
DRAFT SCOTTISH STATUTORY INSTRUMENTS

2022 No.

**The Prohibition of Smoking Outside Hospital
Buildings (Scotland) Regulations 2022**

No-smoking area outside a hospital building: distance of perimeter

4.—(1) The specified distance from a hospital building for the purpose of section 4D(1)(b) of the Act (meaning of “no-smoking area outside a hospital building” and related expressions) is 15 metres.

(2) The distance specified in paragraph (1) is measured from the point where the external surface of the hospital building meets the ground and on the assumption that any door, window, or other means of ingress or egress to the building or vent is closed.

(3) Where the hospital building has any awning, canopy, porch or other overhanging structure attached to it, the perimeter includes all of the land lying directly beneath that awning, canopy, porch or other overhanging structure irrespective of whether that area would otherwise fall within that 15 metre perimeter.