@industry.gov.au](mailto: @industry.gov.au)

Subject: RE: British American Tobacco - WHO Framework Convention on Tobacco Control [SEC=OFFICIAL]

Hi ^{s22}

Thanks for the reply. Friday works for me.

My Head of Division, Kath Rowley, showed an interest in joining.

I'll just check in with her EA (^{s47F}) to see if that time suits also.

^{s47F}

OFFICIAL

From: ^{s22} [@health.gov.au](mailto: @health.gov.au)

Sent: Monday, 5 September 2022 4:44 PM

To: ^{s47F} [@industry.gov.au](mailto: @industry.gov.au)

Cc: ^{s22} [@health.gov.au](mailto: @health.gov.au); ^{s22} [@health.gov.au](mailto: @health.gov.au)

Subject: RE: British American Tobacco - WHO Framework Convention on Tobacco Control [SEC=OFFICIAL]

Hi ^{s47F}

Thanks kindly for the email.

Happy to discuss further, are you free tomorrow between 1-3pm or anytime Friday before 3pm?

Kind Regards

^{s22}

^{s22}

**A/g Director – Tobacco Control Section
Alcohol, Tobacco and Other Drugs Branch**

Population Health Division | Primary and Community Care Group
Australian Government, Department of Health and Aged Care

T ^{s22} [@health.gov.au](mailto: @health.gov.au)

Location: Sirius ^{s22}

GPO Box 9848, Canberra ACT 2601, Australia

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From: s47F [redacted] <[redacted]@industry.gov.au>
Sent: Monday, 5 September 2022 3:44 PM
To: s22 [redacted] <[redacted]@health.gov.au>
Subject: FW: British American Tobacco - WHO Framework Convention on Tobacco Control
 [SEC=OFFICIAL]

Hi s22 [redacted]

Do you have any time this week to meet to further discuss this issue?

Regards

s47F [redacted]

OFFICIAL

From: s47F [redacted]
Sent: Friday, 2 September 2022 4:37 PM
To: s22 [redacted] <[redacted]@Health.gov.au>
Subject: RE: British American Tobacco - WHO Framework Convention on Tobacco Control
 [SEC=OFFICIAL]

Hi s22 [redacted]

I'm looking to set up a time with you next week for a follow-up meeting.
 Please let me know some days/times that would suit you.

s47F [redacted]

OFFICIAL

From: s22 [redacted] <[redacted]@Health.gov.au>
Sent: Friday, 12 August 2022 11:35 AM
To: s47F [redacted] <[redacted]@industry.gov.au>
Subject: RE: British American Tobacco - WHO Framework Convention on Tobacco Control
 [SEC=OFFICIAL]

s47F [redacted]

Tuesday, 2 August 2022 10:49 PM

s22 [redacted]

s22 [redacted] | Director | Tobacco Control

Alcohol, Tobacco and Other Drugs Branch | Population Health Division
 Primary and Community Care Group
 Australian Government, Department of Health and Aged Care
 T s22 [redacted] <[redacted]@health.gov.au>

Location: Sirius Building s22 [redacted]
 GPO Box 9848, Canberra ACT 2601, Australia

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From: s47F [redacted] <s47F@industry.gov.au>
Sent: Friday, 12 August 2022 11:12 AM
To: s22 [redacted] <s22@Health.gov.au>
Subject: FW: British American Tobacco - WHO Framework Convention on Tobacco Control [SEC=OFFICIAL]

Hi s22 [redacted]

I am preparing a briefing note for Dep Sec. Do you know what date Robert Cawthorne's email was received into the Dept Health?

regards

s47F [redacted]



s47F [redacted]

Director – Strategy and Engagement | Climate Active
 Department of Climate Change, Energy, the Environment and Water
 Ngannawal Country, Industry House, 10 Binara Street (GPO Box 2013) Canberra ACT 2601
 p s47F [redacted] <s47F@industry.gov.au>



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OFFICIAL

From: s47F [redacted] <s47F@awe.gov.au>
Sent: Tuesday, 9 August 2022 5:27 PM
To: s47F [redacted] <s47F@industry.gov.au>
Cc: s47F [redacted] <s47F@environment.gov.au>
Subject: RE: British American Tobacco - WHO Framework Convention on Tobacco Control [SEC=OFFICIAL]

Hey s47F [redacted]

s22 [redacted] has asked that your team reach out to the stakeholder who raised concerns about the certification of British American Tobacco. Are you able to close the loop/let them know that their concern has been received and is being reviewed/will be addressed appropriately etc?

