
STATUTORY RULES OF NORTHERN IRELAND

2007 No. 138

The Smoke-free (Exemptions, Vehicles, Penalties and Discounted Amounts) Regulations (Northern Ireland) 2007

PART 2

EXEMPTIONS

Prisons, Young Offenders Centres and Remand Centres

6.—(1) A prison, young offenders centre or remand centre is not smoke-free.

(2) Subject to paragraph (3), in this regulation—

“prison” has the same meaning as in section 47(1A) and (2) of the Prison Act (Northern Ireland) 1953(1);

“young offenders centre” has the same meaning as in section 2(a) of the Treatment of Offenders Act (Northern Ireland) 1968(2); and

“remand centre” have the same meaning as in section 2(b) of the Treatment of Offenders Act (Northern Ireland) 1968.

(3) For the purposes of this regulation prison, young offenders centre and remand centre do not include any place—

- (a) that comprises any premises used solely or mainly for the purpose of a social club, that is to say an association meeting periodically for a shared activity or for social purposes;
- (b) that comprises any premises on which intoxicating liquor is sold, supplied, consumed or kept for supply or consumption;
- (c) that comprises any premises used solely or mainly for the purposes of physical recreation of persons other than those detained;
- (d) that comprises any premises reserved as a visitors centre, that is a place for friends or family of a person detained to obtain advice or services.

Commencement Information

11 Reg. 6 in operation at 30.4.2007, see **reg. 1(1)**

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- (1) 1953. c. 18 Section 47 was amended by Article 14(1) of, and paragraphs 9 and 10 of Schedule 1 to, and Article 14(2) of, and Schedule 2 to, the Treatment of Offenders (Northern Ireland) Order 1989 (S.I. 1989/1344 (N.I. 15)) and Article 65(1) of, and paragraph 1 of Schedule 5 to, the Criminal Justice (Children) (Northern Ireland) Order 1998 (S.I. 1998/1504 (N.I. 9))
- (2) 1968. c. 29. Section 2(a) was substituted by Article 13 of the Treatment of Offenders (Northern Ireland) Order 1989 (S.I. 1989/1344 (N.I. 15)). Section 2(a) and (b) were amended by Article 65(1) of, and paragraph 3(a) and (b) of Schedule 5 to, the Criminal Justice (Children) (Northern Ireland) Order 1998 (S.I. 1998/1504 (N.I. 9))

Changes to legislation:

There are currently no known outstanding effects for the The Smoke-free (Exemptions, Vehicles, Penalties and Discounted Amounts) Regulations (Northern Ireland) 2007, Section 6.