



## Public Environment - Smoke Free Policy

<b>Reference Number:</b>	4.32
<b>Type:</b>	Council Policy
<b>Category:</b>	Safety and Community
<b>Relevant Community Plan Outcome:</b>	<ul style="list-style-type: none"> <li>• Provide accessible social infrastructure and services that engage our diverse community.</li> <li>• Be bold and innovative in our practices, leadership and decision making.</li> </ul>
<b>Responsible Officer(s):</b>	Manager Public Health & Safety
<b>First Issued/Approved:</b>	12 June 2013
<b>Minutes Reference:</b>	CoS 6/08/2018, Item 3.36
<b>Last Reviewed:</b>	August 2018
<b>Next Review Due:</b>	August 2020
<b>Applicable Legislation:</b>	Tobacco Products Regulation Act 1997 Local Government Act 1999 Expiation of Offences Act 1996 Expiation of Offences Regulations 2011 Public Health Act 2011 Local Nuisance and Litter Control Act 2016 Local Nuisance and Litter Control Regulations 2017
<b>Related Policies:</b>	Expiation Notice Review Policy Public Consultation Policy
<b>Related Procedures:</b>	Public Environment Smoke Free Procedure Expiation Notice Review Guidelines

### 1. Purpose

Council has a role in advocating better public health for its residents and enhancing the natural environment. Smoking is the leading factor of the single most preventable cause of death in Australia.

Cigarette butts are consistently the single most commonly found item during Clean Up Australia day and one of the top 5 major sources of rubbish in South Australia. With the introduction of the Tobacco Products Regulation Act 1997 this Policy seeks to support the new legislation.

### 2. Scope

Amendments to the Tobacco Products Regulation Act 1997 have made it illegal for any person to smoke within 10 meters of children's public playground equipment, under covered public transport areas and in

outdoor dining areas. In addition Council can apply to the Minister for Mental Health & Substance Abuse (the Minister) at any time to have a particular area or event declared smoke free.

Any public open space area that is nominated for Council to consider becoming a smoke free area, shall be assessed against relevant criteria identified within the Public Environment Smoke Free Procedure, in consultation with our community to ensure a fair and equitable process is applied.

Favourable consideration should be given to any Council run or Council financially supported community event to become a smoke free event.

### 3. **Policy Statement**

1. Council supports the introduction of the Tobacco Products Regulation Act 1997 and the authorisation of Council Officers to enforce the Act.
2. Council recognises it has an obligation to protect and promote public health outcomes where Council provides assets, services and events.
3. Council has a commitment to improve the natural environment and the amenity of our City by reducing the amount of cigarette butts inappropriately disposed of.
4. Council will consider requesting the Minister to declare any nominated public open space area to become smoke free in line with this Policy and Council's Smoke Free areas procedures which will be developed in consultation with our community.
5. Council advocates for all Council run community events, or Council financially supported events, to be declared smoke free.