The email came from Rob Cawthorne and is copied below:

To whom this may concern,

While examining other issues with carbon neutral claims under the Climate Active program I noticed that the Climate Active program run by the department of industry has endorsed / certified British American Tobacco for their Climate action.

I am not sure if this is a breach of the ban on tobacco advertising, however I still thought this should be brought to your attention and in my opinion is certainly not something that any federal government department should be endorsing.

The program displays the logo page 4 of the certified members list found at - <https://www.climateactive.org.au/buy-climate-active/certified-brands#4>. While BAT do not appear

to have promoted the certification outside the organisation albeit the certification itself it could have the effect of saying smoking is not so bad because it causes no impact on our climate. Clicking on the link leads to the members page at <https://www.climateactive.org.au/buy-climate-active/certified-members/british-american-tobacco-australia>, which is designed to allow provide consumers with disclosure surrounding the climate action an organisation has taken.

I would encourage the department of health to request of the department of industry and the climate active program to remove the listing even if they still choose to provide the certification.

Kind regards,



Rob Cawthorne
Managing Director

THE CARBON REDUCTION INSTITUTE

E: s22 | www.noco2.com.au
M: s22 | P: 02 8228 7300 | F: 02 8228 7350
s22

Calculate and negate your personal climate change impact at: secure.noco2.com.au
Help Solve Climate Change. Source from the [Low Carbon Economy Directory](#)

I acknowledge the Traditional Owners and Custodians of the lands on which I live and work and pay respects to Elders past, present, and emerging.



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Let me know if there are any issues!

Sincerely,

s47F

s47F | Director

Product Stewardship Policy | Environment Protection Division

Ngunnawal Country, John Gorton Building, King Edward Terrace, Parkes ACT 2600 Australia
Department of Climate Change, Energy, the Environment and Water

☎ s47F

[@environment.gov.au](mailto:s47F@environment.gov.au)

From: s47F

Sent: Monday, 8 August 2022 8:51 PM

To: s47F [@industry.gov.au](mailto:s47F@industry.gov.au)>

Cc: s47F [@environment.gov.au](mailto:s47F@environment.gov.au)>; s47F

[@environment.gov.au](mailto:s47F@environment.gov.au)>

Subject: British American Tobacco - WHO Framework Convention on Tobacco Control
[SEC=OFFICIAL]

Hi s47F

Good to run into you over the weekend – fortuitous timing!

As I mentioned, our counterparts from the Department of Health reached out last week after a stakeholder raised concerns about Climate Active's endorsement of British American Tobacco. s22, Director, Tobacco Control (details below) provided the following summary of considerations for government in dealing with the tobacco industry:

Australia is a signatory to the World Health Organisation (WHO) Framework Convention on Tobacco Control (FCTC). As a Party to the WHO FCTC, Australia is obliged, under FCTC Article 5.3, to take steps to protect its policy setting and implementation from interference from the tobacco industry and its interests. Relevant clauses of the FCTC include:

- Consultation with the tobacco industry should be limited to what is necessary for public officials or agencies to enact effective tobacco control measures.
- Action should be taken to de-normalise the tobacco industry's 'socially responsible' activities.
- Reject partnerships and non-binding or non-enforceable agreements with the tobacco industry
- Require that information provided by the tobacco industry be transparent and accurate.
- Do not give preferential treatment to the tobacco industry.

Guidance on these obligations is available at:

1) [WHO FCTC guidelines for implementation article 5.3](#)

The key section of this document relevant to this situation is *Recommendation 6* which recommends actions that should be taken to de-normalise the tobacco industry's 'socially responsible' activities. The tobacco industry conducts activities described as socially responsible to distance its image from the lethal nature of the product it produces and sells or to interfere with the setting and implementation of public health policies. Activities that are described as "socially responsible" by the tobacco industry, aiming at the promotion of tobacco consumption, is a marketing as well as a public relations strategy that falls within the Convention's definition of advertising, promotion and sponsorship.

2) [Guidance for Public Officials on Interacting with the Tobacco Industry](#)

The Department of Health and Aged care developed this guidance document to assist public officials in meeting their obligations under Article 5.3. This guidance includes advice on how public officials should proceed if they are approached about, or become aware of, any tobacco industry 'corporate social responsibility' initiatives.

Promotion of the tobacco industry's carbon neutral operations could be perceived as a corporate social responsibility activity and government endorsement could be in contravention of the FCTC. For additional contextual information pls refer to these sources which highlight tobacco industry tactics, particularly the "greenwashing" tactic used by the tobacco industry globally.

