



# Public Health (Wales) Act 2017

2017 anaw 2

## PART 3

### TOBACCO AND NICOTINE PRODUCTS

#### CHAPTER 1

#### SMOKING

##### *Smoke-free vehicles*

#### **15 Smoke-free vehicles**

- (1) A vehicle in Wales is smoke-free for the purposes of this Chapter if regulations under this section provide for it to be treated as a smoke-free vehicle.
- (2) The regulations may provide for a vehicle to be treated as a smoke-free vehicle only if the Welsh Ministers are satisfied that doing so is likely to contribute towards the promotion of the health of the people of Wales.
- (3) The regulations may, among other things, make provision—
  - (a) for the descriptions of vehicles that are to be treated as smoke-free;
  - (b) for the circumstances in which vehicles are to be treated as smoke-free (including by reference to the age of any person in the vehicle);
  - (c) for vehicles to be treated as smoke-free only in specified areas, or except in specified areas;
  - (d) for exemptions.
- (4) The power to make regulations under this section may not be exercised so as to provide for a ship or hovercraft within subsection (5) to be treated as a smoke-free vehicle.
- (5) A ship or hovercraft is within this subsection if regulations could be made in relation to it under section 85 of the Merchant Shipping Act 1995 (c.21) including that section

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*Changes to legislation:* Public Health (Wales) Act 2017, Cross Heading: Smoke-free vehicles is up to date with all changes known to be in force on or before 24 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

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as applied by any Order in Council under section 1(1)(h) of the Hovercraft Act 1968 (c.59).

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**Commencement Information**

**II** S. 15 in force at 29.9.2020 by S.I. 2020/1048, **art. 2(2)(a)**

**Changes to legislation:**

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**Changes and effects yet to be applied to :**

- specified provision(s) amendment to earlier commencing S.I. 2017/949, art. 3 by [S.I. 2017/967 art. 2](#)