



THE TOBACCO INSTITUTE OF SOUTHERN AFRICA

NOTICE TO HOSPITALITY ESTABLISHMENT OWNERS

Dear hospitality establishment owner,

The Department of Health published for comment a new tobacco bill in the Government Gazette on 9 May 2018.

(Draft Bill available at: <http://www.tobaccosa.co.za/legislation/sa-tobacco-control-legislation/proposed/>).

The Bill contains a number of **extreme proposals** which concern you as a hospitality establishment owner. Please take a moment to read through the proposals below:

A COMPLETE BAN ON SMOKING AND A BAN ON THE SALE OF TOBACCO PRODUCTS AT ANY HOSPITALITY, SPORTING, ENTERTAINMENT, MUSIC, DANCE, OR SOCIAL VENUES, OR EVENTS

No person may smoke in-

- an enclosed public place or enclosed workplace, or in or on a public conveyance;
- any enclosed space that is not a public place or workplace and that is within a prescribed distance from an operable window of, ventilation inlet of, or entrance and exit out of a place where smoking is prohibited;
- enclosed common areas of a multi-units residence;
- a private dwelling, if that private dwelling is used for any commercial childcare activity, domestic employment or for schooling or tutoring.

YOUR RESPONSIBILITIES UNDER THE PROPOSED NEW BILL

- The person in control of a public place, or an employer in respect of a work place must ensure that no person smokes in that place or area.
- The owner or person in control of a public place must display the prescribed signs and must make the prescribed public announcements in order to inform any person who enters or who is on the premises of the prohibition on smoking.

FINES FOR CONVICTION OF AN OFFENCE IN TERMS OF THE PROPOSED NEW BILL

Convictions for offences committed in terms of the proposed bill range from a fine or three months imprisonment, to a fine or ***ten years imprisonment***.

YOUR OPPORTUNITY TO MAKE A SUBMISSION ABOUT THE BILL BY 08 AUGUST 2018

You have an opportunity to make a submission on the negative impact this bill may have on your business.

Send your submission on your business letterhead to the Department of Health and copy in the Departments of Planning, Monitoring and Evaluation, Trade and Industry, Economic Development, Small Business Development and Treasury - contact details on page two.

The closing date for submissions is **8 August 2018**.

Clearly mark your submission: **Submission on the Draft Control of Tobacco Products and Electronic Delivery Systems Bill, 2018**.

P.T.O.

CONTACT DETAILS FOR SUBMISSION

TO:

Department of Health
Private Bag X828
PRETORIA 0001
The Chief Director: Health Promotion, Nutrition, Oral Health
and Food Control, Ms Lynn Moeng-Mahlangu
Email: lynn.moeng@health.gov.za

CC:

Department of Planning, Monitoring and Evaluation
Private Bag X944, PRETORIA 0001
The Honourable Minister, Nkosazana Zuma, M.P.
Email: Mandisa.Mbele@dpme.gov.za
Mr Rudi Dicks Email: rudi@dpme.gov.za

CC:

Department of Trade and Industry
Private Bag X274, PRETORIA 0001
The Honourable Minister, Rob Davies, M.P.
Email: INEETHLING@thedti.gov.za
The Director-General Email: EMSIZA@thedti.gov.za
The DDG (CCRD) Email: EMASOTJA@thedti.gov.za

CC:

Department of Economic Development
Private Bag X149, PRETORIA 0001
The Honourable Minister, Ebrahim Patel, M.P.
Email: ministry@economic.gov.za
The Director-General Email:
odgcorrespondence@economic.gov.za

CC:

Department of Small Business Development
Private Bag X672, PRETORIA 0001
The Honourable Minister, Lindiwe Zulu, M.P.
Email: JBooyesen@dsbd.gov.za
The Director-General Email: TMakana@dsbd.gov.za

CC:

National Treasury
Private Bag X115, PRETORIA 0001
The Honourable Minister, Nhlanhla Nene, M.P.
Email: minreg@treasury.gov.za
The Director-General Email: dgregistry@treasury.gov.za

WILL PATRONS HAVE TO SMOKE IN THE STREET?



■ 10 meter exclusion zone

■ Allowable distance for designated smoking area

WHERE WILL PATRONS SMOKE IN BUILT-UP AREAS?