<https://tobaccotactics.org/wiki/cigarette-filters/>
<https://www.bmj.com/content/367/bmj.l5890>

s22 is happy to discuss in more detail if you need additional info or assistance in interpreting the WHO FCTC Article 5.3. His details are T: s22 @health.gov.au

Also feel free to shout out if you need anything further from us and I'm sure I'll run into you sometime soon!

Sincerely,

s47F

s47F | Director

Product Stewardship Policy | Environment Protection Division

Nggunawal Country, John Gorton Building, King Edward Terrace, Parkes ACT 2600 Australia

Department of Climate Change, Energy, the Environment and Water

 s47F  [@environment.gov.au](mailto:s47F@environment.gov.au)

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[SEC=OFFICIAL]

s22

From: s22
Sent: Thursday, 29 September 2022 4:26 PM
To: s47F
Cc: s22; s47F
Subject: RE: British American Tobacco - WHO Framework Convention on Tobacco Control [SEC=OFFICIAL]

Hi s47F
 Apologies for missing your call,
 Totally all good. Thanks

Ta

s22

Sent from [Workspace ONE Boxer](#)

On 29 September 2022 at 15:26:11 ACST, s47F @industry.gov.au> wrote:

Hi s22
 Apologies for late notice. I've just tried to call you.
 Our exec no longer need this meeting at 4pm.

s47F

From: s22 @health.gov.au]
Sent: Thursday, 29 September 2022 8:57 AM
To: s47F @industry.gov.au>
Cc: s22 @health.gov.au>; s22 @Health.gov.au>; s47F @industry.gov.au>
Subject: RE: British American Tobacco - WHO Framework Convention on Tobacco Control [SEC=OFFICIAL]

Hi s47F
 Thanks kindly.
 Chat then. Ta s22

Sent from [Workspace ONE Boxer](#)

On 29 September 2022 at 08:41:18 AEST, s47F @industry.gov.au> wrote:

Thanks s22
 Yes Exec still keen to meet today.
 See you all at 4pm.

s47F

From: s22 @health.gov.au]
Sent: Tuesday, 27 September 2022 10:47 PM
To: s47F @industry.gov.au>
Cc: s22 @health.gov.au>; s22 @Health.gov.au>
Subject: RE: British American Tobacco - WHO Framework Convention on Tobacco Control [SEC=OFFICIAL]

Hi s47F
 Sincere apologies for not sending this to you earlier. Please find below the relevant links for your information:

- WHO World No Tobacco Day site – with links to 2022's world not tobacco theme – Threat to our environment and past years' themes - [World No Tobacco Day \(who.int\)](https://www.who.int/world-no-tobacco-day)
- The [WHO FCTC](#), in particular Article 3 (objective) which explicitly refers to the environmental consequences of tobacco consumption and Article 18 (concerning the protection of the environment and the health of persons).
- Australia's [draft National Tobacco Strategy 2022-2030](#) which includes the following goal: *to improve the health of all Australians by reducing the prevalence of tobacco use and its associated health, social, environmental and economic costs, and the inequalities it causes.*
- Recent feedback received on the draft NTS from the Department of Climate Change, Energy, the Environment and Water (attached).

Please let ^{s22} (who is back from leave), ^{s22} or I know if you need anything further or if your Exec still wish for the meeting scheduled on Thursday 29th Sept at 4pm to proceed with our Exec?

Kind Regards

^{s22}

**Assistant Director – Tobacco Control Section
Alcohol, Tobacco and Other Drugs Branch**

Population Health Division | Primary and Community Care Group
Australian Government, Department of Health and Aged Care

T: ^{s22}

Location: Sirius ^{s22}

GPO Box 9848, Canberra ACT 2601, Australia

The Department of Health and Aged Care acknowledges the traditional owners of country throughout Australia, and their continuing connection to land, sea and community. We pay our respects to them and their cultures, and to all Elders both past and present.

From: ^{s47F} [@industry.gov.au](mailto:^{s22}@industry.gov.au)

Sent: Tuesday, 27 September 2022 11:44 AM

To: ^{s22} [@health.gov.au](mailto:^{s22}@health.gov.au)

Cc: ^{s22} [@health.gov.au](mailto:^{s22}@health.gov.au)

Subject: RE: British American Tobacco - WHO Framework Convention on Tobacco Control

[SEC=OFFICIAL]

Hi ^{s22}

Are you able to send through some of the follow-up items you and ^{s22} mentioned in our meeting?

thanks

^{s47F}

OFFICIAL

From: ^{s22} [@health.gov.au](mailto:^{s22}@health.gov.au)

Sent: Wednesday, 14 September 2022 9:21 PM

To: ^{s47F} [@industry.gov.au](mailto:^{s22}@industry.gov.au)

Subject: RE: British American Tobacco - WHO Framework Convention on Tobacco Control

[SEC=OFFICIAL]

Hi ^{s47F}

Apologies, for sending the previous email to ^{s22}, I am catching up on emails.

