



Smoking Prohibition (Children in Motor Vehicles) (Scotland) Act 2016

2016 asp 3

1 Offence of smoking in a motor vehicle with children

- (1) It is an offence for an adult to smoke in a private motor vehicle when—
 - (a) there is a child in the vehicle, and
 - (b) the vehicle is in a public place.
- (2) Subsection (1) does not apply to a private motor vehicle that is designed or adapted for use as living accommodation and which, at the time the smoking occurs, is parked and is being used as living accommodation.
- (3) A person who commits an offence under subsection (1) is liable on summary conviction to a fine not exceeding level 3 on the standard scale.