

**9.4 DRAFT SMOKE FREE AREAS AND SMOKE FREE AREAS - EDUCATION AND ENFORCEMENT POLICY**

- Attachments:**
1. **Consultation Paper - Smoke Free Town Centre Boundaries**
  2. **Draft Smoke Free Area Maps**
  3. **Draft Smoke Free Areas - Education and Enforcement Policy**

**RECOMMENDATION:****That Council:**

1. **ENDORSES Administrations comments to the submissions received during the smoke free town centre boundaries consultation between May to August 2021 at Attachment 1; and**
2. **GIVES local public notice of its intention to make smoke free areas with the Leederville, Mount Hawthorn, North Perth, Beaufort Street and William Street town centres, as shown in Attachment 2, in accordance with clause 5.18 of the City of Vincent Local Government Property Local Law 2021; and**
3. **ENDORSES the draft Smoke Free Areas – Education and Enforcement Policy, included at Attachment 3, for the purpose of community consultation.**

**PURPOSE OF REPORT:**

To seek approval to carry out community consultation on proposed smoke free areas within Leederville, Mount Hawthorn, North Perth, Beaufort Street and William Street under the Local Government Property Local Law 2021 (Property Local Law) and draft Smoke Free Areas - Education and Enforcement Policy.

**BACKGROUND:**

The Public Health Plan 2020 – 2025 (PHP) was adopted at the 20 October 2020 Ordinary Meeting of Council (OMC). A key target within the PHP is to achieve 'Smoke Free Town Centres by 2025', to reduce community exposure to environmental tobacco smoke and create healthy environments for people to live, work and play.

The Property Local Law was referred to the Department of Local Government, Sport and Cultural Industries (DLGSC), who provided advice on the procedure for making a smoke free area. Administration considered DLGSC's suggestions and amended the Property Local Law to allow Council to prescribe a smoke free area (clause 5.18), set out the procedure for making a smoke free area determination (clause 5.19) and ensure there is well defined criteria to prescribe a smoke free area by Council (clause 5.16).

The City also engaged with the Tobacco Policy Department (Department of Health) to ensure that the Property Local Law is consistent with the purpose of the *Tobacco Products Control Act 2006*.

The Property Local Law was adopted at the 16 November 2021 Ordinary Council Meeting. This provides Council with discretion to prescribe local government property as a smoke free area.

From 12 May to 31 August 2021, the community, businesses and public health stakeholders were invited to have their say on draft smoke free boundaries for Leederville, Mount Hawthorn, North Perth, Beaufort Street and William Street. These draft boundaries were used as a visual tool to assist in consultation.

The following factors were considered when drafting the boundaries for consultation: size, town centre boundaries, number of businesses, pedestrian traffic, adjoining buildings and properties, public open spaces and current smoke free areas.

**DETAILS:**

A total of 345 submissions were received from residents, property owners, workers, business owners and visitors. This included 324 Imagine Vincent online surveys, eight participants attending an information session and 13 email submissions. The main consultation outcomes are:

- 61 percent of participants supported the proposed smoke free boundaries;
- Prior to 25 August 2021, 72 percent of participants supported the proposed smoke free boundaries. After this date, the William Street Town Centre information session was held when three licensed businesses expressed opposition to the proposal. Some businesses encouraged their patrons to express their concerns. These concerns mainly relate to implementation details which were not included in the consultation. Instead, the consultation focused on seeking views on a visual concept of the smoke free boundaries;
- A total of 69 smokers and/or vapers provided submissions with 75 percent against and 20 percent supporting the proposal and 5 percent unsure; and
- A number of communication channels were used to raise awareness of the smoke free boundaries with businesses (emails to businesses, face to face conversations and information sessions), with responses received from 26 businesses, with 50 percent against, 35 percent supporting the proposal and 15 percent unsure.

A summary of the consultation is outlined at **Attachment 1**. Key themes from the consultation includes the following:

### **Supporting comments for smoke free areas**

#### Comments Received

There were 184 comments received that supported the smoke free areas. Positive comments included that this project will be good for community health and help reduce second-hand smoke exposure. Further comments included that the project would have a positive impact on families and children and create a better environment within the areas including cleaner air and cleaner streets.

#### Administration Response

A number of communication and educational messages will be delivered with the support from key health organisations. These messages will align with the supporting comments received for the smoke free areas including promoting the health and environmental benefits of a smoke free area to the community and businesses.

### **The ability to enforce**

#### Comments Received

There were 37 comments and questions received about enforcement of the smoke free areas and how this will be enacted. Common questions included, how will the community know they are in a smoke free area, what is the cost of effective enforcement, will infringements be issued, and how will the City manage people drinking and smoking in the evening. Further comments included ensuring educational campaigns are delivered to inform the community of the smoke free areas.

#### Administration Response

Smoke free boundaries will be enforceable under the Property Local Law. A Smoke Free Areas – Education and Enforcement Policy (Policy) has been developed to define the City's approach to applying the Property Local Law. The draft Policy as found in **Attachment 3**, would ensure the City has transparency for safety and security of the public. All smoke free areas will feature clear signs to indicate that smoking is not permitted in these areas.

It is proposed that a 6 month introduction phase would be used to communicate and educate the community and business owners and to achieve compliance within the smoke free areas. No infringements would be issued during this initial 6 month period. Following this period, an educative approach would still be the focus. Enforcement and infringements would only be served as a last option to repeat offenders. The age, health or vulnerability of an offender are considered within the Policy.

### **Safety of smokers**

#### Comments Received

Safety and security of smokers has been raised as an important consideration, with 29 comments received relating to the safety of moving smokers to side streets and 22 comments identifying alternative spaces for smokers to go. Comments received from William Street businesses raised concerns over the safety of customers being out of sight of the entrance of licenced premises. Specific concerns were also raised about the safety of diverse community groups that frequent William Street including people who identify as LGBTQIA+ and people from a multicultural background.

Criteria for smoking areas included being well-lit, close to venues, possible CCTV availability and allowing responsible disposal of cigarette butts. A smoking area should not be down a dark alleyway, away from friends and out of sight which may lead to possible danger. Concerns were also raised about the potential for people smoking outside residential houses on side streets and causing a nuisance.

#### Administration Response

City staff specialising in public health, enforcement and place management engaged in Town Centre tours to identify places where smokers could smoke legally. Fortunately, almost all licensed premises are near non-residential well-lit places or can have smoking areas on their private land. The smoke free areas consider if a smoker wishes to smoke, they do not have far to walk to be outside of the smoke free area. Guidance on how this can be managed has been incorporated into the Policy.

#### **Impact on businesses**

##### Comments Received

Concerns about the potential for businesses to be negatively impacted was received from 41 responses. Existing Australian and international literature, shows that smoke free legislation does not result in venues closing, does not result in a loss in business revenue and does not lead to declining business related to tourism. The Tobacco Products Control Regulations 2006 contains provisions on smoking in public places which businesses would already be adhering to.

##### Administration Response

Administration has offered affected businesses a face-to-face meeting to provide direct advice and to discuss design or other means to manage the transition of the footpath to a smoke free area.

#### **Impact on vulnerable people**

##### Comments Received

There were 12 comments received that the smoke free areas could negatively impact certain at-risk groups. These groups include Aboriginal people, people living in lower socio-economic conditions, people with mental health issues, people who are homeless, people who identify as LGBTQIA+ and older people. Concerns included the potential to discourage these groups from engaging in the City's Town Centres.

##### Administration Response

Organisations that support our vulnerable population groups (including people experiencing homelessness) have been identified to communicate with throughout the project. These organisations include Nyoongar Outreach Service, Uniting WA, Salvation Army, Foyer Oxford, Ruah Community Services, Aboriginal Health Council of WA, YMCA HQ, and YACWA.

Administration has refined the smoke free areas in response to the community consultation comments. Below is a summary of the changes to the boundaries:

#### **All Areas:**

- Smoking will be prohibited within 5 metres of the nearer property line of any thoroughfare intersecting with the major thoroughfare of the smoke free area.

#### **Leederville:**

- Extend along Newcastle Street and Carr Place (behind Duende Building)
- Include laneway connecting Electric Lane and Vincent Street
- Reduce along Oxford Street to 177 Oxford Street (Anna's Vietnamese Restaurant).

#### **Beaufort Street:**

- Extend along Walcott Street (within the City's Town Centre boundary)
- Include along Grosvenor Road to behind the Elford Hotel
- Reduce along Beaufort Street to Chatsworth Road.

#### **Mount Hawthorn:**

- No Changes.

#### **North Perth:**

- Reduce along Fitzgerald Street to Raglan Road.

**William Street:**

- Include Washing Lane
- Reduce along William Street to Ruth Street.

Since the consultation period, meetings have been held with City of Perth and City of Stirling to explore extending the smoke free areas along William Street and Beaufort Street in the future. Meetings were also held with Cancer Council WA, Australian Council of Smoking and Health and North Metropolitan Health Unit on specific policy challenges, including safety and security of the public. Cancer Council WA and Australian Council on Smoking and Health would not support designated smoking areas stating that 100% smoke free environments are the only proven way to adequately protect the health of all people from the effects of second-hand tobacco smoke.

Discussions have started with private businesses to extend smoke free areas on private land including The Mezz, Water Corporation, North Perth Plaza Shopping Centre and Alexander Buildings.

**CONSULTATION/ADVERTISING:**

If Council approves to proceed, a public notice will meet the requirements in the City's Community and Stakeholder Engagement Policy and the Property Local Law.

Public notice of the draft smoke free areas and the Policy will be provided from 9 February 2022 for a period exceeding 21 days.

The City engaged with the Tobacco Policy Department (Department of Health) to ensure clear information is being communicated to licenced premises on complying with the current *Tobacco Products Control Regulations 2006* (TPCR). These include:

- Smoking is prohibited in outdoor eating areas (for example restaurants, cafes, delis, lunch-bars and other food outlets) in Western Australia unless it's a smoking zone;
- The owner/occupier of a business with a liquor license from the Department of Racing Gaming and Liquor (not subject of a restaurant licence) may allocate up to 50 percent of their outdoor eating area as a smoking zone. Adequate measures must be taken to ensure that all customers can clearly see which areas are allocated as smoking and smoke free. Owners/occupiers of licensed premises are encouraged to reduce the potential of tobacco smoke exposure on their patrons and smoking in their premises and can elect to ban smoking entirely in their licensed premises; and
- In 2019, changes to the legislation prevents smoking within five metres of an entry to an enclosed public place, or within 10 metres of air conditioning intakes. Premises with a small frontage or that have several public entrances may be unable to have a smoking area. In general, the 'five metre rule' would prevent most businesses from permitting smoking outside their premises.

**LEGAL/POLICY:**

Part 5, Division 6 of the Property Local Law provides Council with the power to prescribe an area where smoking is prohibited. Council must follow 5.20 of the Property Local Law when deciding whether to prescribe an area as a smoke free area.

The local government must have regard to the following factors:

- the size of the proposed smoke free area;
- the submissions from the community, including the opinions of the owners and occupiers of the land immediately adjoining the proposed smoke free area;
- the proximity of the proposed smoke free area to a public place, part or all of which is not in a smoke free area;
- the extent and outcome of public consultation on the proposed smoke free area;
- any benefits to the community which would be achieved by the Council prescribing the proposed smoke free area; and
- any detriments to the community which would be caused by the Council prescribing the proposed smoke free area.

Smoke free areas is consistent with the purpose of the *Tobacco Products Control Act 2006* (section 3) detailing the 'purpose of the act are to reduce the incidence of illness and death related to the use of tobacco

products — by reducing the exposure of people to tobacco smoke from tobacco products that are smoked by other people’.

Section 2.7(2)(b) of the *Local Government Act 1995* provides Council with the power to determine policies.

The City’s Policy Development and Review Policy sets out the process for the development and review of the City’s policy documents.

### **RISK MANAGEMENT IMPLICATIONS**

Low: It is low risk for Council to give local public notice of its intention to make a determination to prescribe smoke free areas.