We can do 11:30 this Friday if that works? And we can discuss the below query then if that would assist.

Kind Regards

^{s22}

From: ^{s47F} [@industry.gov.au](mailto:^{s22}@industry.gov.au)

Sent: Wednesday, 14 September 2022 5:45 PM

To: ^{s22} [@health.gov.au](mailto:^{s22}@health.gov.au)

Subject: RE: British American Tobacco - WHO Framework Convention on Tobacco Control

[SEC=OFFICIAL]

Hi s22

Thanks for this.

Agree an officer level would be good (and may negate the need for Exec level one).

One further follow-up was : "has health provided any advice on whether criticism is likely, from whom, and the harm that would arise?"

Happy to discuss this along with our other follow-ups, let me know what days/times are available for you.

I could do this Friday between 11.30-2pm or 2.30-3.30pm or next week.

s47F

OFFICIAL

From: s22 @health.gov.au]

Sent: Tuesday, 13 September 2022 11:20 PM

To: s47F @industry.gov.au>

Cc: s47F @industry.gov.au>; s22 @health.gov.au>;

s22 @health.gov.au>; s22 @health.gov.au>

@health.gov.au>

Subject: FW: British American Tobacco - WHO Framework Convention on Tobacco Control

[SEC=OFFICIAL]

Hi s47F

Thanks for your email and call today.

Our Executive's next availability is 29th September 2022 between 1:30 – 5pm, should that be suitable for your Executive.

We wonder if it would assist to have an at officer level discussion prior to this date that could inform a further discussion with our Agency's relevant Executives, should it be required?

In relation to your question regarding the intended reach of The Guide, we note:

- The Guide was developed in consultation with several Australian Government agencies, including the Office of International Law in the Attorney-General's Department, and has been circulated to several agencies including but not limited to the Department of the Prime Minister and Cabinet, Department of Foreign Affairs and Trade, Department of Home Affairs and Treasury.
- The scope of the Guide was informed by the WHO FCTC Guidelines for implementation of Article 5.3, and other relevant decisions of the Conference of the Parties to the WHO FCTC. The [Article 5.3 implementation guidelines](#) aim to assist Australia and other Parties to the FCTC in meeting their legal obligations under Article 5.3 of the FCTC.
- In March 2020, printed copies of the Guide were dispatched to all sitting Members of Parliament and Senators. 140 printed copies of the Guide were also dispatched by DFAT to Australian High Commissions and Embassies.
- The Guide is intended to apply to any official, representative or employee in a Commonwealth government agency, body or entity, or anyone acting on behalf of any branch or level of government. It also includes Members of Parliament and their staff.

We have concerns that Climate Active's Certification of British American Tobacco (BAT) is inconsistent with article 5.3 of the WHO FCTC and could attract significant criticism from stakeholders. In relation to the certification, we note the following:

- We understand from the attached images that BAT has recently received certification via the Australian Government's Climate Active initiative. While we are not aware of all the details surrounding this certification, based on the information available, it may be criticised by stakeholders as not being in the spirit of FCTC Article 5.3.

- In our view, BAT's recent certification appears to be most relevant to the following recommendations in the Article 5.3 implementation guidelines:
 - (2) *Establish measures to limit interactions with the tobacco industry and ensure the transparency of those interactions that occur. In setting and implementing public health policies with respect to tobacco control, any necessary interaction with the tobacco industry should be carried out by Parties in such a way as to avoid the creation of any perception of a real or potential partnership or cooperation resulting from or on account of such interaction. In the event the tobacco industry engages in any conduct that may create such a perception, Parties should act to prevent or correct this perception.*
 - (3) *Reject partnerships and non-binding or non-enforceable agreements with the tobacco industry.*
 - (6) *Denormalize and, to the extent possible, regulate activities described as "socially responsible" by the tobacco industry, including but not limited to activities described as "corporate social responsibility".*

The next steps being undertaken by the Department of Health and Aged Care to further implement Article 5.3 include:

