

DH conducts operation against waterpipe smoking in no smoking areas

The Tobacco and Alcohol Control Office (TACO) of the Department of Health (DH) conducted an operation today (October 20) against illegal waterpipe smoking activities in no smoking areas in Tsim Sha Tsui.

During the operation, law enforcement officers (including plainclothes officers) issued a total of three fixed penalty notices to persons illegally smoking waterpipes at a bar. The TACO's investigation is ongoing and prosecution may also be taken against operators of the bar who are suspected of contravening the Smoking (Public Health) Ordinance (Cap. 371) (the Ordinance) and the Criminal Procedure Ordinance (Cap. 221) for aiding and abetting smoking offences.

Under the Ordinance, conducting a smoking act in statutory no smoking area (such as indoor areas of bar or restaurants) is prohibited. Any person doing a smoking act in statutory no smoking areas are liable to a fixed penalty of \$1,500. Besides, where smoking products (including waterpipe) are sold, in bars or otherwise, restrictions on the sale and promotion of smoking products stipulated in the Ordinance apply. Venue managers of statutory no smoking areas are empowered by the Ordinance to request the smoking offender to cease the act; if the offender is not co-operative, he/she may contact the Police for assistance.

Also, under the Criminal Procedure Ordinance, any person who aids, abets, counsels or procures the commission by another person of any offence shall be guilty of the like offence. A spokesman for the DH appeals to operators and venue managers of bars/restaurants not to assist any person in breaching the statutory smoking prohibition, or provide a waterpipe apparatus and tobacco to customers for use.

A DH spokesman stressed that the TACO will follow up and investigate every complaint about illegal smoking and will conduct inspections and take enforcement actions in the venue concerned. It will also conduct joint inspections and enforcement actions (including plainclothes operations) with other law enforcement agencies from time to time with a view to enhancing the effectiveness of law enforcement. The DH will continue to closely monitor and to take stringent enforcement actions to tackle illegal waterpipe smoking.

Due to deeper inhalation and a longer smoking session, waterpipe users usually inhale more toxins than they would when smoking cigarettes. For more information on the hazards of waterpipe smoking, please visit www.livetobaccofree.hk/pdfs/waterpipe_leaflet_new.pdf. The spokesman cautions against waterpipe smoking or the use of other smoking products. Smokers should quit smoking as early as possible for their own health and that of others.