### **STRATEGIC IMPLICATIONS:**

This is in keeping with the City’s *Strategic Community Plan 2018-2028*:

#### Enhanced Environment

*We have minimised our impact on the environment.*

#### Thriving Places

*Our town centres and gathering spaces are safe, easy to use and attractive places where pedestrians have priority.*

#### Innovative and Accountable

*We are open and accountable to an engaged community.*

### **SUSTAINABILITY IMPLICATIONS:**

This is in keeping with the following key sustainability outcomes of the *City’s Sustainable Environment Strategy 2019-2024*.

#### Waste Reduction

### **PUBLIC HEALTH IMPLICATIONS:**

The Smoke Free project is one of the major projects for the *Public Health Plan 2020 – 2025* and will ensure that the City is striving towards ‘Public Health Leadership’, which is one of the five pillars of the Plan. This involves a commitment to lead, influence and advocate for optimal public health. Public health leadership encourages shared responsibility, both within the organisation and through stakeholder partnerships. This project will help contribute towards reducing community exposure to environmental tobacco smoke and create healthy environments for people to live, work and play.

This is in keeping with the following priority health outcomes of the City’s *Public Health Plan 2020-2025*:

#### Reduced smoking

### **FINANCIAL/BUDGET IMPLICATIONS:**

An amount of \$40,000 is included in the 2021/2022 operational budget for costs associated with prescribing new smoke free areas.

Administration has been working closely with Healthway as one of their priorities is ‘Creating a smoke free WA’. Healthway has provided the City with guidance on a Healthy Communities Healthway Grant to support the implementation of this project.

Administration has subsequently applied for a \$72,557 grant to support the implementation of this project. The grant would cover further community engagement, education and communication strategies, promotion, design, production and installation of suitable smoke free signage and an evaluation of the project.

**COMMENTS:**

Results of the local public notice of the smoke free town centre boundaries and submissions will be presented back to Council whereby Council will decide to either:

- (a) give local public notice that the proposed determination has effect as a determination on and from the date of publication;
- (b) amend the proposed determination; or
- (c) not continue with the proposed determination.

The results of community consultation and the submission on the draft Smoke Free Areas - Education and Enforcement Policy would be presented back to Council for consideration before Council whether or not to adopt the policy with or without amendments.

The proposed launch date for smoke free areas is 31 May 2022, in conjunction with 'World No Tobacco Day'.



CITY OF VINCENT

# SMOKE-FREE TOWN CENTRES

**Draft Smoke Free Town Centre Boundary  
Consultation Summary**

**October 2021**

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**Background:**

As part of the City’s Public Health Plan 2020 - 2025, the City is introducing smoke free town centres. This will protect the community from environmental tobacco smoke, discourage the uptake of smoking in children and young people and provide a supportive environment for people who are trying to quit smoking or have recently quit smoking.

From 12 May to 31 August 2021, the community and businesses were invited to have their say on the draft smoke free boundaries for Leederville, Mount Hawthorn, North Perth, Beaufort Street and William Street.

The following factors were considered when drafting the boundaries: size, town centre boundaries, number of businesses, pedestrian traffic, adjoining buildings and properties, public open spaces and current smoke free areas. The draft boundaries are shown below.



**Leederville Town Centre**  
 Begin at Leederville Train Station.  
 Continue along Oxford Street to Melrose Street. Include Oxford Street Reserve and the Skate Park.  
 Include Newcastle Street to Duende Restaurant.  
 Capture the new Electric Lane.



**Beaufort Street**  
 Begin at Walcott Street and continue down Beaufort Street to St Albans Avenue.  
 Any of the City’s parklets and commons will also be smoke free (Mary Street Piazza).



**Mount Hawthorn**

Begin along Scarborough Beach Road from Braithwaite Park to Oxford Street.

Continue along Oxford Street to Britannia Road.

Braithwaite Park would be included along with Axford Park and surrounding streets.

Any of the City's parklets and commons will also be smoke free



**North Perth**

Begin at Fitzgerald Street from Chelmsford Road to Angove Street and Angove Street to the Junction of Albert Street.

Any of the City's parklets and commons will also be smoke free (North Perth Common)



**William Street**

Begin at William Street from Newcastle Street at the City of Perth Border to Bulwer Street including Tu Do Park.

Any of the City's parklets and commons will also be smoke free.

### Statistical Summary:


The community and businesses had their say and we heard from 345 participants including:

		
<b>324</b> Imagine Vincent online survey	<b>8</b> Participants at Information Sessions	<b>13</b> E-mail submissions

The participants had the following connections to the City of Vincent:

		
<b>158</b> Resident	<b>72</b> Worker	<b>93</b> Property owner
		
<b>26</b> Business Owner	<b>187/28</b> Visit often/occasionally	<b>8</b> Other

The community and businesses were asked if they supported the proposed smoke free boundaries and this is what they said:

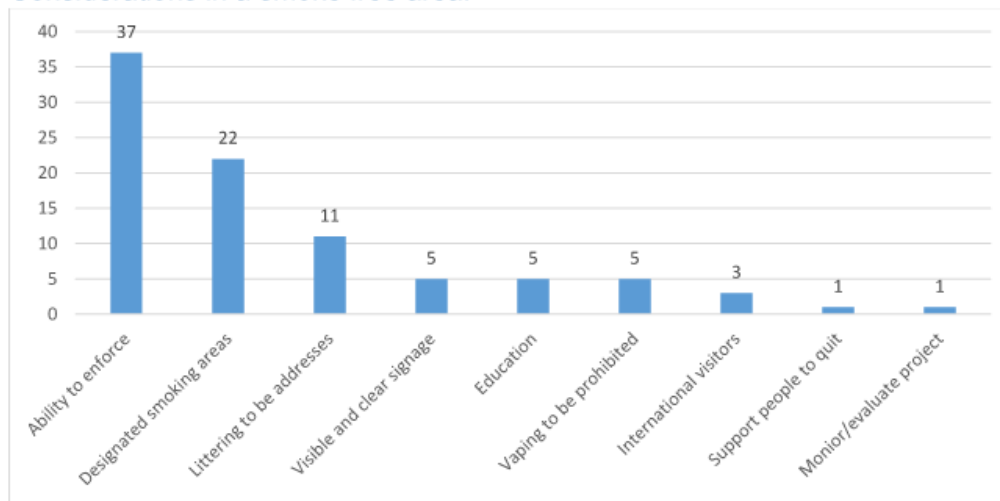
	<b>61%</b> of participants support the proposed smoke free boundaries.
<b>Before 25 August 2021</b>	<b>138 participants</b> completed the survey with <b>72% of participants</b> supporting the proposed smoke free boundaries.
<b>25 August 2021</b>	William Street Town Centre information session occurred. Three licensed businesses expressed opposition to the proposal. Some businesses encouraged their patrons to express their concerns.
<b>After 25 August 2021</b>	<b>183 participants</b> completed the survey with <b>53% of participants</b> supporting the proposed smoke free boundaries.
<b>69 participants</b> identified as smokers, vapers or both, with <b>20%</b> supporting the proposed smoke free boundaries and <b>5%</b> unsure.	
<b>26 businesses</b> responded to the consultation. <b>35%</b> were in support of the proposed smoke free boundaries and <b>15%</b> were unsure.	
<b>50 participants</b> suggested increasing or reducing the size of the draft smoke free boundaries with <b>26%</b> requesting smaller boundaries and <b>74%</b> requesting larger boundaries.	

### Community and business responses:

There were a total of 370 comments from community and businesses which have been organised into four themes to be discussed:

- Considerations in a smoke free area;
- Supporting comments for the draft smoke free boundaries;
- Concerns for the draft smoke free boundaries; and
- Smoke free boundaries – Other suggested areas.

#### Considerations in a smoke free area:



#### The ability to enforce

##### Comments Received

There were 37 comments and questions received about enforcement of the smoke free areas and how this will be enacted. Common questions included, how will the community know they are in a smoke free area, what is the cost of effective enforcement, will infringements be issued, and how will the City manage people drinking and smoking in the evening. Further comments included ensuring educational campaigns are delivered to inform the community of the smoke free areas.

##### Administration Response

Smoke free boundaries will be enforceable under the Local Government Property Local Law 2021. A Smoke Free Areas – Education and Enforcement Policy (Policy) has been developed to define the City’s approach to applying the Property Local Law. The Policy will ensure the City has transparency for safety and security of the public. All smoke free areas will feature clear signs to indicate that smoking is not permitted.

It is proposed that a 6 month introduction phase will be used to communicate and educate the community and business owners and to achieve compliance within the smoke free areas. No infringements would be issued during this initial 6 month period. Following this period, an educative approach would still be the focus. Enforcement and infringements would only be served as a last option to repeat offenders. The age, health or vulnerability of an offender would be considered in this Policy.

**Designated smoking areas and safe spaces for people to smoke**Comments Received

Safety and security of smokers has been raised as an important consideration, with 29 comments received about the safety of moving smokers to the side streets and 22 comments on identifying safe spaces for smokers to go. Comments received from William Street businesses raised concerns over the safety of customers being signposted out of sight of the entrance of licenced premises. Specific concerns were also raised about the safety of the diverse community that frequent William Street including people who identify as LGBTQIA+ and people from a multicultural background.

Criteria for a safe space included a well-lit area, close to venues, possible CCTV availability and responsible disposal of cigarette butts. A safe space is not down a dark alleyway, away from friends and out of sight that may lead to possible danger. Concerns were also raised about the potential for people smoking outside residential houses down side streets and causing a nuisance.

Administration Response

City staff specialising in public health, enforcement and place management engaged in Town Centre tours to identify places where smokers could smoke legally. Fortunately almost all licensed premises are near non-residential well-lit places or can have smoking areas on their private land. The smoke free Town Centre boundaries have been taken into consideration so if a smoker wishes to smoke, they do not have far to walk to be outside of the smoke free boundary.

Cancer Council WA and Australian Council on Smoking and Health would not support designated smoking areas stating that 100% smoke free environments are the only proven way to adequately protect the health of all people from the effects of second-hand tobacco smoke.

**Littering to be addresses**Comments received

Questions regarding where people would extinguish their cigarettes, installation of cigarette bins and the concerns over increased cigarette littering at the smoke free boundary were highlighted in the responses.

Administration response

If cigarette littering is found to be an issue, the City may consider reviewing whether installing additional bins outside the smoke free boundary would reduce littering from cigarettes.

**Visible and clear signage**Comments received

There were five responses received requesting clear signage with positive messaging within the smoke free areas. Too much signage was raised as a concern and to explore other ways to communicate the messages in Town Centres.

Administration response

All smoke free areas will feature clear and visible signs to indicate a smoke free area. Signage will include pavement signage, street signs and also temporary signage to ensure people are aware of the smoke free areas. Communication and education activities will also be delivered with smoke free messaging.

**Education**Comments received

Education campaigns were suggested in five responses to increase the success of the smoke free areas. Education and communication strategies are part of the implementation of the project. Details of these strategies were not included in the consultation.

Administration response

A number of education and communication activities will occur before, during and after the smoke free Town Centre boundary launch with the support from key health organisations. These will include messaging such as the health and environmental impacts of smoke free areas and promoting options to quit.

**Vaping to be prohibited**Comments received

Banning e-cigarettes/vaping in the smoke free area was received from five responders. A comment was also received about the benefits of vaping.

Administration response

The City is treating e-cigarettes/vaping the same as smoking so therefore will also be banned in smoke free areas. This is because all types of smoked tobacco products produce second-hand smoke which can be harmful. Vaping will be included within the educational messaging and signage.

**International visitors**Comments received

Three comments were received about communicating message to international visitors to the Town Centres who speak a language other than English.

Administration response

Utilising the symbol for no smoking is internationally recognised therefore the City will ensure that this symbol is used for signage and educational messaging.

**Support people to quit**Comments received

A comment was received by an ex-smoker detailing that the motivation to quit was the increase in smoke free areas and the supporting resources to quit.