- Finalising the [draft National Tobacco Strategy \(NTS\) 2022-2030](#) which outlines a number of regulatory and non-regulatory measures to protect public health policy, including tobacco control policies, from tobacco industry interference. The new NTS is expected to be finalised in late 2022, subject to endorsement by all Australian governments.
- Increasing awareness of Article 5.3 and tobacco industry practices among government and non-government stakeholders remains a key priority for tobacco control in Australia.
- The first action item proposed in the NTS is to increase awareness among the public, government and non-government organisations about Article 5.3 and tobacco industry practices, including tobacco industry interference in tobacco control policies. It tasks the Australian Government, state and territory governments, NGOs with responsibility for this.
- As an initial step in increasing awareness of Article 5.3 and tobacco industry practices among government officials, the Department of Health and Aged Care proposes to disseminate The Guide to current sitting parliamentarians and Department Heads late in 2022.

I hope the above information is of assistance and look forward to hearing from you of another time to discuss further.

If you have any questions in the meantime, please don't hesitate to contact me.

s22

**A/g Director – Tobacco Control Section
Alcohol, Tobacco and Other Drugs Branch**

Population Health Division | Primary and Community Care Group
Australian Government, Department of Health and Aged Care

T: s22

Location: Sirius s22

GPO Box 9848, Canberra ACT 2601, Australia

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----- Forwarded message -----

From: s47F <[redacted]@industry.gov.au>

Date: 11 September 2022 at 10:16:26 AEST

Subject: RE: British American Tobacco - WHO Framework Convention on Tobacco Control [SEC=OFFICIAL]

To: s22 [REDACTED] <[REDACTED]@health.gov.au>

Cc: s22 [REDACTED] <[REDACTED]@Health.gov.au>, s47F [REDACTED] <[REDACTED]@industry.gov.au>

Hi s22 [REDACTED]

Looks like the 22 Sep is now a public holiday. I'll ask s47F [REDACTED] to look for another date/time.

To assist with the meeting, Kath has asked:

Has DoH provided any advice re the intended or actual reach of their guidance? We would appreciate advice on whether this sort of thing falls within the intended scope, and any insights regarding the risk of criticism.

s42 [REDACTED]

Happy to discuss tomorrow.
regards

s47F [REDACTED]

OFFICIAL

From: s22 [REDACTED] <[REDACTED]@health.gov.au>

Sent: Wednesday, 7 September 2022 11:54 AM

To: s47F [REDACTED] <[REDACTED]@industry.gov.au>

Cc: s47F [REDACTED] <[REDACTED]@industry.gov.au>

Subject: RE: British American Tobacco - WHO Framework Convention on Tobacco Control [SEC=OFFICIAL]

Thanks kindly

Ta

s22 [REDACTED]

From: s47F [REDACTED] <[REDACTED]@industry.gov.au>

Sent: Wednesday, 7 September 2022 11:44 AM

To: s22 [REDACTED] <[REDACTED]@health.gov.au>

Cc: s47F [REDACTED] <[REDACTED]@industry.gov.au>

Subject: RE: British American Tobacco - WHO Framework Convention on Tobacco Control [SEC=OFFICIAL]

Thanks s22 [REDACTED] – let's lock that in.

We send an invite shortly.

s47F [REDACTED]

OFFICIAL

From: s22 [REDACTED] <[REDACTED]@health.gov.au>

Sent: Wednesday, 7 September 2022 11:39 AM

To: s47F [REDACTED] <[REDACTED]@industry.gov.au>

Subject: RE: British American Tobacco - WHO Framework Convention on Tobacco Control [SEC=OFFICIAL]

Hi s47F [REDACTED]

The only available time listed below for our Branch Head is:

Thursday 22 September, between 11.00am – 12.00pm

Hopefully this is suitable

Kind Regards

s22 [REDACTED]

From: s47F [REDACTED] <[REDACTED]@industry.gov.au>

Sent: Wednesday, 7 September 2022 9:22 AM

To: s22 [REDACTED] <[REDACTED]@health.gov.au>

Subject: FW: British American Tobacco - WHO Framework Convention on Tobacco Control [SEC=OFFICIAL]

Hi ^{s22}

Looks like Friday is not going to work.

