

Smokefree Enforcement

Anyone who does not comply with the new smokefree law will be committing a criminal offence. The legislation will be enforced by Environmental Health staff from Three Rivers District Council. The fixed penalty and maximum fine for each offence are set out below.

Smoking Penalties

Offence	Who Is Liable?	Fixed Penalty (if paid in 15 days)	Fixed Penalty (if paid in 29 days)	Court Awarded Fine
Smoking in a Smokefree Place	Anyone who smokes in a smokefree place	£30	£50	Up to £200
Failing to display required No Smoking signage	Anyone who manages or occupies a smokefree premises or vehicle	£150	£200	Up to £1000
Failing to prevent smoking in a Smokefree place	Anyone who manages or occupies a smokefree premises or vehicle	N/A	N/A	Up to £2500

There is a further offence of Obstruction of an Authorised Officer that carries a penalty of up to £1000.

Any person who receives a fixed penalty notice may choose to have the matter dealt with by the Courts. A person who fails to pay a fixed penalty notice may also be referred to the Courts.

Exemptions from the scope of the Act

Performers on stage.

Offshore platforms (none in TRDC).

Specialist tobacconists (none in TRDC).

Artistic performance.

Private accommodation - but not enclosed, shared access stairways and corridors.

Accommodation for guests (hotels) - but requirement for designation and labelling of smoking bedrooms i.e. Signage for "Smoking" Rooms - there are requirements for ventilation and self-closing doors.

"Other" residential accommodation (care homes, hospices, mental health Mental Health Units and Prisons units and prisons for adults).

For enquiries and advice (or notifying contraventions of the legislation) please contact the Council on 01923 776611 or e-mail to enquiries@threerivers.gov.uk

Further detailed advice and signage can be obtained from the <http://www.smokefreeengland.co.uk> website