Administration response

Smoking free areas, while primarily aimed at protecting non-smokers from the harmful effects of second-hand smoke, can also provide a supportive environment for people who are trying to quit smoking or have recently quit smoking. Quitline will be promoted to help people plan and develop strategies who want to quit.

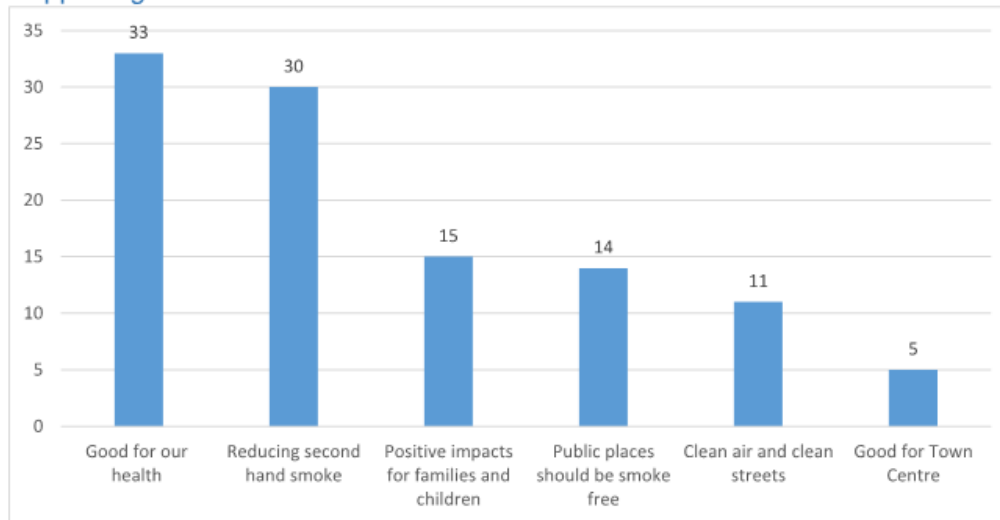
**Monitor/evaluate project**Comments received

A comment was received on how the smoke free areas will be monitored and evaluated.

Administration response

Town Centre audits will be completed in five town centres pre and post launch including smoking/non-smoking behaviour observations and cigarette butt count. Regular local business and community feedback and observations will also be captured during audits in Town Centres.

Supporting comments for the draft smoke free boundaries:



Comments Received

There were 184 comments received that supported the smoke free areas. Positive comments included that this project will be good for our health and also help reduce second-hand smoke exposure. Further comments included that the project would have a positive impact on families and children and create a better environment within the Town Centres including cleaner air and cleaner streets.

Administration Response

A number of communication and educational messages will be delivered before, during and after the smoke free Town Centre boundary launch with the support from key health organisations. These messages will align with the supporting comments received for the smoke free areas including the following:

**Good for our health**

Smoke free areas will create healthy environments where people can live, learn, work and play by protecting the community from the harms of smoking and second-hand smoke in our City.

**Reducing second hand smoke**

Smoking is the single biggest contributor to preventable disease and death in Australia and there is no safe level of exposure to second-hand smoke. Even minimal exposure can affect the wellbeing of the whole community<sup>1</sup>. This reinforces the need for preventative measures within the community to promptly protect people from exposure to tobacco smoke.

**Positive impacts for families and children**

Smoke free areas will create healthy environments and families and children will be protected from harmful second-hand smoke and also reduce the uptake of smoking behaviour in children and young people by modelling non-smoking behaviour.

<sup>1</sup> Campbell MA, Ford C, & Winstanley MH. Ch4. The health effects of second hand smoke 4.6. Mechanisms of disease. Tobacco in Australia. Facts and issues. [Internet]. Melbourne: Cancer Council Victoria; 2017 [cited 2021 Jul 1].

**Public places should be smoke free**

There are a number of public places which are already required to be smoke free in accordance with the *Tobacco Products Control Act 2006*. The City's Smoke free Town Centres will increase the number of public places becoming smoke free. The City would also consider introducing smoke free areas to other areas in the City in the future for example Parks, Reserves and other open spaces.

**Clean air and clean streets**

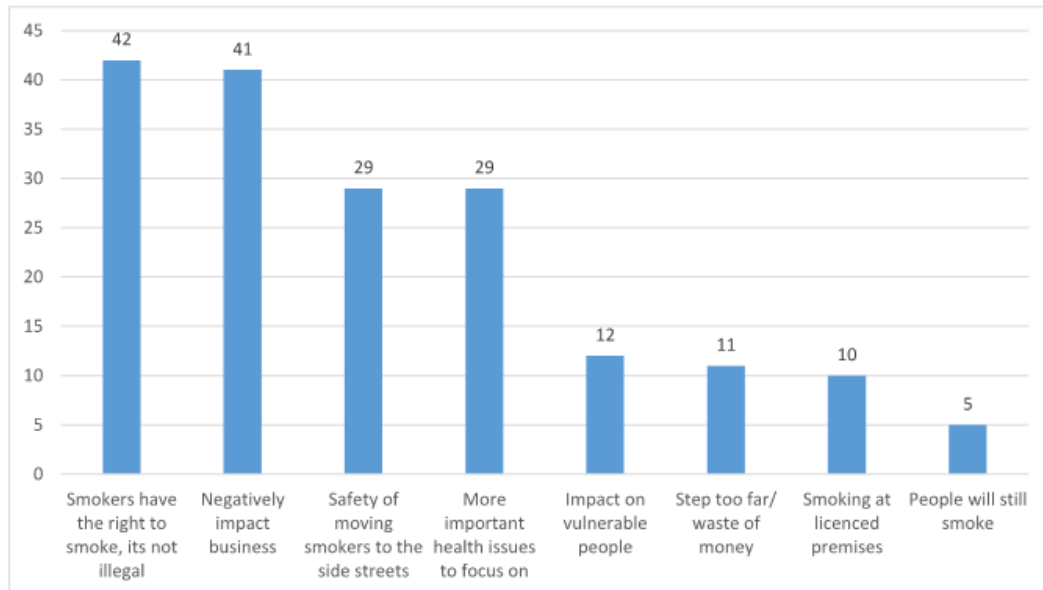
Cigarette butts are non-biodegradable and remain the most littered item in Australia. Tobacco smoke also pollutes the air we breathe which includes at least 250 chemicals in second-hand smoke that are known to be toxic and more than 50 that are known to cause cancer. Smoke free Town Centres would create a better environment within the Town Centres including cleaner air and cleaner streets.

**Good for Town Centres**

Creating smoke free Town Centres will have benefits for the entire community which includes improved health and wellbeing of the community; less litter from cigarette butts and cigarette packets; positive role modelling for young people; heightened awareness of the health risks of smoking and second-hand smoke; enhanced support for community members to cut down or quit; and reduced fire risks.



Concerns for the draft smoke free boundaries:



**Smokers have the right to smoke, it's not illegal**

Comments received

The consultation shows that there are significantly lower levels of support for the smoke free boundaries with smokers and vapers. 42 comments were received about the rights of smokers to smoke in public as highlighting that smoking is not illegal.

Administration response

Creating environments that are free from tobacco smoke is an important step in protecting the health of adults, children, infants and unborn babies. The health risks from second hand smoke can linger long after a person who smoked has moved on or butted out.

There is no safe level of exposure to second-hand smoke as all exposure carries risk. Those who have less control over their environment, such as children or those experiencing social disadvantage are more likely to be exposed to second-hand smoke.

Communication and educational activities will be targeted to smokers and vapers.

**Impact on businesses**

Comments Received

Concerns about the potential for businesses to be negatively impacted was received from 41 responses.

Administration Response

Existing Australian and international literature, shows that smoke free legislation does not result in venues closing<sup>2</sup>, does not result in a loss in revenue<sup>3,4</sup> and does not lead to declining business related to tourism.<sup>5,6</sup> The Tobacco Products Control Regulations 2006 contains provisions on smoking in public places which businesses would already be adhering to.

Administration has offered affected businesses a face-to-face meeting to provide direct advice and to discuss design or other means to manage the transition of the footpath to a smoke free area.

#### **Safety of moving smokers to the side streets**

Please refer to 'Designated smoking areas and safe spaces for people to smoke' on page 7 for comments received and administration responses.

#### **More important health issues to focus on**

##### Comments received

There were 29 comments received about the City focusing on other health issues rather than smoking. Some examples included alcohol, mental health and supporting vulnerable community members.

##### Administration response

The Smoke Free Town Centres project is one of many public health projects that the City will be delivering over the next few years. The City is committed to improving the health and wellbeing of our community through the Public Health Plan 2020 - 2025. Some of the major projects over the next few years will focus on health topics such as healthy eating, mental health and wellbeing, alcohol use and also our local environments to help the City achieve healthier outcomes for our community.

#### **Impact on vulnerable people**

##### Comments Received

There were 12 comments received that the smoke free areas could negatively impact certain at-risk groups. These groups include Aboriginal people, people living in lower socio-economic conditions, people with mental health issues, people who are homeless, people who identify as LGBTQIA+ and older people. Concerns included the potential to discourage these groups from engaging in our Town Centres.

##### Administration Response

Organisations that support our vulnerable population groups (including people experiencing homelessness) have been identified to communicate with throughout the project. These organisations include Nyoongar Outreach Service, Uniting WA, Salvation Army, Foyer Oxford, Ruah Community Services, Aboriginal Health Council of WA, YMCA HQ, and YACWA.

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<sup>2</sup> Alamar BC, Glantz SA. Smoke-free Ordinances Increase Restaurant Profit and Value. *Contemporary Economic Policy* 2004;22(4):520-25

<sup>3</sup> Eriksen M, Chaloupka F. The economic impact of clean indoor air laws. *CA Cancer J Clin* 2007;57(6):367-78. doi: 10.3322/ca.57.6.367

<sup>4</sup> Lal A, Siahpush M. The effect of smoke-free policies on revenue in bars in Tasmania, Australia. *Tobacco Control* 2009;18(5):405-08

<sup>5</sup> Scollo M, Lal A, Hyland A, et al. Review of the quality of studies on the economic effects of smoke-free policies on the hospitality industry. *Tobacco Control* 2003;12(1):13-20.

<sup>6</sup> Glantz SA, Charlesworth A. Tourism and hotel revenues before and after passage of smoke-free restaurant ordinances. *JAMA* 1999;281(20):1911-8.

**Step too far/waste of money**Comments received

Comments from 11 responders included that smoke free areas should be directed from State Government rather than Local Government, the concern that the cost of enforcement and implementing the project will outweigh the proposed benefits and smoke free areas could negatively impact small businesses and reduce visitors to the Town Centres.

Administration response

The Local Government has a responsibility to achieve healthier outcomes for our community. The Smoke Free Town Centres project is one of many public health projects that the City will be delivering over the next few years through their Public Health Plan 2020-2025.

Costs which smoking imposes on the community affects business, individuals, and the health system<sup>7</sup>. This includes costs incurred from lost productivity and worker absences; family members caring for someone with a smoking-related disease; healthcare costs, including the cost of hospital admissions to treat smoking-related conditions; and intangible costs, include years of life lost from premature deaths or lost quality of life from living with a serious illness.

The City is investing in smoke free areas to reduce smoking prevalence and exposure to second hand smoke on the community. Investment will reduce the health and social costs of smoking in the community.

**Smoking at licenced premises**

From the comments received, 11 responders questioned whether the smoke free areas would affect smoking at licenced premises.

Administration response

The smoke free boundary would not affect a business that allows smoking on their private land but the City would start conversations with any business that wish to become smoke free and promote the benefits for staff and customers. Businesses can also elect to ban smoking entirely on their premises.

Licensed premises that allow smoking on public land (such as footpaths) will be affected by the smoke free boundaries. Administration has offered affected businesses a face-to-face meeting to provide direct advice and to discuss design or other means to manage the transition of the footpath to a smoke free area.