Can you please check the possible dates below and let me know, thanks.

kind regards

^{s47F}

OFFICIAL

From: ^{s47F}

Sent: Tuesday, 6 September 2022 4:51 PM

To: ^{s47F} [@industry.gov.au](mailto:industry.gov.au)>

Subject: RE: British American Tobacco - WHO Framework Convention on Tobacco Control [SEC=OFFICIAL]

Thanks ^{s47F}, I know it's a pain, so sorry. Some possible dates are as follows:

Tuesday 13 September, 3.30pm

Thursday 15 September, 4.00pm

Friday 16 September, 4.00pm

Monday 19 September, 3.30pm

Thursday 22 September, between 11.00am – 12.00pm

Thanks

^{s47F}

OFFICIAL

From: ^{s47F}

Sent: Tuesday, 6 September 2022 4:47 PM

To: ^{s47F} [@industry.gov.au](mailto:industry.gov.au)>

Subject: RE: British American Tobacco - WHO Framework Convention on Tobacco Control [SEC=OFFICIAL]

Hi ^{s47F}

Throws us some dates and I'll see if DoH are available .

^{s47F}

OFFICIAL

From: ^{s47F}

Sent: Tuesday, 6 September 2022 4:36 PM

To: ^{s47F} [@industry.gov.au](mailto:industry.gov.au)>

Subject: RE: British American Tobacco - WHO Framework Convention on Tobacco Control [SEC=OFFICIAL]

Hi ^{s47F}

Sorry to ask, but any chance this meeting can be pushed back to next week or the week after at all? Kath has so much on and not enough time to get it done if you know what I mean. Happy to throw some dates out if they are happy to change.

Thanks

^{s47F}

OFFICIAL

From: ^{s47F}

Sent: Tuesday, 6 September 2022 1:57 PM

To: ^{s47F} [@industry.gov.au](mailto:industry.gov.au)>

Subject: FW: British American Tobacco - WHO Framework Convention on Tobacco Control [SEC=OFFICIAL]

Fyi and action please

OFFICIAL

From: ^{s22} [@health.gov.au](mailto:health.gov.au)

Sent: Tuesday, 6 September 2022 1:56 PM

To: ^{s47F} [@industry.gov.au](mailto:industry.gov.au)>

Subject: FW: British American Tobacco - WHO Framework Convention on Tobacco Control [SEC=OFFICIAL]

Hi ^{s47F} ,

Thank you for the chat. As discussed, if our Branch Head, Belinda Roberts could be added to the invite when sent around that'd be great.

Her email is ^{s22} [@health.gov.au](mailto: @health.gov.au)

Kind Regards

^{s22}

**A/g Director – Tobacco Control Section
Alcohol, Tobacco and Other Drugs Branch**

Population Health Division | Primary and Community Care Group
Australian Government, Department of Health and Aged Care

T: ^{s22} [@health.gov.au](mailto: @health.gov.au)

Location: Sirius ^{s22}

GPO Box 9848, Canberra ACT 2601, Australia

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From: ^{s47F} [@industry.gov.au](mailto: @industry.gov.au)>

Sent: Monday, 5 September 2022 4:53 PM

To: ^{s47F} [@industry.gov.au](mailto: @industry.gov.au)>; ^{s22}

[@health.gov.au](mailto: @health.gov.au)>

Cc: ^{s22} [@health.gov.au](mailto: @health.gov.au)>; ^{s22} [@health.gov.au](mailto: @health.gov.au)>; ^{s47F} [@industry.gov.au](mailto: @industry.gov.au)>

Subject: RE: British American Tobacco - WHO Framework Convention on Tobacco Control [SEC=OFFICIAL]

Thank you ^{s47F} I.

Hi ^{s22}

The only time Kath could attend on Friday 9 September would be 2.30pm for 30 minutes only.

Kind regards

^{s47F}

OFFICIAL

From: ^{s47F}

Sent: Monday, 5 September 2022 4:50 PM

To: ^{s22} [@health.gov.au](mailto: @health.gov.au)>

Cc: ^{s22} [@health.gov.au](mailto: @health.gov.au)>; ^{s22} [@health.gov.au](mailto: @health.gov.au)>; ^{s47F} [@industry.gov.au](mailto: @industry.gov.au)>;

^{s47F} [@industry.gov.au](mailto: @industry.gov.au)>

Subject: RE: British American Tobacco - WHO Framework Convention on Tobacco Control [SEC=OFFICIAL]

H ^{s22}

Thanks for the reply. Friday works for me.

My Head of Division, Kath Rowley, showed an interest in joining.

I'll just check in with her EA ^{s47F}) to see if that time suits also.

