

Smoking (Prohibition in Certain Places) (Amendment) Notification 2008

Table of Contents

Enacting Formula

1 Citation and commencement

2 Amendment of paragraph 2

3 Amendment of First Schedule

No. S 706

SMOKING (PROHIBITION IN CERTAIN PLACES) ACT (CHAPTER 310)

SMOKING (PROHIBITION IN CERTAIN PLACES) (AMENDMENT) NOTIFICATION 2008

In exercise of the powers conferred by section 3(1) of the Smoking (Prohibition in Certain Places) Act, the National Environment Agency, with the approval of the Minister for the Environment and Water Resources, hereby makes the following Notification:

Citation and commencement

1. This Notification may be cited as the Smoking (Prohibition in Certain Places) (Amendment) Notification 2008 and shall come into operation on 1st January 2009.

Amendment of paragraph 2

2. Paragraph 2 of the Smoking (Prohibition in Certain Places) Notification (N 1) is amended —

- (a) by deleting the definition of “factory” and substituting the following definitions:

“ “exercise area” means any premises designated for any physical exercise or sport;

“factory” means any premises used for any industrial or manufacturing purpose, and includes any repair or processing workshop and any warehouse, as well as any corridor, lobby, stairwell, washroom or other common area in such premises to which persons employed therein have access, but does not include a construction site within the meaning of the Environmental Protection and Management Act (Cap. 94A);”;

- (b) by inserting, immediately after the definition of “hospital”, the following definition:

“ “market” has the same meaning as in the Environmental Public Health Act (Cap. 95) but excludes any outdoor market;”;
and

- (c) by deleting the full-stop at the end of the definition of “theatre” and substituting a semi-colon, and by inserting immediately thereafter the following definitions:

“ “uncovered area” means an area that does not have a ceiling, roof or other structure or device (whether fixed or moveable) that prevents or impedes upward airflow;

“ventilation intake” means an air duct or other opening in any building through which outdoor fresh air is drawn into the building, whether mechanically or otherwise, to replace the air within the building.”.

Amendment of First Schedule

3. The First Schedule to the Smoking (Prohibition in Certain Places) Notification is amended —

- (a) by deleting the word “air-conditioned” in items 3, 12, 13, 18, 21 and 22;
(b) by deleting item 9 and substituting the following item:

“9. Any lift, including the lift lobby.”;

- (c) by deleting the words “or air-conditioned” in items 14, 15 and 24;