

LEGISLATIVE COUNCIL

TOBACCO (AMENDMENT) BILL

(Amendments to be proposed in Committee by the Honourable DAVID DAVIS)

1. Clause 3, page 5, after line 4 insert—
 - ' **"school"** means any State school established under section 21 of the **Education Act 1958** or any school registered under Part III of that Act;
 - "school day"** has the same meaning as in the **Education Act 1958**;
 - "school hours"** means the hours that a school requires a student to attend on any school day;'
2. Clause 5, line 16, after "**substituted**" insert "**and section 5HA inserted**".
3. Clause 5, page 15, line 18, omit 'centre.'" and insert "centre.".
4. Clause 5, page 15, after line 18 insert—
 - '5HA. Schools: offence by smoker**
 - (1) A person must not at any time during school hours smoke on any premises of a school or land used for the purposes of a school.
Penalty: 5 penalty units.
 - (2) If an inspector believes on reasonable grounds that a person is contravening sub-section (1), the inspector, on producing his or her identity card, may direct the person to cease the contravention.
 - (3) A person who is contravening sub-section (1) must not, without reasonable excuse, fail to comply with a direction by an inspector to cease the contravention.
Penalty: 5 penalty units.".'