

---

STATUTORY INSTRUMENTS

---

**2007 No. 765**

**The Smoke-free (Exemptions and Vehicles) Regulations 2007**

**PART 2**

**Exemptions**

**Specialist tobacconists**

7.—(1) The shop of a specialist tobacconist that is being used by persons who are sampling cigars and pipe tobacco is not smoke-free for the duration of that sampling if it—

- (a) has a ceiling and, except for doors and windows, is completely enclosed on all sides by solid, floor-to-ceiling walls;
- (b) does not have a ventilation system that ventilates into any smoke-free premises;
- (c) does not have any door that opens onto smoke-free premises which is not mechanically closed immediately after use; and
- (d) is clearly marked as premises in which smoking is permitted.

(2) In this regulation “cigar” has the same meaning as in the Tobacco Products (Descriptions of Products) Order 2003<sup>(1)</sup> and “specialist tobacconist” has the same meaning as in section 6(2) of the Tobacco Advertising and Promotion Act 2002<sup>(2)</sup>.

---

(1) S.I. 2003/1471; see article 5 and the Schedule.

(2) 2002 c.36.