
SCOTTISH STATUTORY INSTRUMENTS

2019 No. 142

**The Public Health and Tobacco (EU Exit)
(Scotland) (Amendment) Regulations 2019**

Citation and commencement

1. These Regulations may be cited as the Public Health and Tobacco (EU Exit) (Scotland) (Amendment) Regulations 2019 and come into force on exit day.

Amendment of the Public Health etc. (Scotland) Act 2008

2.—(1) The Public Health etc. (Scotland) Act 2008⁽¹⁾ is amended as follows.

(2) In section 95(4) (prohibition on allowing use of sunbeds by persons under 18) after paragraph (a) insert—

“(aa) a UK driving licence,”.

(3) In section 96(5) (prohibition on sale or hire of sunbeds to persons under 18) after paragraph (a) insert—

“(aa) a UK driving licence,”.

Amendment of the Tobacco and Primary Medical Services (Scotland) Act 2010

3.—(1) The Tobacco and Primary Medical Services (Scotland) Act 2010⁽²⁾ is amended as follows.

(2) In section 4(4) (sale of tobacco products to persons under 18) after paragraph (a) insert—

“(aa) a UK driving licence,”.

(3) In section 4A(4)⁽³⁾ (sale of nicotine vapour products to persons under 18) after paragraph (a) insert—

“(aa) a UK driving licence,”.

Amendment of the Public Health etc. (Scotland) Act 2008 (Sunbed) Regulations 2009

4. In regulation 2(c) of the Public Health etc. (Scotland) Act 2008 (Sunbed) Regulations 2009⁽⁴⁾ (prescribed documents) omit “(other than the United Kingdom)”.

Amendment of the Sale of Tobacco (Prescribed Documents) (Scotland) Regulations 2013

5. In regulation 2(c) of the Sale of Tobacco (Prescribed Documents) (Scotland) Regulations 2013⁽⁵⁾ (sale of tobacco products to persons under 18 – prescribed documents) omit “(other than the United Kingdom)”.

(1) [2008 asp 5](#).

(2) [2010 asp 3](#).

(3) Section 4A was inserted by the Health (Tobacco, Nicotine etc. and Care) (Scotland) Act [2016, asp 14](#), section 2(1).

(4) [S.S.I. 2009/388](#) as amended by [S.S.I. 2013/201](#).

(5) [S.S.I. 2013/202](#).

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

Amendment of the Sale of Nicotine Vapour Products (Prescribed Documents) (Scotland) Regulations 2017

6. In regulation 2(c) of the Sale of Nicotine Vapour Products (Prescribed Documents) (Scotland) Regulations 2017(6) (sale of nicotine vapour products to persons under 18: prescribed documents) omit “(other than the United Kingdom)”.

St Andrew’s House,
Edinburgh
17th April 2019

JOE FITZPATRICK
Authorised to sign by the Scottish Ministers