

Western Australia

**Road Traffic (Smoking in Motor Vehicles)
Amendment Bill 2006**

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Western Australia

LEGISLATIVE ASSEMBLY

(Introduced by Hon. Dr. K. Hames, MLA)

**Road Traffic (Smoking in Motor Vehicles)
Amendment Bill 2006**

A Bill for

An Act to amend the *Road Traffic Act 1994* to prohibit smoking in motor vehicles in which a child is present.

The Parliament of Western Australia enacts as follows:

Part 1 — Preliminary

1. Short title

This Act may be cited as the *Road Traffic (Smoking in Motor Vehicles) Amendment Act 2006*.

5 **2. Commencement**

This Act comes into operation on a day fixed by proclamation.

Part 2 — Amendment of *Road Traffic Act 1994*

3. The Act amended

The amendments in this Part are to the *Road Traffic Act 1994*.

4. Section 62B inserted

5 After section 62A the following section is inserted —

“

62B. Smoking in motor vehicles

10 (1) A person who smokes inside a motor vehicle, whether
in motion or at rest, when any other person inside the
motor vehicle has not yet attained the minimum age of
17 years, commits an offence.

Penalty: 2 PU.

(2) In this section —

15 “**smoke**” has the same meaning as in section 289E of
the *Health Act 1911*.

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