**People will still smoke**Comments received

There were five comments noting that people will still smoke in the smoke free areas and ignore communication and educational messaging including signage.

Administration response

Smoke free areas, while primarily aimed at protecting non-smokers from the harmful effects of second-hand smoke, can also provide a supportive environment for people who are trying to quit smoking or have recently quit smoking by create fewer opportunities to smoke and contribute to the de-normalisation of smoking.

A number of approaches will be used including the delivery of communication and educational activities and promoting the support available for people who wish to quit.

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<sup>7</sup> Whetton, Steve & Allsop, Steve & Tait, Robert & Scollo, Michelle & Banks, Emily & Chapman, Janine & Dey, Tania & Halim, Suraya & Makate, Marshall & McEntee, Alice & Muhktar, Aqif & Norman, Richard & Pidd, Ken & Roche, Ann. (2019). Identifying the Social Costs of Tobacco Use to Australia in 2015/16.

### Smoke free boundaries – other suggested areas:

#### Comments received

50 participants suggested increasing or reducing the size of the draft smoke free boundaries with 26% requesting smaller boundaries and 74% requesting larger boundaries. Participants suggested a number of other areas to become smoke free which are described below:

<p><b>Leederville</b></p> <ul style="list-style-type: none"> <li>• Current proposal excludes the area out front of the IGA (Leederville) which is a major pedestrian walkway. I also think it should include the paths leading to the main carparks (like the lane next to funky bunches) so that smokers do not congregate in walking areas at the edge of the smoke free boundaries.</li> <li>• Extending the smoke free area on Oxford Street northwards to include the eateries and cafes with street-side areas and parklets as far as Bourke Street.</li> <li>• It should include the area around Aranmore High school</li> <li>• Include the Frame Ct carpark, the carpark link between Frame Ct and Newcastle St and the whole area between Leederville Pde, Oxford St and Vincent St.</li> <li>• Please include Cleaver Precinct, West Perth which wasn't included in the proposed policy</li> <li>• Please partition this to Town of Cambridge!</li> <li>• Should probably extend west along Vincent Street</li> </ul>
<p><b>Mount Hawthorn</b></p> <ul style="list-style-type: none"> <li>• Can we please include the areas in and around The Mezz? Especially the food outlets and the children's playground at the Mezz, and between The Mezz entry on Flinders St down to Drasko's on Scarborough Beach Road? This is a high use area that would also benefit from being included.</li> </ul>
<p><b>Beaufort Street</b></p> <ul style="list-style-type: none"> <li>• It would be great if you could encourage City of Stirling to extend the zone beyond Walcott Street!</li> <li>• I live in an apartment complex next to Queens. Very happy the pub is smoke free but all the smokers now block the street in front of the pub. Id love if smoking was more widely banned, out downstairs neighbours smoke non stop from 7am through to late at night and it affects our apartment. It would be great if non-smoking became the norm and it should be banned in more residential areas too, as second hand smoke is a health concern</li> <li>• Particularly along the Beaufort St strip near the Queens and Beaufort Tavern please extend the no smoking zone into side streets to the town centre boundary.</li> <li>• Should extend some way down the side streets to the east and west from Beaufort street</li> <li>• Please ensure it's clear that standing on the very corner of Beaufort and a cross street to smoke is not appropriate. Waiting to cross the road with smokers nearby is worse than just quickly walking past.</li> </ul>
<p><b>William Street</b></p> <ul style="list-style-type: none"> <li>• A smoke free area needs to continue onto Robinson st and side streets. Already a huge smoking problem from great southern hotel, the footpath is tiny and is always a passage of passive smoke and butts everywhere and in parking spaces out the front of residences. Smokers spill onto private property boundary so smoke free area on William st will push more smokers to come down William st to smoke. Also useful to continue smoke free area along Brisbane st to the Hotel Northbridge (corner of lake st and Brisbane st)</li> <li>• I live on Robinson Ave and we have a huge issue with people smoking and littering cigarette butts on our street. These proposed boundaries will not change that. Making entire town centres smoke free will.</li> <li>• Happy to discuss the street-smoking issues happening on the streets around William st Brisbane st and Robinson Avenue.</li> <li>• What about the cafes and lake and bulwer st??</li> </ul>
<p><b>General</b></p> <ul style="list-style-type: none"> <li>• I would also encourage and support smoking exclusion zones around bus stops, especially highly used bus stops, and those that the school kids tend to mass to near their schools.</li> <li>• Include an extended zone around all council buildings/property (Beatty park, library, Britannia oval etc)</li> <li>• Maybe extend the no smoking zone into side streets along the side of non-residential uses.</li> </ul>

- All public thoroughfares, within and around all food and retail businesses, children's playgrounds and associated open space, and near any high density pedestrian areas in the City of Vincent.
- The City should liaise with City of Perth to extend this south of Newcastle St.
- Would love to see this spread to all High foot traffic areas.
- Would prefer all public open spaces to be included too, particularly park areas where there are children play areas.

Administration response

The following factors were considered when drafting the boundaries for consultation: size, town centre boundaries, number of businesses, pedestrian traffic, adjoining buildings and properties, public open spaces and current smoke free areas. This would allow a transparent process and increase community trust in defining the smoke free areas.

Community and Business Comments:

Imagine Vincent – All online comments (combined):

Key

1	Negatively impact business	2	Ability to enforce	3	Designated smoking areas
4	Visible and clear signage	5	Safety of moving smokers to side streets	6	Impact on vulnerable people
7	Smokers have the right to smoke, it's not illegal	8	Step too far/waste of money	9	More important health issues to focus on
10	Smoking at licenced premises	11	Littering to be addressed	12	Make boundary larger/increase to other areas
13	Smaller areas	14	Public Places should be smoke free	15	Not a good idea
16	Support people to quit	17	Good for our health	18	Education
19	Reduce Tobacco Outlets in Town Centres	20	Clean air and clean streets	21	Positive impacts for families and children
22	Reducing Second Hand Smoke	23	Monitor/evaluate project	24	People will still smoke
25	Vaping to be prohibited	26	Good for town centres	27	International visitors
28	Other suggested areas				

Comments supporting (184 comments)

Comments	Summary (link to Key)
A smoke free area needs to continue onto Robinson st and side streets. Already a huge smoking problem from great southern hotel, the footpath is tiny and is always a passage of passive smoke and butts everywhere and in parking spaces out the front of residences. Smokers spill onto private property boundary so smoke-free area on William st will push more smokers to come down William st to smoke. Also useful to continue smoke free area along Brisbane st to the Hotel Northbridge (corner of lake st and Brisbane st)	28
About time Smoking in eating areas should be banned all over Australia. If people who like to kill them self with smoke, awesome. Just do it out of my sight.	Noted
Absolutely. Northbridge is great. No smoke and more greenery.	Noted
Again lots of al fresco and retail stores where passers by are subject to smoke from those on the pavement. Secondhand smoke carries a huge distance so the effects of a single cigarette are widespread. People smoking outside these areas could affect not only the health of those around them, but also the stock of nearby stores e.g. cigarette particles landing on a rack of clothes for sale, affecting the smell.	Noted, 17, 22
All public spaces should be smoke free	14

All town centre, and entertainment precincts and pedestrian spaces should be smoke free	14
Allocated smoking areas might be good idea	3
As long as there is clear signage and businesses are on board	4
Awesome idea so we can breathe clean air.	20
Ban smoking everywhere	12
Beaufort street will be a lot more pleasant and a lot healthier for residents, workers and visitors. It will encourage people to visit the area if it's a healthier place to be	17
Can we please include the areas in and around The Mezz? Especially the food outlets and the children's playground at the Mezz, and between The Mezz entry on Flinders St down to Drasko's on Scarborough Beach Road? This is a high use area that would also benefit from being included.	28
Cigarette smoke brings on an asthma attack in myself and others	14
Comment stands for all areas - there will need to be measures in place to ensure the boundary areas around the smoke-free area do not become places of increased loitering and litter. There will still be smokers and they will still need places to smoke and facilities for responsible disposal of butts. This is particularly the case near bars. Areas likely attended more by families/children, smaller/confined spaces, and sidewalks with al fresco dining all make complete sense to be smoke-free.	3,5,11, 21
Could expand further	12
Current proposal excludes the area out front of the IGA which is a major pedestrian walkway. I also think it should include the paths leading to the main carparks (like the lane next to funky bunches) so that smokers do not congregate in walking areas at the edge of the smoke-free boundaries.	28
Definitely about time, it would create a much better atmosphere. Particularly for those who do not smoke.	20
Definitely, so much al fresco dining in the area and small pavements means it's unavoidable to walk through smoke in many instances.	17
Entire town centres should be smoke-free	12
Entire town centres should be smoke-free. I live on Robinson Ave and we have a huge issue with people smoking and littering cigarette butts on our street. These proposed boundaries will not change that. Making entire town centres smoke-free will.	11, 12, 28
Every day I walk through and stop for a coffee and I'm constantly dodging smokers in and out of the coffee shops. I think it's a great step forward to ban smoking in multiple town centres.	Noted
Excellent as I have done hotel stays here and it isn't nice to smell smoke or see butts on the cafe/bar strip.	Noted
Extending the areas in the future	12
Fantastic initiative, thanks CoV!	Noted

For once, I don't think this is a City of Vincent vanity project - it could actually make Vincent a more pleasant place to walk through. However, I still have serious doubts about the viability of enforcing it.	2
Fully onside with this!	Noted
Good spot to put a no smoking law!	Noted
Great idea	Noted
Great idea	Noted
Great idea, but how on earth will this be enforced	2
Great idea, but it is not practical. Smokers ignore signs anyway and signs are ugly, so I think you're flogging a dead horse with this initiative. I work at a Hospital, which is a no smoking campus, and visitors smoke all the time, they won't walk the 500m to the boundary where they can smoke. Instead, I would provide bins for smokers and try to lessen the littering.	4,11
Great idea. I'd love it to spread to other areas as well!	Noted
Great initiative, I wish this was happening across the rest of Perth also.	Noted
Great initiative. Very progressive and it can't come soon enough. This will need to be policed well though or people will ignore it (like in Hay and Murray St malls).	2
Great step in the right direction— saving people's lungs, vessels and lives	2
Happy to discuss the street-smoking issues happening on the streets around William st Brisbane st and Robinson Avenue, pls email xxx. Suggest an environmental scan down Robinson Avenue and along Brisbane st if one has not been done already. I really support the smoke-free town centers thank you for taking this initiative!	28
Happy to give more input	Noted
Happy to support this initiative. I would also support extending the smoke free area on Oxford Street northwards to include the eateries and cafes with street-side areas and parklets as far as Bourke Street.	28
Having to walk down the street through stinking cigarette smoke and vape clouds is disgusting and has a negative impact on the health of people who don't smoke. This is a great initiative. Smokers should keep it to the privacy of their own homes.	17, 20, 25
How is the city planning to enforce these measures? Otherwise, great plan that will hopefully help clean up our streets and air!	2, 11, 20
I agree fully for this	Noted
I am a North Perth resident and fully support this proposal as research shows second hand smoking is damaging and if you're a resident who constantly walk in these high traffic areas second hand smoking has a accumulative effect. It benefits everyone to go smoke free on many levels.	17,22
I am happy for designated smoking areas that as a non-smoker I know where to avoid	3
I am here all the time. Love this street. It has a great presence as a bit of an alternative/vegan eats area. No smoking is great.	Noted



