

LEGISLATIVE ASSEMBLY

Smoke-free Environment Amendment Bill 2018

First print

Proposed amendment

No. 1 **Exemption for e-cigarette retailers**

Page 3, Schedule 1 [3], lines 14–36. Omit all words on those lines. Insert instead:

[3] Section 19A

Insert before section 20:

19A Exemption relating to premises of e-cigarette retailers

- (1) This section applies to the premises of e-cigarette retailers who notify the Secretary under section 39 of the *Public Health (Tobacco) Act 2008* (as substituted by the *Smoke-free Environment Amendment Act 2018*) of an intention to engage in e-cigarette retailing.
- (2) The Secretary may, by order in writing, exempt persons from sections 7 and 8 in relation to the smoking of e-cigarettes on the premises of an e-cigarette retailer.
- (3) An exemption may be subject to such conditions, including requiring the display of the order, as may be specified in the order.
- (4) An exemption does not apply unless the person complies with all applicable conditions of the exemption.
- (5) In this section, *e-cigarette retailer* means a person who engages in e-cigarette retailing, but does not engage in tobacco retailing, within the meaning of those terms in Part 5 of the *Public Health (Tobacco) Act 2008*.