
EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations which extend to England and Wales specify penalties and discounted amounts for the purposes of the smoking offences created by Chapter 1 of Part 1 of the Health Act 2006.

Regulation 2(1) provides that the maximum fine on conviction for an offence relating to the display of no-smoking signs is level 3 on the standard scale (currently £1000). Regulation 2(4) provides that where the fixed penalty procedure is used for an alleged offence relating to the display of no-smoking signs—

- (a) the fixed penalty is £200; and
- (b) the discounted amount is £150.

Regulation 2(2) provides that the maximum fine on conviction for an offence of smoking in a smoke-free place is level 1 on the standard scale (currently £200). Regulation 2(5) provides that where the fixed penalty procedure is used for an alleged offence of smoking in a smoke-free place—

- (a) the fixed penalty is £50; and
- (b) the discounted amount is £30.

Regulation 2(3) provides that the maximum fine on conviction for failing to prevent smoking in a smoke-free place is level 4 on the standard scale (currently £2500).

A Regulatory Impact Assessment has been prepared for these Regulations and a copy has been placed in the library of each House of Parliament. Copies can be obtained from the Smokefree Legislation Team, Room 712, Department of Health, Wellington House, 133-135 Waterloo Road, London SE1 8UG.