
DRAFT STATUTORY INSTRUMENTS

2006 No. (N.I.)

NORTHERN IRELAND

The Smoking (Northern Ireland) Order 2006

*Made - - - - 2006
Coming into operation in accordance with Article
1(2) and (3)*

THE SMOKING (NORTHERN IRELAND) ORDER 2006

Introductory

1. Title and commencement
2. Interpretation

Smoke-free premises, etc

3. Smoke-free premises
4. Exemptions
5. Additional smoke-free places
6. Vehicles

No-smoking signs

7. No-smoking signs

Offences relating to smoking

8. Offence of smoking in smoke-free place
9. Offence of failing to prevent smoking in smoke-free place

Enforcement

10. Fixed penalties for offences under Articles 7 and 8
11. Enforcement by district councils
12. Obstruction of officers
13. Offences by bodies corporate, etc.

Sale of tobacco, etc to young persons

14. Sale of tobacco, etc. to young persons

Supplementary

15. Regulations
16. Application to the Crown
17. Repeal
Signature

SCHEDULES

SCHEDULE 1 — FIXED PENALTIES

Contents of penalty notice

1. A penalty notice must— (a) state the alleged offence, and...
2. (1) A penalty notice must also state—
3. A penalty notice must also— (a) inform the person to...
4. A penalty notice must be in a form specified in...

Amount of penalty and period for payment

5. The penalty is such amount as may be specified in...
6. The period for payment of the penalty is the period...

Discounted amount and period for payment

7. (1) A discounted amount is payable instead of the amount...
8. The discounted amount is such amount as may be specified...

Effect of notice and payment

9. (1) Proceedings for the offence in respect of which a...
10. If the penalty is paid in accordance with the penalty...
11. If the discounted amount is paid in accordance with the...
12. If proceedings have been brought pursuant to a request under...
13. In any proceedings, a certificate is evidence of the facts...

Trial

14. If the person to whom a penalty notice has been...
15. Any request to be tried must be made—

Withdrawal of notices

16. (1) This paragraph applies if a district council considers that...

Use of fixed penalty receipts

17. (1) A district council may use its fixed penalty receipts...

SCHEDULE 2 — POWERS OF AUTHORISED OFFICERS

1. An authorised officer has the right to do any of...
2. An authorised officer may, if he considers it necessary for...
3. An authorised officer may make such purchases and secure the...
4. A person may not be required under paragraph 1 to...
5. (1) A lay magistrate may exercise the power in sub-paragraph...
6. An authorised officer entering any premises by virtue of paragraph...

7. If premises which an authorised officer is authorised to enter...
8. If by virtue of paragraph 1(d) an authorised officer takes...
9. In this Schedule “premises” includes any place or vehicle.

Explanatory Note