^{s47F}

OFFICIAL

From: ^{s22} [@health.gov.au](mailto: @health.gov.au)

Sent: Monday, 5 September 2022 4:44 PM

To: ^{s47F} [@industry.gov.au](mailto: @industry.gov.au)>

Cc: ^{s22} [@health.gov.au](mailto: @health.gov.au)>; ^{s22}

[@health.gov.au](mailto: @health.gov.au)>

Subject: RE: British American Tobacco - WHO Framework Convention on Tobacco Control [SEC=OFFICIAL]

Hi ^{s47F}

Thanks kindly for the email.

Happy to discuss further, are you free tomorrow between 1-3pm or anytime Friday before 3pm?

Kind Regards

s22

A/g Director – Tobacco Control Section
Alcohol, Tobacco and Other Drugs Branch

Population Health Division | Primary and Community Care Group
 Australian Government, Department of Health and Aged Care

T: s22 @health.gov.au

Location: Sirius s22

GPO Box 9848, Canberra ACT 2601, Australia

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From: s47F @industry.gov.au>

Sent: Monday, 5 September 2022 3:44 PM

To: s22 @health.gov.au>

Subject: FW: British American Tobacco - WHO Framework Convention on Tobacco Control [SEC=OFFICIAL]

H s22

Do you have any time this week to meet to further discuss this issue?

Regards

s47F

OFFICIAL

From: s47F

Sent: Friday, 2 September 2022 4:37 PM

To: s22 @Health.gov.au>

Subject: RE: British American Tobacco - WHO Framework Convention on Tobacco Control [SEC=OFFICIAL]

Hi s22

I'm looking to set up a time with you next week for a follow-up meeting.

Please let me know some days/times that would suit you.

s47F

OFFICIAL

From: s22 @Health.gov.au]

Sent: Friday, 12 August 2022 11:35 AM

To: s47F @industry.gov.au>

Subject: RE: British American Tobacco - WHO Framework Convention on Tobacco Control [SEC=OFFICIAL]

s47F

Tuesday, 2 August 2022 10:49 PM

s22

| Director | Tobacco Control

Alcohol, Tobacco and Other Drugs Branch | Population Health Division
 Primary and Community Care Group
 Australian Government, Department of Health and Aged Care

s22 @health.gov.au

Location: Sirius Building s22

GPO Box 9848, Canberra ACT 2601, Australia

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From: s47F @industry.gov.au>

Sent: Friday, 12 August 2022 11:12 AM

To: s22 [redacted] @Health.gov.au>
 Subject: FW: British American Tobacco - WHO Framework Convention on Tobacco Control [SEC=OFFICIAL]
 Hi s22 [redacted]
 I am preparing a briefing note for Dep Sec. Do you know what date Robert Cawthorne's email was received into the Dept Health?
 regards

s47F [redacted]



s47F [redacted]

Director – Strategy and Engagement | Climate Active
 Department of Climate Change, Energy, the Environment and Water
 Ngannawal Country, Industry House, 10 Binara Street (GPO Box 2013) Canberra ACT 2601
 p s47F [redacted] @industry.gov.au



Acknowledgement of Country

Our department recognises the First Peoples of this nation and their ongoing connection to culture and country. We acknowledge First Nations Peoples as the Traditional Owners, Custodians and Lore Keepers of the world's oldest living culture and pay respects to their Elders past, present and emerging.

OFFICIAL

From: s47F [redacted] @awe.gov.au]
 Sent: Tuesday, 9 August 2022 5:27 PM
 To: s47F [redacted] @industry.gov.au>
 Cc: s47F [redacted] @environment.gov.au>
 Subject: RE: British American Tobacco - WHO Framework Convention on Tobacco Control [SEC=OFFICIAL]
 Hey s47F [redacted]

s22 [redacted] has asked that your team reach out to the stakeholder who raised concerns about the certification of British American Tobacco. Are you able to close the loop/let them know that their concern has been received and is being reviewed/will be addressed appropriately etc?

The email came from Rob Cawthorne and is copied below:

To whom this may concern,

While examining other issues with carbon neutral claims under the Climate Active program I noticed that the Climate Active program run by the department of industry has endorsed / certified British American Tobacco for their Climate action. I am not sure if this is a breach of the ban on tobacco advertising, however I still thought this should be brought to your attention and in my opinion is certainly not something that any federal government department should be endorsing.

The program displays the logo page 4 of the certified members list found at - <https://www.climateactive.org.au/buy-climate-active/certified-brands#4>. While BAT do not appear to have promoted the certification outside the organisation albeit the certification itself it could have the effect of saying smoking is not so bad because it causes no impact on our climate. Clicking on the link leads to the members page at <https://www.climateactive.org.au/buy-climate-active/certified-members/british-american-tobacco-australia>, which is designed to allow provide consumers with disclosure surrounding the climate action an organisation has taken.

