



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

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

- 26 Care worker offence
- 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

- 30 Power to order offence to be remedied or publicised
- 31 Remedial and publicity orders: prosecutor's right of appeal

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)

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

PART 5

FINAL PROVISIONS

- 34 Regulations
35 Ancillary provision
36 Commencement
37 Short title

Changes to legislation:

There are currently no known outstanding effects for the Health (Tobacco, Nicotine etc. and Care) (Scotland) Act 2016.