

Summary of the proposed legislation

The legislation for the UK will ban smoking in all enclosed workplaces and public places with some residential exemptions.

The smoke free requirements will apply:

- In every work place, where more than one person works, or where members of the public may attend to seek or receive services or goods. This applies to premises or areas of premises that are enclosed or partially enclosed
- To company vehicles
- To premises open to the public (whether by invitation or not, and whether on payment or not)

Proposed exemptions:

- Private residential spaces within adult hospices, prisons and long-stay residential care facilities
- Other enclosed spaces that act effectively as a person's dwelling (eg hotel bedrooms and student halls of residence)

Enforcement:

- Enforced by the local authority
- Officers can require personal details, serve Fixed Penalty Notices (FPN) or instigate legal proceedings for non-compliance

Offences:

- Failure to display No Smoking signs
- Smoking in smoke free premises/place
- Failure to prevent smoking in premises

Owners of premises that allow smoking could be fined up to £2,500.

Premises where No Smoking signage is not displayed will be given a fixed penalty notice of £200 and could face fines of up to £1,000.

Individuals smoking in smokefree areas will be given a fixed penalty notice of £50.