

# No Smoking Policy

**February 2017**

Bi-annual Policy

Person Responsible:

Reviewed by SLT:

Approved by Students & Standards:

Mrs R Holland

February 2017

Pending approval



**Tupton Hall School**

Aspire • Learn • Achieve

# TUPTON HALL SCHOOL

## No Smoking Policy

### Aims of Tupton Hall School

At Tupton Hall School we are committed to:

- Providing the highest quality of education and social development for students in response to their individual academic, emotional, physical and spiritual needs.
- Maximising everyone's potential.
- Encouraging everyone to take pride in themselves and the school.
- Equipping students to take their place in the wider community.
- Creating a pleasant, caring and safe environment which is supportive to all.
- Forging close links with people and organisations in the local community.

**Tupton Hall School is a non-smoking school and has an obligation to abide by Government legislation with regard to smoking in the workplace and in public premises. The school premises include all buildings, sports buildings, sports fields, the bus park and areas under the auspices of Tupton Hall School. Smoking is also prohibited on vehicles hired by the school or in any vehicle on the school premises.**

### The Purpose of the Smoking Policy is to:

- Define acceptable standards of behaviour in relation to smoking of any substance on the school premises.
- Ensure that all staff and students are aware of the acceptable standards of behaviour in relation to smoking.
- Ensure all standards are consistently and fairly applied.
- Define the protocol of monitoring behaviour in relation to smoking.
- Define the penalties for smoking anywhere on the school site.
- To ensure that all staff and students can work in a clean, healthy and safe environment.

We seek to create the conditions in which students take responsibility for their own health and behaviour. For this to take place, staff, students and parents should work to an agreed set of standards and targets. We want to create an ethos which celebrates and reinforces achievement of those standards and which clearly identifies the consequences of a failure to work towards them. This Smoking policy will, therefore, clearly define the penalties for non-compliance and so create the conditions within school in which effective teaching and learning can take place and students achieve the highest possible standards. We will work within the Local Authority (LA) and Local Council guidelines and strategies for promoting health, safety and wellbeing for all within the school.

Tupton Hall School seeks to build an effective partnership between the school, parents and students. We will inform parents about non-compliance of their children with this policy. We will acknowledge and support the efforts of students to improve their health within school and through outside agencies. The school will promote non-smoking through PSD sessions, assemblies and appropriate displays, and will challenge the behaviour of those students and parents who give low priority to the elimination of smoking on school premises.

The measures contained within this policy can include measures to regulate and control the behaviour of staff or students when they are not being educated within school, e.g. when attending

college placements, on work experience, school visits, or on any other occasion when students are not on the school premises but are in the charge of the school.

### **Protocol for non-compliance by students on school premises**

Students will be punished for 'smoking' if:

- They are seen smoking
- They are seen with a lit cigarette in their possession.

Sanctions will involve:

- If they are found to have cigarettes and / or other smoking materials opening in their possession they will have them confiscated.
- If students are found to be smoking they will be given an internal exclusion.
- Persistent offenders may be issued with a fixed term exclusion.

### **Statutory Fixed Penalty notices**

The penalties and fines for the smoke-free offences set out in Health Act 2006 are:

- Smoking in a smoke-free premises or vehicle: a fixed penalty notice of £50 (discounted to £30 if paid within 15 days from the issue of a notice) or a fine by a court not exceeding level 1 on the standard scale (up to £200). These fines may be subject to change.

### **Support given to students**

The school has a duty of pastoral care for all students. As a result of this, students caught smoking or who want help to stop, can access support through the Aspire Centre.

### **Protocol for non-compliance by staff on school premises**

Disciplinary procedures may be followed if a member of staff does not comply with this policy. Staff may also be liable to a fixed penalty fine and possible criminal prosecution.

### **Protocol for non-compliance by visitors on school premises**

Visitors who do not comply with this policy will be asked to leave premises, Refusal to comply with this request will result in the Police being informed.

### ***The Health Act 2006***

*The Health Act 2006 was established 'to make provision for the prohibition of smoking in premises, places and vehicles; for amending the minimum age of persons to whom tobacco may be sold and to make provision in relation to the prevention and control of health care associated infections'.*

*"Smoking" refers to smoking tobacco or anything which contains tobacco or smoking any other substance.*

*Smoking includes being in possession of lit tobacco or anything lit which contains tobacco, or being in possession of any other lit substance in a form in which it could be smoked.*

*Premises are smoke-free if they are open to public.*

*Premises are smoke-free if they are used as a place of work.*

Office of Public Sector Information (19 July 2006)

## **The Smoke-Free Premises and Enforcement Regulations Act 2006**

*This act came into force on 1<sup>st</sup> July 2007.*

*Enclosed spaces are to be smoke-free.*

*Premises are enclosed if they are*

- a) Have a ceiling or roof*
- b) Are wholly enclosed either permanently or temporarily except for doors windows and passageways*

*Premises are substantially enclosed if they have a ceiling or roof but there is*

- a) An opening in the walls*
- b) An aggregate area of openings in the walls*

*These regulations which apply in England are made under Chapter 1 of Part 1 of the Health Act 2006*

### **Help to Stop Smoking**

The NHS offers a range of services to help smokers to give up. Visit [www.gosmokefree.co.uk](http://www.gosmokefree.co.uk) or call the NHS Smoking Helpline on 0800 085 2299 for details. Alternatively you can text 'GIVE UP' and your full postcode to 88088 to find your local NHS Stop Smoking Service.

Students in school can access the School Nurse for help and advice.