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## **DYFED POWYS POLICE**

### **NO SMOKING POLICY**

#### **1. POLICY STATEMENT**

- 1.1 It is the policy of Dyfed Powys Police in line with the Smoke – Free Premises etc (Wales) Regulations 2007 to prohibit smoking of tobacco.

The legislation states that smoking will be prohibited in enclosed or substantially enclosed spaces\*For Dyfed-Powys Police this will be;

- (a) Indoors in all Police Authority premises.
  - (b) In all vehicles owned by the Police Authority, or used for Police purposes.
  - (c) In all private vehicles whilst used on authorised journeys on Police business where others are travelling in the vehicles as passengers.
- 1.2 This policy applies to all Police Officers, Police Staff, Special Constables, temporary staff including Contracted staff; Volunteers and visitors to Dyfed Powys Police Authority controlled premises and property.
- 1.3 Receptacles for the disposal of smoking litter will be strategically placed and the use of the same will be rigorously enforced. Cigarette litter should not be disposed of on open ground.
- 1.4 Where organisations or persons are granted temporary use of police premises other than dwellings, then compliance with these smoking restrictions will be a condition of approved use both within and outside normal working hours.

#### **\*Definitions**

- (a) **Enclosed**

Premises will be considered 'enclosed' if they have a ceiling or roof (either a fixed or moveable structure or device), and except for doors, windows or passageways, are wholly enclosed, whether on a permanent or temporary basis.

- (b) **Substantially Enclosed**

Premises will be considered 'substantially enclosed' if they have a ceiling or roof (either a fixed or moveable structure or device), but there are openings in the walls, which are *less than half of the total area of walls*. This definition includes other structures that serve the purpose of walls and constitute the perimeter of the premises. When determining the area of an opening, no account should be taken of openings in which doors, windows or other fittings can be opened or shut.

1.5 The law creates three specific offences:

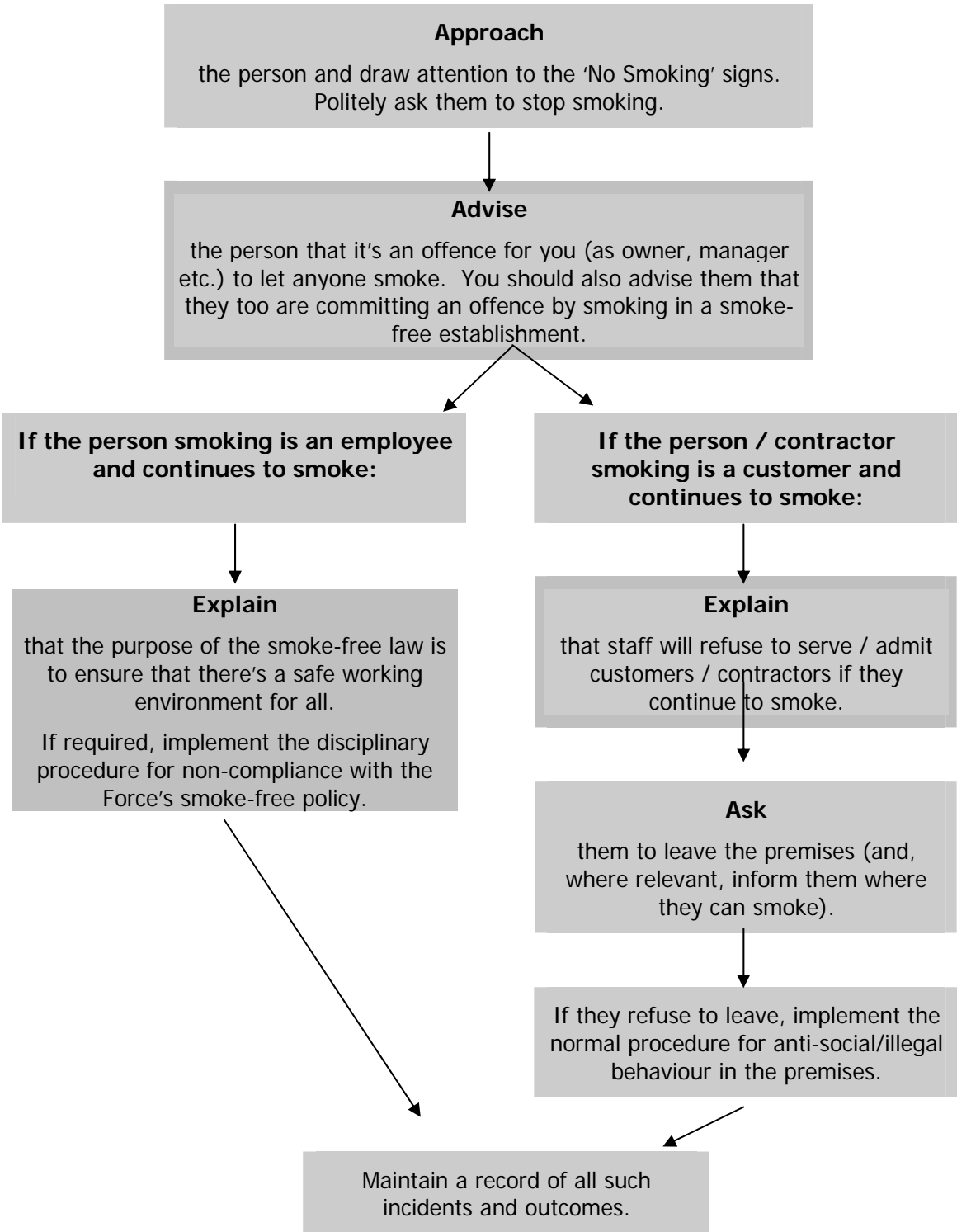
- failing to display no smoking signs in premises covered by the law
- Smoking in a smoke free place
- Failing to prevent smoking in a smoke – free place.

All police officers, police staff, special constables and volunteers should ensure that the contents of this policy are brought to the attention of anyone including members of the public, who contravene it. A person who fails to comply with the duty commits an offence and could be fined up to £2,500 for failing to prevent smoking in a smoke – free place. Disciplinary action may be taken against any officer, member of police staff, volunteer or special constable who contravenes this policy. A Flow Chart of action is attached.

1.6 The policy regarding smoking in custody is linked here.....

# Action to consider if someone ignores the smoking ban

If enforcing the no smoking ban the following should be undertaken:



In all cases where physical violence or intimidation is threatened or encountered, seek the assistance of a police officer.