



New South Wales

Public Health (Tobacco) Amendment (Landlord Offences) Bill 2025

Explanatory note

This explanatory note relates to this Bill as introduced into Parliament.

Overview of Bill

The object of this Bill is to amend the *Public Health (Tobacco) Act 2008*—

- (a) to make it an offence for a commercial lessor to knowingly permit a person to sell illicit tobacco or illicit vaping goods on the lessor's premises, and
- (b) to extend the right of a lessor to terminate a retail shop lease or licence for premises for which a closure order is in effect to include the right to terminate a lease or licence for retail or wholesale business in the same circumstances.

Outline of provisions

Clause 1 sets out the name, also called the short title, of the proposed Act.

Clause 2 provides for the commencement of the proposed Act.

Schedule 1 Amendment of Public Health (Tobacco) Act 2008 No 94

Schedule 1 amends the *Public Health (Tobacco) Act 2008* as set out in the overview.



New South Wales

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Contents

		Page
	1 Name of Act	2
	2 Commencement	2
Schedule 1	Amendment of Public Health (Tobacco) Act 2008 No 94	3

This PUBLIC BILL, originated in the LEGISLATIVE ASSEMBLY and, having this day passed, is now ready for presentation to the LEGISLATIVE COUNCIL for its concurrence.

Legislative Assembly

Clerk of the Legislative Assembly



New South Wales

Public Health (Tobacco) Amendment (Landlord Offences) Bill 2025

No. , 2025

A Bill for

An Act to amend the *Public Health (Tobacco) Act 2008* to prohibit a lessor from permitting the sale of illicit tobacco or illicit vaping goods on the lessor's premises; to further provide for the termination of leases or licences in relation to premises subject to closure orders; and for related purposes.

The LEGISLATIVE COUNCIL has this day agreed to this Bill with/without amendment.

Legislative Council

Clerk of the Parliaments

Tabling copy

The Legislature of New South Wales enacts—

1

1 Name of Act

2

This Act is the *Public Health (Tobacco) Amendment (Landlord Offences) Act 2025*.

3

2 Commencement

4

This Act commences on a day or days to be appointed by proclamation.

5

Part	Provision consequent on enactment of Public Health (Tobacco) Amendment (Landlord Offences) Act 2025	1
		2
		3
	Termination of certain leases and licences	4
(1)	Section 50J, as amended by the amending Act, applies to a lease or licence whether entered into before or after the commencement of the amending Act.	5
		6
(2)	In this clause—	7
	<i>amending Act</i> means the <i>Public Health (Tobacco) Amendment (Landlord Offences) Act 2025</i> .	8
	<i>lease</i> has the same meaning as in section 50J.	9
	<i>licence</i> has the same meaning as in section 50J.	10
		11