I believe that moving to a smoke free lifestyle would be a great health benefit. As such the venues are now smoke free however smokers are taking to the footpath and blocking it, making it difficult to walk safely on a footpath.	17
I believe there should still be areas around here that allow smoking. the area can be dangerous at night, and making people leave a certain area just to smoke and isolate them from their group of friends. and therefore isolating them from the safety of their friends	3,5
I believe this initiative could help to reduce loitering and littering in these areas.	5,11
I commute through these areas often, it will be great to have them smoke-free!	Noted
I completely support this initiative to improve the health of my fellow residents and ratepayers.	Noted 9
I fully support a crack down on smoking in public. If you can't have a beer while walking down the street, I don't see why you should be able to smoke. However, smoking is legal and I question if this is something that can be reasonably enforced without a large increase in staff resources. I think this is a matter that requires state government leadership not local government.	2,7,8
I fully support the ideal of smoke free areas everywhere, however, how will it be enforced? The CBD is supposed to be smoke free and as anyone who walks through the Murray Street Mall can attest, there is no shortage of smokers who are not challenged or fined or even asked to put out their cigarettes.	2
I hope if implemented this will be enforced unlike many of the other City By-Laws	2
I hope it goes through	Noted
I like the idea of these smoke-free areas in general. However, I think it is important that the city provide some designated smoking areas just outside the boundary, with ashtrays etc. so that smokers have somewhere to go. Otherwise smokers may go into residential areas to smoke and cause a nuisance to residents with the resulting odour and cigarette butts.	3,5,11
I like this idea a lot. As an ex smoker I only felt the nudge to quit when it became too hard to smoke at my work premises. A year vaping and I quit. 4 years non-smoking now and I am glad for anything that supports people in their efforts to quit. I dont live in Vincent but the next area along. I am in the city of Vincent every weekend at the cafes. I also work of Beaufort street.	Noted 16
I like to eat at Lupolab and Spritz and it's so off putting to leave and walk into a haze of smoke.	Noted
I live in an apartment complex next to Queens. Very happy the pub is smoke free but all the smokers now block the street in front of the pub. Id love if smoking was more widely banned, out downstairs neighbours smoke non stop from 7am through to late at night and it affects our apartment. It would be great if non-smoking became the norm and it should be banned in more residential areas too, as second hand smoke is a health concern	12
I support the aim for a healthy town centre, it will make the area more pleasant for residents, workers and visitors	17
I support the moves to establish smoke free areas	Noted
I support this but area of Northbridge but it would be quite hard to manage.	2

I support this fully	Noted
I support this general concept, however I am concerned about the enforcement that goes with it. There is very little point in doing this if it is not properly resourced for enforcement.	2
I think all public entertainment areas should be smoke free. Perhaps there can be the introduction of smoking enclosures as seen in some airports to allow people to smoke without bothering anyone else.	3,14
I think people have a right to visit popular public areas without being exposed to smoke & the associated health risks without their consent.	14
I think Smoke-free Town Centres are a great idea but my experience with similar initiatives is that they are unpoliced and people still smoke anyway. It's really nice in theory but I don't expect it to actually make a difference to the number of people smoking.	2, 24
I think smoking is a personal choice and as such others shouldn't have to suffer. Smoking should be banned from ALL public spaces. Same as drinking, you can drink in public spaces.	14
I think smoking should be banned on public property. Even on smoke-free campuses, people smoke. It's not pleasant, especially for those who have asthma	14
I think this is a fantastic initiative and step in the right direction for the health of the community, in particular our children.	17,21
I think this is a great idea and far overdue, i think all walkways and areas general public are in should be smoke free, I am so over being forced to breath in secondhand smoke, it also pisses me off immensely that smokers don't consider those around them that are breathing in the secondhand smoke, some people have bad asthma that it can cause them to have an asthma attack and then we have kids toddlers and babies breathing in the smoke because smokers are inconsiderate about where they smoke. I'm a ex smoker it's not that hard to walk to a appropriate area away from others	14,21,22
I think this is a great initiative by the City of Vincent. I visit the Town Centres on a daily/regular basis and I feel it will help improve the overall look (less cigarette butts left around) and feel of the town centres.	11,26
I think this is a really positive step for the City of Vincent. As mentioned above I would welcome further extension to public open spaces too.	14
I think this is an extremely progressive and positive step in the right direction for Perth. I suffer from asthma and am constantly coughing when walking past smokers making it difficult to enjoy my time in these locations	17
I walk everywhere and smokers make that very uncomfortable	Noted
I welcome this proposal.	Noted
I would also encourage and support smoking exclusion zones around bus stops, especially highly used bus stops, and those that the school kids tend to mass to near their schools.	28
I would like to see all smokers confined to smoking rooms that filter the air so that only the smokers are subjected to the harmful effects of cigarettes.	3

I would love for this to be in force. As I don't believe that a smoker should impede the health of others especially children.	17,21
I would love to see Mt Hawthorn smoke free. I walk past The Paddo almost daily and am always engulfed by smoke. It would be nice to be able to dine outside there too without having to worry about other people's smoke.	Noted
I'm in support of this as long as there are areas specifically designated for people to smoke during/after a meal or out socialising along the route.	
I'm pleased that this initiative is being considered. It can be unpleasant to be in areas where people's smoking affects you.	Noted
I'm so pleased to see this happening. For many years I have found walking through a smoke haze when exiting the Luna and walking down Oxford St to the carpark absolutely revolting. I find that my clothing and hair smell so awful apart from the fact that I'm breathing in poisonous air. Thank you for taking this action, the majority of people will be grateful.	Noted
I'm sure it will be appreciated by all patrons.	Noted
I'd love to have these smoke free areas around as my friends and family have asthma and cigarette smoke can cause their asthma attacks.	17
I'm a smoker and I think it's fantastic! Even as a smoker, I hate being hit with other peoples smoke/vape. Its really frustrating and I think that this will benefit public health and the general vibe of these town centres!	17,26
I'm not sure how far it should extend north on Oxford Street. Otherwise very supportive	28
I'm pleased to see this initiative as cigarette smoking and vaping in particular leaves large trails of smoke - I have no desire to inhale people's cigarette/vaping smoke. The town will smell better and be healthier to be in, such as al fresco areas where smoke presently wafts over to tables.	17,26,25
Important to ensure that smokers aren't inadvertently pushed to or concentrated in areas where they impact residents in side streets. Love this initiative!	5
Include an extended zone around all council buildings/property (Beatty park, library, Britannia oval etc)	28
It annoys me how people just stand on the footpath and smoke outside of non-smoking venues	Noted
It is a good step forward in line with contemporary thinking and for health reasons. I'm sure patronage in all areas will rise.	17,26
It is great to discourage smoking	Noted
It is one thing to makes these areas smoke free but the town of Vincent must make sure to reinforce by having a person to reinforce the law (smoke and litter)and to fine people who reoffend Also smokers goes to other areas to smoke and litter by putting their butts on the floor. I work close to a park and tafe. Since smoker can't smoke on the campus they go to the entrance of the park or in the public gym area sit there smoke and litter. As a member of the public I have raise the issues with them but get angry and continue to litter.	2, 11
It should include the area around Aranmore High school	28
It will be a great improvement for those of us who love eating and shopping but despise walking into cigarette smoke outside.	Noted

It will bring in more trade I'm sure. Recently I went to the Inglewood Hotel and when I went to my car in their carpark, people were smoking in a beer garden type of area and the smell was so off putting don't want to go there again. Also outside some of the cafes people smoke and it's really sickening when you come out.	22,26
It would be great if you could encourage City of Stirling to extend the zone beyond Walcott Street!	28
It's a great idea.	Noted
just repeating Please include Cleaver Precinct West Perth In my job before I retired I endured 18 years of passive smoking which has affected my health.	28
Leederville Town Centre appears to be a very family friendly place, so I can understand the desire to restrict smoking in this location.	21
Littering from cigarettes is currently common even though fines apply. I suspect it will be difficult to police this new policy also	2,11
Long over due	Noted
Long overdue, there is nothing worse than sitting outside at a cafe and someone is either coming out or walking past smoking	Noted
Make it larger - the less places for people to smoke the better. In particular include the Frame Ct carpark, the carpark link between Frame Ct and Newcastle St and the whole area between Leederville Pde, Oxford St and Vincent St.	28
Make it larger - the less places for people to smoke the better. Maybe extend the no smoking zone into side streets along the side of non residential uses.	12
Make it larger - the less places for people to smoke the better. Particularly along the Beaufort St strip near the Queens and Beaufort Tavern please extend the no smoking zone into side streets to the town centre boundary.	12, 28
Mount Hawthorn has a huge number of families and is it especially important to provide smoke-free environments for our children. For both secondhand smoke and behaviour-modelling reasons.	21,22
My comments relate to all proposed areas. It is a great idea and will vastly improve the experience of residents and visitors. The policy must be enforced though and the city will need to back the new rules up with ranger patrols that include this new area of regulation.	2

Myself and my family (including our young children) strongly support all smoking and vaping bans on all public thoroughfares, within and around all food and retail businesses, children's playgrounds and associated open space, and near any high density pedestrian areas in the City of Vincent. If people want to smoke it should never be permitted to impact those that choose not to in the public realm. The onus should be on the smoker to move to a place where their smoking will not affect others.	14,17,20,21,28
I have seen this introduced in other LGA's interstate (eg Parramatta City Council NSW) in about 2010 when living there and the local businesses and patrons overturned a newly instated smoke-free zone. It was a different dominant culture there however it does concern me when the rights of smokers are put above the rights of every person to breathe clean air. Please don't succumb to any pushback.	
Thank you for acting on this very important matter of public health in the City of Vincent where we live and enjoy, it is greatly appreciated.	
Non-smokers have a right to breathe oxygen.	22
Not sure how far south it should extend on Oxford Street. Otherwise very supportive	28
Once the smoke free area are in place they MUST be enforced.	2
Owner of Blooms The Chemist North Perth. I support this as a public health initiative to reduce smoking. Our pharmacy would be happy to partner with the COV to help with this initiative in any way.	Noted 17
Personally I think smoking should be band from all public areas. Or they are put in an enclosed sealed "smoking" only capsules/room. No other person should have to breath in someone else toxic smoke.	14,22
Please add more locations nd consider how it will be policed.	2
Please hurry up and implement this proposal	Noted
Please include Cleaver Precinct, West Perth which wasn't included in the proposed policy	28
Please keep this a smoke free area	Noted
Please make it happen. This will be a big start for other places to follow.	Noted
Please make the city as smoke free as possible and enforce the rules.	2
Please make this happen as soon as humanly possible.	Noted
Public health should be a priority and banning smoking in these areas will ensure that second hand smoke doesn't affect those who don't consent	17,22
Public health should be a priority and having a smoking ban will ensure second hand smoke in this area drops to a minimum	17,22
Same as previous.	3
All of it but a spot I can have a cigarette would be great.	
Second hand smoke kills!!	22

See above comments. Mount Hawthorn is a family centred suburb, it's a benefit to families to be able to have their children in a smoke free environment	21
See above comments. The young model their behaviour on adults, removing smokers from the environment removes an unhealthy model . There are many residents and visitors to these town centres, good to remove an unhealthy addition to the area	17,21,27
Should be a bigger area	Noted
Should be a bigger area. What about the cafes and lake and bulwer st??	28
Should extend some way down the side streets to the east and west from Beaufort street	28
Should probably extend west along Vincent Street also	28
Smoke free centres should be safe for all- families with babies and children deserve clean air.	20,21
Smoke free is a fantastic initiative for our city. Enforcement will be important	2
Smoke free zone are hard to implement and enforce but it is the right step towards that direction	2
Smoke free zones provide a happier healthier environment for all	17
Smoke is a very nasty trigger for my respiratory condition. I often go out to northbridge for drinks/dinner as it is close by and has awesome food places. But I often have to deter from the pathway as there are many smoking nearby. Often I leave northbridge earlier as my lungs are congested by the smoke pollution and it makes it harder to breathe. By implementing these smoke boundaries I think it would major difference - cleaner air and enjoyable for others who also have respiratory conditions	20,22
Smokers are selfish as they are putting there smoking onto those that don't and it's offensive.	22
Smokers not only cause health issues to themselves but also to those around them. Furthermore they are a burden to the taxpayer by using scarce health funds in their treatment.	17,22
Smokers should get fined if caught smoking in the highlighted area.	2
Smoking causes harm to people in the vicinity. I agree with the ban in these areas	17
Smoking has a detrimental effect on our society.... we need smoke free areas to reduce and ultimately rid society of smoking	17
Smoking is a huge public health issue, almost nothing else gives not only its user cancer but also anyone nearby -- and most smokers are unfortunate victims, physically addicted to smoking. Banning smoking improves the health of everyone, and it's inhumane to expect non-smokers to suffer from other people's habits.	17
Smoking is toxic, poisonous & cancerous- people should not have to breathe in the second hand dangerous smoke. I used to be a smoker but now I clearly see now how dangerous it is.	17,22
smoking of any kind must be banned in public area	14
Smoking should be banned in all crowded public places	14
Smoking should be banned in all high foot traffic areas where it is hard to dodge smokers. Not just in these entertainment districts.	14

