SUBSIDIARY LEGISLATION 315.11

SMOKING CONTROL IN PRIVATE VEHICLES REGULATIONS

1st January, 2017*

LEGAL NOTICE 386 of 2016.

Citation.

1. The title of these regulations is the Smoking Control in Private Vehicles Regulations.

Interpretation.

2. For the purposes of these regulations, unless the context otherwise requires:

"Act" means the Tobacco (Smoking) Control Act; Cap. 315.

"minor" means a natural person under the age of sixteen years;

"private vehicle" means any vehicle or part thereof which does not constitute a public place or public transport, which vehicle may or may not be covered wholly or in part by a roof, and which may or may not be enclosed by any door or window, and includes a vehicle whether stationary or in motion;

"Superintendent" means the Superintendent of Public Health and, to the extent of any delegation or authority given, includes an authorised officer;

"tobacco device" shall have the same meaning assigned to it in the Products and Smoking Devices (Simulating Cigarettes or Tobacco) (Control) Regulations; S.L. 315.09

"tobacco product" means products that can be consumed and consist, even partly, of tobacco, whether genetically modified or not, and includes any tobacco devices;

"vehicle" shall have the same meaning assigned to it in the Traffic Regulation Ordinance. Cap. 65.

Ban on consumption and, or use of tobacco products in private vehicles.

3. It shall not be lawful for any person to consume and, or use, or allow to be consumed and, or used, at any time, a tobacco product in a private vehicle in the presence of a minor.

Offences.

4. Any person who contravenes or fails to comply with any of the provisions of these regulations shall be guilty of an offence and shall, without prejudice to his liability under any other law, be liable to a fine (*multa*) of not less than fifty euro (€50).

Other laws and regulations.

5. These regulations shall be without prejudice to other laws and regulations enacted to protect further the health of the community from the effects of exposure to and, or consumption of tobacco products.

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*see regulation 1(2) of these Regulations, as originally promulgated.