

These notes relate to the Smoking Prohibition (Children in Motor Vehicles) (Scotland) Act 2016 (asp 3) which received Royal Assent on 21 January 2016

SMOKING PROHIBITION (CHILDREN IN MOTOR VEHICLES) (SCOTLAND) ACT 2016

EXPLANATORY NOTES

OVERVIEW OF THE ACT

3. The Act prohibits smoking by an adult in any private vehicle in the presence of a child, while that vehicle is in a public place. There is an exception to the prohibition which takes account of members of the Travelling community and holiday-makers who use their vehicles as permanent or temporary homes. Breach of the prohibition is made a criminal offence. A fixed penalty notice regime is provided as an alternative means of enforcement.