Smoking smells disgusting and I don't want to smell peoples disgusting air when I'm in public :)	20/22
Smoking smells disgusting and I would rather not smell gross air that has a chance of giving me long term health effects in public	20/22
Strongly support the smoking ban in these key areas. There is nothing worse than walking past a smoker and inhaling second hand smoke or end up smelling like cigarette smoke. The more areas that are smoke free and inconvenient for smokers will hopefully translate to more rethinking the habit.	22
Studies show that public health improves every where and every time smoking is banned	17
Thank you for considering our health when making this decision.	Noted
Thanks for this new initiative. It will be wonderful to not have to sit at a pub and smell smoke while eating, or walking around shopping.	22
The closer we get to helping people understand how deadly smoking is by enforcing smoking restrictions on popular locations, the better. I fully encourage people in authoritative positions who have the power to enforce such restrictions to do so as much as possible. The less people smoking the healthier we are and healthier the environment.	2,17,20
The larger the smoke free areas the better! Second hand smoke is a big issue and the city of Vincent should protect its residents and visitors. Nothing worse than having smoke blown into you - it even gets blown inside cafes so you can't escape it.	12,22
The owners of diabolik smoke outside their shop all the time and it's disgusting, right in between two cafes. I wholeheartedly support the ban	Noted
The people coming home from the pubs drunk who urinate in my garden...I would prefer boundaries for this rather than smoking.	Noted
The smoke free area needs to be monitored and people smoking need to be moved on, given a warning and or ticket. The areas wont work if they are not enforced and supported by authorities.	2
The whole of the metropolitan area should be smoke free. Smokers should confine their habit to their own home.	12
There should be no smoking in public to improve our air quality	20
Think its a progressive initiative	Noted
Think it's fantastic idea.	Noted
This initiative by the City of Vincent is fantastic, considering non-smokers outweigh smokers there days.	Noted
This is a good start, but I would like to see smoking banned in every public space. I know I'm not the only one who has trouble breathing when there are smokers around, and we shouldn't have to be constantly reaching for our inhalers.	14
This is a great idea and can't come soon enough	Noted
This is a great idea.	Noted
This is a great idea. I'm tired of walking along public walk ways and being forced to breathe in secondhand smoke.	22

This is an excellent idea. Only 1 in 10 West Aussies smoke, so it makes sense to make a move for the health of the 9/10 who do not.	Noted
This is one of the most important measures the city can take to reduce the impact of tobacco related disease and illness and keep those of use who don't smoke safe from he harms of second hand smoke. This is great first step, then all the public spaces/parks should become smoke-free, then reduce the number of tobacco outlets and applications for licenses to sell, then CoV can be the first local government to be smoke-free...aim for 2025!	17,19,22, 28
This is so appropriate for me today - I was at the Eagles game at the Stadium - when I got off the train in Leederville to walk home the number of people smoking in lower Oxford Street was very uncomfortable. They were standing on corners, sitting at outside tables in restaurants and walking along the pavements.	Noted
This may be the most difficult area to enforce a no smoke area. Suggest posters in multiple languages that point out the health benefits of a no smoking zone. I support the initiative, it will be good for residents, workers and the many visitors.	4,17
Very excited for this to be a smoke free venue nothing ruins a night out than second hand smoke !	22
Very happy about this decision	Noted
Very happy this is being considered!	Noted
Very supportive of this initiative	Noted
Well done on the smoke-free environment you are working to create. City of Vincent Council need to use their discretionary authority every time a tobacco outlet wishes to operate in the City. Send all applications to the state administration tribunal, they will soon realise the mismatch between planning regulations and the public health act. Council's need the power to reject applications based on health concerns not just amenity. Good luck.	19
What a fantastic initiative! Thanks City of Vincent!	Noted
what a great initiative. keep pushing the boundaries CoV. great work	Noted
While I smoke on a casual basis I believe for the greater public goods, the proposed area should be smoke free to encourage family friendly environment	20,21
With smoking prevalence now at increasingly low levels, I feel it is appropriate to ban smoking altogether from our urban centres. I welcome all these proposals.	Noted
Would love for this to be more widespread around Perth. Having venues ban smoking much like Queens in Beaufort street are great first steps! People should not be forced to inhale the damaging second hand smoke anymore, it should not be encouraged either. I think banning it more widespread will also stop the occasional social smoker which I find a lot of my friends/loved ones become after a few drinks and it's very concerning.	12,22
Would love to see this spread to all High foot traffic areas.	28
Would prefer all public open spaces to be included too, particularly park areas where there are children play areas.	28



Yep, good idea	Noted
Yes Please include Cleaver Precinct West Perth	28
Yes, great idea	Noted
You should extend these borders further	Noted

**Comments opposing (134 comments)**

Comments	Summary (link to Key)
A simple question...Do smokers have rights? It is still legal to smoke and yet they are persecuted. However, the people living in the park at the end of my street...and yes I know homelessness is not against the law. However, publicly urinating and defecating. Would these crimes not be better addressing than smoking? The issue also pertains to health and hygiene. Children play where this public urinating and defecating happens, on a daily basis...do you have a duty of care?	7,9
Absolutely unnecessary. Nowhere else in the world is this ridiculous	Noted
Adult persons have their own autonomy and are capable of communicating with others if they are disturbed by the smoking of others. This freedom and autonomy should not be taken away from adults. Smoking indeed should be banned in areas that are predominately and/or frequently visited by children, those without adequate autonomy, NOT in areas that bars and places of leisure specifically accessed by adults exist, i.e. these main streets. In effect, businesses (who bring people to the city, by proxy adding significant value to the area) who have smokers as customers will see a dramatic drop in patronage caused by the City, will they reimburse this loss?	1,7,10, 21
Again stop trying to police people it is not your job nor your mandate. Look inside your own administration and stop trying to police individuals it not your job!	8
Again, it's overstepping a bit	8
all this is doing is putting the problem out of sight rather than dealing with the bigger health issues.	5,9
Another step in the right direction of a nanny state that doesn't actually care; that will charge you 45 dollars in tax for your preferred pack, that you will still be able to purchase within this very same district, and then fine you for stepping outside this establishment and consuming the very same product you just legally purchased. Bit of a joke. I'm sure the council has bigger matters it address like it's roads, footpaths, public spaces. Stop victimising smokers while profiting from them. Is there much smoking-related violence? Smoking related anti social behaviour? How often are you contacted about people minding their own business in a p u b l i c space smoking a cigarette by concerned Karen's? Once a year? Are you going to have traffic exhaust in the same high street? Are you going to ban consumption of alcohol within venues to avoid anti social behaviour? This is a pile of bull**** and you know it. Pick ya battles mate. Smokers have as many rights as non smokers. I dont like inhaling exhaust while I'm walking down the street, are you going to take action on the traffic related pollution on your dining strips too? Or toxic exhaust is fine?	7,19

As a non smoker, I don't like sitting next to people who smoke, so I don't. That is my choice. I don't believe you should remove the choice for those who do smoke to use their designated smoking areas wherever they are (streets too). I also don't believe excluding a group of people from potentially adding to the economy for areas dependant upon entertainment/retail revenue. Given building plans/approvals continue to include entertainment venues, it seems counter productive to restrict patronage.	1, 7
As above. It's not fair to further limit someone's wish to smoke safely outside. Non smokers can easily avoid people smoking outside if they are concerned.	5
As adults we make our own choices... Smoking its not a crime, as long as it does not affect other people - live & let live. It is a crime to sell cigarettes to minors & the police control this not councils.	7
Bad for business. Nil health benefits. Purely cosmetic.	1,17
Banning smoking from social centres is not ideal. Of course, it would be great if no one smoked; it smells, it's severely unhealthy and it's a bit off-putting. But I believe in the rights of people to do what they want with their body. And for us occasional smokers, it's nice to step outside for a cigarette every now and again when having a drink and meal with friends. Don't take that enjoyment away from us.	8
Banning smoking on one of Perth's only culturally diverse main streets is a holistically flawed proposal. What of international visitors who can (eventually) visit, Italians, Spanish, Japanese, Chinese and so on, how do we explain to those visitors who smoke cigarettes that some numpties thought this was a good idea. William St is a night spot and having a cigarette after a good meal is very pleasurable and in many cultures including our own is believed to aid digestion or at least pleasure from consuming nice food. Let's say this banning of cigarettes does go ahead. I for one would take great pleasure in ensuring I have my daily singular cigarette on William St to make a stand and to all those blind conformists who might, like aghast drivelling uncultured jellyfish, point at the narc-state signage referencing the ban I would just feel sorry for them as I continued to enjoy my toastie, chocolate and delicious full strength camel cigarettes. In all seriousness this ban would produce more conflict in the street between those who are going to smoke anyway and those who are hook line and sinker swallowing this current and very temporary overly conservative approach to mixed, multicultural cosmopolitan living. Find and address a real problem and rack off until you do.	6, 27
Banning smoking with so many laws and rules around it is ridiculous and really grasping at straws. Do something worthwhile to address the homelessness and violence.	9
<b>BLOW IT OUT YOUR ASS. IM GOING TO SMOKE WHEN AND WHERE I BLOODY WELL LIKE</b>	Noted
Business will be lost. Let people make their own decisions, as they will when going elsewhere instead. This is overreach and will even affect the likelihood of people wanting to live in the areas.	1,8
Completely unnecessary.	Noted
Don't waste our rates on these non important issues. I would like to see some report on how you even got to this point. Maybe you should consider banning alcohol, this has more social and adverse affects to society. You lot are really putting non important issues in rate payers faces.	8, 9

Don't force more people away from local venues using restrictive practices.	1
Enforcement of these measures will cost more money than any proposed benefit from being a smoker free zone	2, 8
Enough of the nanny state, stop trying to police the individual, councils are inherently corrupt work out your own administrative offices and leave the individual alone!!!!!! What comes next! By all means start policing the white middle aged idiots who are drinking in our kids playgrounds I have a big issue with that! It's not illegal to smoke or vape, so no you have no right to restrict people in such a way! Over all this crap!	7,
ever head of google maps, confusion on smoking on the street, the footpaths and within properties just another reason to close shop in the City of Vincent.....	1
Focus on homelessness. Focus on making sure businesses are lockdown resilient. Focus on youth mental health. Focus on the safety of women in public spaces. Focus on the safety of LGBTIQA+ people in public spaces. Focus on anything but this.	9
For someone that doesn't or does Doesn't smoke. I'm sure it would be very inconsiderate because it may cause severitys that we do not do not understand. Also If someone does smoke It would be very inconsiderate because of it being that they may have smoked for almost all their lives and going cold turkey Can also make them sick.	Noted 6
Help small business, don't hinder them more. They're suffering enough.	1
Hilarious waste of tax payer's money and hurtful to businesses, people who smoke are still going to smoke, they're addicted, they're not addicted to supporting local business	1, 8, 24
How are you going to manage the drunks from Queens etc from smoking? It's unfair to put the implementation of this onto the staff	2, 5
I am 79 and have been a smoker for 60 years because i tis something I enjoy. I don't drink alcohol nor am I an over eater. I have never smoked in any of these areas but feel it is extreme that a smoker who is in a restaurant or at a pub cannot go outside to enjoy a cigarette.	8
I am sick of the nanny state and now the councils are trying to dictate people's behaviour. It's not your job to police people. Just another step to far in my humble opinion. There are more pressing matters for the council to deal with and as a individual I want my freedom!	2, 8, 9
I believe that ciggarettes should be made illegal for sale before they stop people from smoking in public, I am heavy smoker and wish it was less accessible for the younger generation, banning smoking in certain area is not right if they legally sell ciggarettes, if a product cant be used on the street it shouldnt be sold at all	7, 19

