
EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the Sale of Tobacco (Registration of Moveable Structures and Fixed Penalty Notices) (Scotland) Regulations 2011 (“the principal Regulations”) to include provision for nicotine vapour products. They amend the definition of “moveable premises” to include businesses which sell nicotine vapour products by retail.

The principal Regulations make provision for the application of chapter 2 of Part 1 (Register of Tobacco Retailers) of the Tobacco and Primary Medical Services (Scotland) Act 2010 (“the Act”) to moveable structures. They also make provision in relation to the fixed penalty notice scheme under section 27 and schedule 1 of the Act.

Regulation 3 of the principal Regulations modifies section 11 of the Act in respect of the application for registration for businesses carried on from moveable premises. These Regulations amend the principal Regulations to include nicotine vapour product businesses in those modified provisions.