

Changes to/repeals

- ACT no. 512 of 6/6/2007

The full text

Changes to the Danish Act on Smoke-free Environments

(Expansion of the scope of the Act, stricter criminal laws, etc.)

WE, MARGRETHE THE SECOND, the Queen of Denmark, by the grace of God, hereby proclaim:

The National Parliament of Denmark has adopted and We have given our Royal Assent to the following Act:

§ 1

Act no. 512 of June 6, 2007 regarding smoke-free environments, amended as of 26 May 2010, is amended as follows:

1. In § 1, the following is added to *paragraph 2*:

"*Paragraph 2.* "Passive smoking" refers to the inhalation of the mixture of air which results from cigarettes, pipes, cigars, hookahs, cigarillos, herbal cigarettes and similar products being mixed with and contaminating the surrounding air."

2. § 6, *paragraph 2* is replaced as such:

"*Paragraph 2.* It can be determined that it is permissible to smoke in cranes, company cars and other commercial vehicles which are solely the workplace of one person at a time."

3. In § 6, it is added to *paragraph 4* and *5*:

">*Paragraph 4.* Workplaces which have or which establish smoking rooms or smoking cabins where smoking may take place must have visible signage which informs that the surrounding air outside the area can be harmful.

Paragraph 5. The Danish Ministry of Health shall establish further rules on the issuance, design, layout, etc. of signage in accordance with *paragraph 4.*"

4. § 7 reads as follows:

"§ 7. In child care centers, schools, boarding schools, continuation schools, institutions offering three-year secondary education, shelters, etc. , which primarily admit children and adolescents under the age of 18, it is not permissible to smoke on the institution's premises, however, see paragraphs 4-6.

Paragraph 2. Institutions, etc. which both offer a three-year upper secondary education, which primarily admits persons under 18 years old, see *paragraph 1*, and an education which primarily admits persons over 18 years old are covered by *paragraph 1*, however, see *paragraph 3*.

Paragraph 3. Geographically independent departments of the institutions mentioned in *paragraph 2*, which primarily admit persons over 18 years old, are not covered by the prohibitions in *paragraph 1*.

Paragraph 4. For placement facilities aimed at children and youth under 18 years old which also function as dwellings for such youth, it can be determined that it is permissible for the youth to smoke outdoors on the institution's premises.

Paragraph 5. For secure departments of residential and semi-enclosed residential institutions which also function as dwellings for youth under 18 years old, it can be determined that it is permissible for youth to smoke in smoking rooms, in their own rooms and outdoors on the institution's premises.

Paragraph 6. Staff housing which is located on the premises of institutions mentioned in *paragraph 1* are not covered by the prohibitions in *paragraph 1*. However, it is not permissible to smoke when children or youth who are admitted to the institutions, etc. are staying in the staff housing."

5. § 8 is repealed.

6. The heading before § 9 is repealed.

7. § 9 is repealed.

8. In § 14, *paragraph 2*, it is added to *paragraph 2, point 2*:

"It may also be imposed on employees not to smoke in the visiting room."

9. In § 26, *paragraph 2*, "indoors" is deleted.

10. In § 33, "2011-12" is changed to: "2014-15".

§ 2

The Act comes into effect on August 15, 2012.

Given at Christiansborg Palace on June 18, 2012

Under Our Royal Hand and Seal

MARGRETHE R.

/ Astrid Krag