<p>I do not support this unless federal govt make cigarette sales illegal.                  All hospitality venues will likely take a significant drop in patronage, especially the pubs. Way to go looking after those businesses after the covid restrictions, NOT! The COV obviously doesn't care.                  I also dont see mass smoking occurring anywhere so dont understand why COV is virtue signalling when there's many more important things they should be focused on.</p>	1, 9, 19
<p>I don't want to walk down dark alleyways in Northbridge to have a cigarette. There's already a few unsavoury characters around at night.</p>	5
<p>I don't particularly want smokers to be demonised by this proposal, it just makes a lot of sense that public areas with heavy foot traffic would want to limit potential for second-hand smoke inhalation by any vulnerable community members or children. Nice one City of Vincent.</p>	21,22
<p>I don't smoke but I understand the social side of it. I don't mind people smoking outside but to elimtate an entire area to no smoking seems excessive. My friend group will probably want to visit else where because they would have to leave the entire area to smoke. If I was fresh area I simply walk away from smoke.</p>	8
<p>I feel unsafe being out of sight</p>	5
<p>I live on Oxford Street - we don't have an issue with smokers on the sidewalk as it is except for the cafe bar - I can't remember the name of - in the evenings, and if you ban smoking that place will have significantly worse business and it'll mess with the whole Oxford St economy.</p>	1
<p>I really think it is criminal for paid office-bearers like yourself to squander taxpayers' monies on politically motivated issues like smoking and not addressing the issues of real concern. Will, there be a survey soon for us residence to respond to these issues...or will you just take on the soft targets like smokers?</p>	8,9
<p>I think people should have the right to smoke in open places as long as they don't litter. Seems like it's taking away from people's freedom to make their own decisions</p>	7,11
<p>I think smoking is well managed in the area already (particular smoking areas) and do not find it a nuisance. I therefore do not think the restrictions imposed are necessary for one of the most popular entertainment areas. I feel this will affect entertainment businesses (pubs, restaurants) when they are already struggling due to COVID. I believe there should be more freedom allowed.</p> <p>Also you cant make all the residential streets non-smoking as well, which means then you may push smokers around the corners onto residential streets. This wont stop people smoking, it will just move the smoking. As a resident, this would be a lot more of a nuisance than it remaining in the entertainment areas where it is being managed well/appropriately at the moment.</p>	1,5,24

<p>I think this decision is unwise and unworkable. I don't think you have thought through the consequences of this decision. Firstly, It will negatively impact the businesses who are already under stress from the impact of much more serious health concerns. This will reduce the number of customers who will access these businesses. Customers will vote with their feet and go somewhere else. Secondly, It will put smokers at risk because they will be forced into back alleys to have a smoke and criminals will take advantage of that. I believe violent incidents will rise in the area and that is not something people who visit and live in the town of Vincent want in their neighborhood or in their night out.</p> <p>This reminds me of the impact early lockout laws had on the City of Sydney. It destroyed the nightlife and many businesses closed as a result. That is going to affect the economic future of your City Council. Are you prepared for this? Already William St is struggling with many vacant storefronts. It's hard not to notice. This is very unappealing to visitors. Compare that with the vibrancy of Victoria Park. That's what the City of Vincent needs to be aspiring to achieve not this ridiculous virtue signaling.</p>	1,5
<p>I think this is a ridiculous initiative to be wasting resources on at a time when our communities are facing far greater public health issues.</p>	8,9
<p>I think this is a step too far in public health intervention - instead of empowering people to make decisions for their better health, you're instead ostracising them further through these mandates. Not to mention the safety of the smoking individuals if they are forced to venture far from their friends and people they know so they can smoke in some alleyway somewhere outside of the Vincent area, thereby risking being exposed to unsavoury individuals and people that would take advantage of those that are on their own.</p>	5,8
<p>I think this is way to far smoking is a personal choice once someone is in an open public space there is no concern for anyone else</p>	7
<p>I understand that smoking is a health risk but at present smoking is legal. The areas you have designated are all active for adults in the evening. They also have places that serve alcohol. The city puts forward a lot of initiatives yet policing is difficult. Alcohol causes just as many health problems plus violence yet it is tolerated outside venues in parks etc. when smoking becomes illegal then the ban will be legitimate until then you are starting something that is more difficult to police. People can ask others not to smoke around their children. Education is the best tool. I prefer not to live in a nanny city thank you. You already dictate more than is required. Ban alcohol if you want to give people better lifestyle choices or smoking in parks?</p>	2,7,18
<p>I'm concerned for half a street in the entertainment district being disadvantaged. I think it's a step too far.</p>	8
<p>I'm curious as to how you will enforce this. And how you will explain to the businesses that people won't be going to anymore. A person can't even smoke outside with a takeaway coffee on a stroll anymore? Inside is understandable, this is just ridiculous.</p>	1,2
<p>If cigarettes are legal sold to the public then the public should be able to smoke, I don't think it's right to pick and choose, I think you all should get together and make the sale of cigarettes illegal, I am a smoker and it should be illegal in general, it won't work otherwise</p>	7,19
<p>If people are outside and away from business entrances then there should be no issue as long as cigarettes are legal sale. The tax on cigarettes is huge and something the government is reluctant to "ban" given how much revenue it gains but until it is illegal, you should not be able to create smoking bans via boundaries in the area. I strongly disagree to this move. Focus on important things which will actually improve the council rather than shunning hard working people.</p>	8,9
<p>If they are outside in open air, are considerate of others then they should be allowed to smoke. It's impossible to police it.</p>	2, 7

If you ban smoking the Moon will have worse business and that place is an absolute establishment. Messing with smoking messes with the economy. It's bad for people, sure, but just take the money and don't mess with their autonomy. And in terms of vaping - I don't do it but it typically smells good, is often nicotine free, has exceedingly little health risks, and should really be taxed like cigarettes to boost the economy. Especially during COVID.	1,25
Imposing laws that impinge on very basic freedoms like smoking - especially in areas that are very explicitly entertainment centres - is counterproductive and ridiculous. I regularly visit William Street and would be appalled to hear that the local government are hurting small businesses like this. Smoking outside of restaurants and bars is an everyday occurrence. People deserve the right to make their own choices as to whether they partake in behaviours like these, their government should not interfere with that.	1,7,8
Instead of commenting on each of the individual boundaries I wanted to share my thoughts for the whole proposal in one place. I believe this proposal is bad for local business - particularly beloved entertainment venues, will drive people of City of Vincent town centres, and will cause many special events and projects to be moved out of the City of Vincent due to loss of reach and engagement with community members. Punishing and shaming unhealthy behaviours is not an effective tool for change and will only cause harm to the local community and businesses, this money would be better invested in educative and preventative programs.	1, 18
Is not intoxicated people fighting, urinating everywhere, pulling over bins etc, people passed out in shop doors or people unable to find a hotel room! not more of a concern than the odd smoker? Do you people think about these concern in any depth or are we just being politically correct and not addressing the real issues. Which being left unaddressed are escalating to serious issues. While we remove a few ashtrays!!! Oh and make surveys to engage the community... to which do you actually listen... or just tick the "we engaged them" box!	Noted 9
It has to be freedom of choice. There are also safety concerns pushing smokers away from venues particularly in the evening and away from CCTV capture	5,7
It seems a crime to target smokers when you have real and incredibly illegal criminal acts, public drinking, not using toilets, leaving used syringes on people's front lawns etc taking place that you're not addressing. Is that not bizarre of you?	9
It's not gonna be good for local businesses.	1
It's people's right to smoke if they want to, firstly. Ostracising them is not a healthy practice for community. Also, especially outside of local bars - if the police are enforcing the no smoking rule it will make the environment feel much less safe and comfortable.	2,5,7
It's unfair for current smokers and I think that enforcing the smoke-free boundary will do more harm than good	7
It's an entertainment district, you should be able to smoke here. It's also expected that people can smoke here. Would you rather people smoke in front of other people's houses?.	5,7
It's unfair to ban something that is legal. At least put designated smoking areas near nightlife	3,7
Just another choice taken away, what will be next?	7
Mad idea	Noted
No I don't think this is the right approach: I like going out where I can step outside for a smoke.	Noted
No way. I wouldn't go to my local if I couldn't step outside for a dart.	Noted

Not enough close-nit outdoor business to warrant such a ban.	Noted
Over the top regulation. If smoking is banned outdoors then ban exhaust emitting cars outdoors too. Live and let live - outdoor smoking harms no one else.	8,22
Overkill. Smoking is already banned in so many places. I dont have a problem with that. I always go away from people to smoke even if that means going into a 'no smoking zone' (outside of course). However being female, I'm worried about having to go into a side street or alley in order to have a cigarette for safety reasons.	5,8
Oxford street is a bustling hub of night life and culture and it does not make sense to make that area smoke free. It will also encourage smokers to move further from lights and people and put themselves at a greater risk of assault	5
People have rights... I may disagree with smoking but smoking is one of those rights. I find the swearing and unsupervised children more concerning. Do you have a duty of care there? Also those who leave near like myself find litter and bottles on our fences a concern. Will you soon be addressing these issues?	7,11
People have the right to make their own choices, smoking is not illegal.	7
People should have the freedom to smoke. This is discrimination against people who suffer from mental illness and the lower class. I do not smoke, though I believe in freedom.	6,7
People will rethink using these businesses	1
People will stop coming. You will destroy small business over time. You may think it's a good idea now, but what about when bus loads of over seas tourists decide to avoid the area as they can not enjoy a cigarette / vape? Just makes no sense.	1,27,25
Ridiculous	Noted
seems like it will hurt businesses like bars	1
Small business are suffering already.	1
Small business is going through enough with covid. Give them a bloomin break!!!	1
Smokers will have to leave to more unsafe areas. I have been attacked only on side streets, not William.	5
Smoking is not illegal, councils are pushing so many boundaries already leave the individual alone if they want to smoke or vape it there choice . If you are going to police anything then stop corruption in developers destroying our older homes without a care or white people drinking in kids playgrounds!	7,9
Smoking should be limited to smoking sections in hospitality venues - not banned. There are smoke-free venues in Vincent and people who want to visit smoke free venues should do that.	10
Smoking/vaping is not illegal to a demographic of population who spend a lot of money in these areas. These restrictions may force some parties to spend there money elsewhere.	1,7

