

# TASMANIA

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## **PUBLIC HEALTH AMENDMENT (EXTENSION OF SMOKE FREE AREAS) BILL 2004**

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**PUBLIC HEALTH AMENDMENT (EXTENSION OF SMOKE  
FREE AREAS) BILL 2004**

*(Brought in by Tim Morris MHA)*

**A BILL FOR**

**An Act to amend the *Public Health Act 1997* to expand the definition of smoke-free areas to include all enclosed public places and workplaces including bar and gaming areas, and the inclusion of York Park, Bellerive Oval and fifty percent of all outdoor dining areas operated by building occupiers.**

Be it enacted by His Excellency the Governor of Tasmania, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows:

**Short title**

1. This Act may be cited as the *Public Health Amendment (Extension of Smoke Free Areas) Act 2004*.

**Commencement**

2. This Act commences on the day on which it receives the Royal Assent.

**Principal Act**

3. In this Act the *Public Health Act 1997* is referred to as the Principal Act.

**Act binds the Crown**

4. This Act binds the Crown in right of Tasmania and, so far as the legislative power of Parliament permits, in all its other capacities.

**Section 67B Amended (Smoke-free areas)**

5. Section 67B (1) of the Principal Act is amended as follows:
  - (a) By deleting subsection (g) and inserting the following new subsection
    - (g) The public outdoor venues Bellerive Oval and York Park;
  - (b) By inserting new subsection (h) after subsection (g) -
    - (h) 50% of all outdoor dining areas operated by building occupiers.

**Section 67B Amended (Smoke-free areas)**

6. Section 67B (2) is amended by repealing subsections (d) and (e)