I would encourage the department of health to request of the department of industry and the climate active program to remove the listing even if they still choose to provide the certification.

Kind regards,



Rob Cawthorne

Managing Director

THE CARBON REDUCTION INSTITUTE

E: s22 | www.noco2.com.au

M: s22 | P: 02 8228 7300 | F: 02 8228 7350

s22

Calculate and negate your personal climate change impact at: secure.noco2.com.au

Help Solve Climate Change. Source from the **Low Carbon Economy Directory**

I acknowledge the Traditional Owners and Custodians of the lands on which I live and work and pay respects to Elders past, present, and emerging.



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Let me know if there are any issues!

Sincerely,

s47F

| Director

Product Stewardship Policy | Environment Protection Division
Ngunnawal Country, John Gorton Building, King Edward Terrace, Parkes ACT 2600
Australia

Department of Climate Change, Energy, the Environment and Water

s47F

[@environment.gov.au](mailto:s47F@environment.gov.au)

From: s47F

Sent: Monday, 8 August 2022 8:51 PM

To: s47F [@industry.gov.au](mailto:s47F@industry.gov.au)>

Cc: s47F [@environment.gov.au](mailto:s47F@environment.gov.au)>; s47F

[@environment.gov.au](mailto:s47F@environment.gov.au)>

Subject: British American Tobacco - WHO Framework Convention on Tobacco Control [SEC=OFFICIAL]

Hi s47F

Good to run into you over the weekend – fortuitous timing!

As I mentioned, our counterparts from the Department of Health reached out last week after a stakeholder raised concerns about Climate Active's endorsement of British American Tobacco. s22, Director, Tobacco Control (details below) provided the following summary of considerations for government in dealing with the tobacco industry:

Australia is a signatory to the World Health Organisation (WHO) Framework Convention on Tobacco Control (FCTC). As a Party to the WHO FCTC, Australia is obliged, under FCTC Article 5.3, to take steps to protect its policy setting and implementation from interference from the tobacco industry and its interests. Relevant clauses of the FCTC include:

- Consultation with the tobacco industry should be limited to what is necessary for public officials or agencies to enact effective tobacco control measures.
- Action should be taken to de-normalise the tobacco industry's 'socially responsible' activities.
- Reject partnerships and non-binding or non-enforceable agreements with the tobacco industry

- Require that information provided by the tobacco industry be transparent and accurate.
- Do not give preferential treatment to the tobacco industry.

Guidance on these obligations is available at:

1) [WHO FCTC guidelines for implementation article 5.3](#)

The key section of this document relevant to this situation is *Recommendation 6* which recommends actions that should be taken to de-normalise the tobacco industry's 'socially responsible' activities. The tobacco industry conducts activities described as socially responsible to distance its image from the lethal nature of the product it produces and sells or to interfere with the setting and implementation of public health policies. Activities that are described as "socially responsible" by the tobacco industry, aiming at the promotion of tobacco consumption, is a marketing as well as a public relations strategy that falls within the Convention's definition of advertising, promotion and sponsorship.

2) [Guidance for Public Officials on Interacting with the Tobacco Industry](#)

The Department of Health and Aged care developed this guidance document to assist public officials in meeting their obligations under Article 5.3. This guidance includes advice on how public officials should proceed if they are approached about, or become aware of, any tobacco industry 'corporate social responsibility' initiatives.

Promotion of the tobacco industry's carbon neutral operations could be perceived as a corporate social responsibility activity and government endorsement could be in contravention of the FCTC.

For additional contextual information pls refer to these sources which highlight tobacco industry tactics, particularly the "greenwashing" tactic used by the tobacco industry globally.

<https://tobaccotactics.org/wiki/cigarette-filters/>

<https://www.bmj.com/content/367/bmj.l5890>

s22 is happy to discuss in more detail if you need additional info or assistance in interpreting the WHO FCTC Article 5.3. His details are T: s22

Also feel free to shout out if you need anything further from us and I'm sure I'll run into you sometime soon!

Sincerely,

s47F

| Director

Product Stewardship Policy | Environment Protection Division

Ngunnawal Country, John Gorton Building, King Edward Terrace, Parkes ACT 2600 Australia

Department of Climate Change, Energy, the Environment and Water

 s47F @environment.gov.au

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[SEC=OFFICIAL]

[SEC=OFFICIAL]

[SEC=OFFICIAL]

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