

Reference:	FOI.6633.21
Subject:	Smoke free law on NHS hospital grounds
Date of Request:	5 August 2021

Requested:

Since 1 March 2021, hospital grounds in Wales have been required to be smoke-free. This is in addition to the hospital buildings (the enclosed and substantially enclosed areas of the hospital) which are currently required to be smoke-free.

Failure to comply with the law is now an offence. Please can you provide information on the following:

1. How many people have been fined/prosecuted for smoking on hospital grounds in Wales, broken down by Health Boards, since 1 March 2021.
2. Who within the Hospital setting is responsible for enforcing and upholding this law.

Response:

Hywel Dda University Health Board (UHB) cannot provide the information for all hospitals in Wales and regrets to inform you that the UHB does not hold the information requested.

As Local Authorities (LA) have enforcement powers in relation to the smoke-free legislation, we would therefore recommend that you redirect your request to the Freedom of Information Teams within each LA in the UHB's footprint, who may be able to help you with your enquiry. For ease, their details are set out below:-

Information & Data Protection Officer, Carmarthenshire County Council, County Hall, Carmarthen, SA31 1JP or by email foia@carmarthenshire.gov.uk

Complaints & Freedom of Information Team, Ceredigion County Council, Canolfan Rheidol, Rhodfa Padarn, Llanbadarn Fawr, Aberystwyth, Ceredigion, SY23 3UE or by email foi@ceredigion.gov.uk

Information Governance Team, Pembrokeshire County Council, County Hall, Haverfordwest, Pembrokeshire, SA61 1TP or by email FOI@pembrokeshire.gov.uk

Whilst operating in accordance with the Section 45 Freedom of Information Code of Practice, the UHB has a duty to provide advice and assistance. Therefore, I can confirm that the UHB does have a Smoke Free Policy, which is accessible on the UHB's website and can be accessed via the following link:

<https://hduhb.nhs.wales/about-us/governance-arrangements/policies-and-written-control-documents/policies/smoke-free-policy/>