

# Health (Tobacco, Nicotine etc. and Care) (Scotland) Act 2016 2016 asp 14

# HEALTH (TOBACCO, NICOTINE ETC. AND CARE) (SCOTLAND) ACT 2016

# PART 1

# TOBACCO, NICOTINE VAPOUR PRODUCTS AND SMOKING

# CHAPTER 1

SALE AND PURCHASE OF TOBACCO AND NICOTINE VAPOUR PRODUCTS

# Nicotine vapour products

1 Nicotine vapour products

## Sale and purchase of tobacco and nicotine vapour products

- 2 Sale of nicotine vapour products to persons under 18
- 3 Age verification policy
- 4 Sale by persons under 18
- 5 Defence of due diligence for certain offences
- 6 Purchase of nicotine vapour products on behalf of persons under 18
- 7 Extension of vending machine prohibition

## Register of tobacco and nicotine vapour product retailers

- 8 Register of tobacco and nicotine vapour product retailers
- 9 Registration and changes to the Register
- 10 Tobacco and nicotine vapour product banning orders
- 11 Offences relating to the Register
- 12 Public inspection of the Register

*Status:* Point in time view as at 07/04/2016.

**Changes to legislation:** There are currently no known outstanding effects for the Health (Tobacco, Nicotine etc. and Care) (Scotland) Act 2016. (See end of Document for details)

#### The 2010 Act: miscellaneous

- 13 Power to exclude certain premises
- 14 Presumption as to contents of container
- 15 Part 1 of the 2010 Act: miscellaneous

#### Interpretation

16 Meaning of "the 2010 Act"

## **CHAPTER 2**

#### ADVERTISING AND PROMOTION OF NICOTINE VAPOUR PRODUCTS

- 17 Advertising and brandsharing
- 18 Free distribution and nominal pricing
- 19 Sponsorship

## **CHAPTER 3**

#### SMOKING OUTSIDE HOSPITALS

20 Smoking outside hospitals

#### PART 2

#### DUTY OF CANDOUR

#### Duty of candour procedure

- 21 Incident which activates duty of candour procedure
- 22 Duty of candour procedure
- 23 Apologies
- 24 Reporting and monitoring

#### Interpretation

25 Interpretation of Part 2

#### PART 3

#### ILL-TREATMENT AND WILFUL NEGLECT

#### Offences by care workers and care providers

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- 27 Care provider offence
- 28 Meaning of "care worker" and "care provider" etc.
- 29 Disclosure of conviction for offence under section 26

#### Remedial orders and publicity orders

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#### Ill-treatment and wilful neglect of mentally disordered person

32 Penalty for ill-treatment and wilful neglect of mentally disordered person

# PART 4

#### PROVISION OF COMMUNICATION EQUIPMENT

33 Duty to provide or secure communication equipment

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#### FINAL PROVISIONS

- 34 Regulations
- 35 Ancillary provision
- 36 Commencement
- 37 Short title

# Status:

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