Stop policing the communities vices & free will during major worldwide crisis'. Our public health system needs to be invested in better and has bigger fish to fry. This "smoke free section" concept will just hurt businesses, divide social groups & leave our homeless community even more vulnerable to be moved on/hidden away. I highly valued seeing & meeting people in different financial hardships from my own lived experience as a child growing up, it taught me empathy, gratitude and how to put myself into their shoes of perspective. Stop policing and nit picking at our community, focus on the bigger mental health support issues we currently have. These comments apply to all the smoke free sections proposed.	1,9
Such a hard crack down is forcing people to not attend certain venues and is unfair to ban an entire precinct.	1
that would be affecting local business very badly on weekends, considering the William street portion between Newcastle and Roe street wouldn't be smoke free, if you will kill the last of the businesses on that top part of Northbridge	1
The downside to all of these proposals is that smokers then congregate in nearby areas bringing more smoke and butts into these areas.	5,11
The existence of smoke-free areas is an infringement of the rights of smokers to indulge in a perfectly legal activity that does not cause any harm to anyone (the evidence that second hand smoke in an outdoor setting is harmful is weak to non-existent). Any concerns about littering (dropping cigarette butts etc) can and should be addressed under existing legislation. I would contend, therefore, that the proposed smoke-free areas should be much smaller than you have proposed so that smokers are not prevented from exercising their right to smoke across such large swathes of the City of Vincent. And in particular there should be areas around shops, offices and pubs where smokers are able to smoke without having to scurry away down side streets. Smoking may be a minority activity these days - and as a non smoker I think that's a good thing - but discriminating against minorities is generally recognised to be a bad thing and should be opposed rather than supported by local government. This comment is equally applicable to all the areas you have identified.	5,6,7,11,13
The road to hell is paved with good intentions..... And a fine road it is... And starts with the first step.... I say perhaps you do not take that first step.. Alex from the Paddington Ale House	Noted
There are already bans in place for smoking . This is taking it TOO far. You can't divide streets and areas up, extremely inconstant	8
There are bigger issues you should be dealing with than who smokes where, for example, aggressive drunkenness and abusive behaviour in the entertainment areas or homelessness	9
There are far more issues to focus on than trying to shame smokers being outdoors!	Noted
There is bigger issues like mendacity, drug use or homelessness in this area to fix, banning smoking in these entertainment strips will definitely penalise those hospitality businesses	1,9
There's bigger issues to worry about honestly.	9
These are entertainment precincts, and while I can understand the desire to make them safer for all people of all ages, I feel this is a step too far, and is more than likely going to lead to reduced visitors in your area that are willing and able to economically support businesses in these places (i.e. adults)	1,8
They are not illegal and it is a public space in open air.	7



They are not illegal and it is a public space in open air. It could also be very unsafe to be sending smokers off alone to walk an entire block to get somewhere to smoke when they are out and have been drinking or are a vulnerable person. The areas outside the non smoking zone are the quieter more unsafe areas where no one is around for protection. It is also an inconvenience to smokers who may work or reside in the area taking away their own personal freedom. I believe banning cigarettes is a matter for the federal government to address, currently cigarettes are charged a very high tax as it is, providing more money to the government shouldn't limit your freedoms.	5,7,8
Think this is a step too far. Why not start with banning cars, they pollute the air more than smokers do. Why not focus on a education campaign rather than banning. This will impact on some established businesses. People will have to go around corners and this might be a safety issue at night. How will it be policed? Aren't there more pressing matters to deal with. How much resources have been given to this project.	1,2,5,8,9,18
Think this is a step too far. Why not start with banning cars, they pollute the air more than smokers do. Why not focus on a education campaign rather than banning.	8,18
This is a nightlife area which is generay less family friendly, I believe it would be overly restrictive to ban smoking in this area.	8,21
This is a really draconian move. There are more important public health issues at play. Even focusing on homelessness would a better use of your time.	8,9
This is a ridiculous waste of ratepayers time and money. How are you going to stop people smoking near pubs or other drinking establishments? This is completely unenforcable and pointless.	2,8
This is a step too far in citizen control. Unnecessary!!	8
This is a terrible idea as it will alienate potential business	1
This is absolutely ridiculous and is going too far.	8
This is an unnecessary restriction on personal freedoms. I feel the current exclusion areas from venue doors and alfresco areas are sufficient. It will inadvertently create safety issues for workers forced to smoke in rear alleys and less frequented areas. I am yet to hear a single good reason for these proposed changes in what most consider to be the 'entertainment precinct"	5,7
This is council over reach. Smoking is not illegal and yet here the majority are victimising a minority. This issue has not been called upon by residents of Vincent and yet here we are slanting the results of surveys to prosecute the views of a few councillors.	7,8

<p>This is in my opinion overreach by the shire....                  The shire should in my opinion concentrate on the following                  1 collect the rubbish                  2 clean the streets                  3 empty stormwater drains                  4 return lost dogs to owners.....                  And take great pride in this work.                  It is very important work.....                  Keep the shire clean,                  After all cleanliness is next to godliness.                  Good luck with you work....</p>	8
<p>This is minicipal nonsense and over-reach. How are you going to enforce it? What are the penalties? How many signs will be needed? are you going to provide ash-trays on all the boundary points to avoid smokers stubbing out their fags on the ground? And how often will you empty them? What will all this cost? Ridiculous waste of time money and effort. And how will you monitor the effectiveness of this policy? It's reminiscent of when Vincent was a "nuclear-free zone." Focus on your core business.</p>	2,4,8,11,23
<p>This is NOT the time to be putting small business under more pressure. As if covid wasn't enough.</p>	1
<p>This is ridiculous as a non smoker and rate payer you are going to destroy the liberty of peoples rites. I've never heard anything so ridiculous and becoming a nanny state again.</p>	7
<p>This is to far</p>	Noted
<p>This is too restrictive of people's rights. One step too far.</p>	7,8
<p>This is way to far</p>	Noted
<p>This is way too far in citizen control. There are way more prevalent public health issues like access to toiletries/hygiene supplies for women, as well as supporting the businesses that already exist not on a main strip. This is clearly a cash grab and an attempt to overreach past people's rights</p>	1,8,9
<p>This proposal is taking away people's civil liberty and right to live the way they want to.</p>	7
<p>This proposal will put another nail in the coffin of already struggling businesses. You will not get more people to visit the town, you will get less!</p>	1
<p>This should be determined by business owners individually, not by the City. It is regulatory overkill.</p>	8
<p>This sounds like a major kill-joy campaign. There are much better public health initiatives the City could focus on. Homelessness and meth are pretty bad for people too.</p>	9
<p>This will force people to rethink using businesses in this area.</p>	1
<p>This will impact so many businesses in and around Northbridge and make it a less desirable destination. PLUS... this is a really draconian move. There are more important public health issues at play. Even focusing on homelessness would a better use of your time.</p>	1,9

This will just anger alot of people. We already don't smoke inside	6
Unnecessary.	Noted
Until it becomes illegal to smoke then it's in peoples rights to do as they please , there's already massive restrictions on smoking and businesses struggle enough places like the garden / bills bar / Armani bar etc are going to struggle as people who smoke are addicted they will choose places they can go with designated smoking areas ( like these bars already have ) your just making it even harder for businesses that are already smoking. It's not going to smoke people from smoking there just going to choose to go elsewhere . As much as you may think it will appeal to family's / non smokers it makes no difference they will come to the area regardless . I don't think your thinking about the businesses and these are the businesses who struggled the most through Covid they don't need even more restrictions . The government should be making the call and making smoking illegal to prevent a problem. We don't need town centres making there own rules to segregate people .	1,6,7,8,
While I appreciate the necessity to have smoke free venues I also recognise that smoking, like drinking, is a legal form of drug use. Trying to ban smoking in public areas creates a sub class of individuals that will try to sneak a smoke or be relegated to residential side streets dropping their butts in peoples gardens rather than catering for the 15% of smokers in the community and trying to manage the process. Eventually smokers will die out, one way or another, but I think there's still to many smokers to make this concept a practical option.	6,7,11
Who is actually complaining? Just leave it and worry about something else	9
Who is going to enforce this? The small business owners? I believe that this will only cause conflict and will achieve nothing else. Smoking is not illegal. People are allowed to smoke in outdoor areas. The City of Vincent is not the Department of Health. This sort of initiative should be coming from state government, not at the local level.	2,7,8
Who is going to pay for the policing of this smoking ban ? Ratepayers, that's who. Councillors are spending our rates like drunken sailors.	2,8
Why is the City giving an unfair advantage to other businesses outside of its jurisdiction when stakeholders currently comply with WA Health Department Regulations? Is the City simply grandstanding on internal/external KPA's opposed to enacting something they will just simply not enforce ? The drawings the City have produced are vague and not very transparent and simply will cause undue stress and concern on Small Business operators.....	1,2
Why on earth is it up to a local council to limit a legal activity. If you want to make change, start petitioning government to ban cigarettes in Australia. This is nothing but a big brother attitude telling people what they can and can't do. I don't smoke but have friends who do, I don't want to be at a pub and have friends walk 2 blocks away to have a cigarette. We are adults, and it's an adult activity.	7,8,19
William street is a bustling hub of night life and culture but it can also be dangerous at night. Forcing smokers out of sight is alienating people enjoying our night life and putting them at a greater risk of assault	5
Yes this will alienate potential business and is communistic. Please have some concern for the local trade and people's rights and abolish these potential policies.	1,7
You aren't stopping people from smoking. You're pissing off your residents by trying to micromanage their lives.	24

You have better things to be doing with your time like creating homeless shelters and collection drives for those affected by covid. There is not a rational government in the world that defines "health" as penalising the unhealthy. Ridiculous!	9
You will lose alot of business by doing this. It is discrimination.	1,6

**Other Comments (52 comments)**

Comments	Summary (link to Key)
Allow smokers some rights. Generally they congregate. Give them close by smoking areas on the streets if you must ban it.	3,7
Alot of restaurants and bars on that strip, a place for people to smoke would be good. Non smokers can avoid and smokers can have a cigarette.	3
As an ex smoker and musician, I think it's very important to still provide safe places for patrons of venues to smoke, otherwise people will be going down alley ways, possibly in danger. Also, if the smoking ban extends to venues, both venues and performers will suffer sever financial loss as most of their demographic are smokers.	3,5
Due to social ostracism I generally only smoke at home or where I am with non judgemental people.	Noted
Got a light?	Noted
Has any consideration been given to the side laneways off Beaufort St where smokers may end up congregating?	3
Has the provision of smoking areas been considered to encourage people to stay within the commercial areas rather than the residential areas?	3
High density outdoor eating.	Noted
How are you going to stop people from smoking in their vehicles or on roads/footpaths/outside their properties?	2
How is this going to be enforced?	2
how what does the policy mean? no alfresco/street smoking?	Noted
I have concerns about how this will be implemented or enforced given it is a high traffic area. Actually this applies to all 5 locations.	2
I think there are larger public health issues than smoking in the street.	9
I work with people who design the built environment and we have often discussed the efficacy of the anti smoking measures we get to see.	Noted
I would be interested to know the proposals for policing these changes should they be agreed. Is the intention for this to be self policed in which case it makes no sense to spend taxpayers money on the consultation as it won't happen.	2, 8
I would much rather see some effort going into graffiti remediation than the policing of a non issue.	9

Is it worth creating smoking areas where they can go, so they don't move into other areas? Already I walk with my pram past the Tafe and there's smokers up and down the street.	3
Not there that often so not sure how much of an issue it is	Noted
OH HONEY, YOU REALLY DONT WANT ME TO SAY WHAT I THINK	Noted
Please address the illegal act of littering before tackling the legal act of smoking.	7,11
Please advertise this and make people more aware that smoking caused secondhand problem to non smoker too.	22
Please don't have additional signage - there must be another way to communicate without numerous poles and street signs	4
Please ensure it's clear that standing on the very corner of Beaufort and a cross street to smoke is not appropriate. Waiting to cross the road with smokers nearby is worse than just quickly walking past.	28
Please partition this to town of Cambridge!	Noted
Public place	14
Pubs have lost their smoking area's forcing smokers onto the sidewalks. This is even more irritating for passers by. They have to pass through a large cluster of smokers or walk on the road. The smokers sections is traditional for entertainment/ pub venues. Even as a non smoker I would always sit with my friends in a smokers section outside. It brings a relaxed vibe to Beaufort street and keeps everyone happy. I think large venues must allow a section for smokers in their outdoor areas.	Noted
SCREW YOU	Noted
SHOVE IT	Noted
SHOVE IT UP YOUR ASS	Noted
smoke free areas push smokers to have to walk to unsafe, unlit areas like back alley ways surrounding these venues which are often dangerous, especially for women. please consider an alternative option like designated visible areas that non smokers can avoid. smokers deserve to feel just as safe as non smokers	3,5
Smokers can frequently be found outside the Paddington Ale House and the Oxford Hotel. How will the smoke free zone be implemented? Will these individuals will be able to move onto nearby Fairfield Street and Anzac Road?	5
Smoking areas should be allowed at the Paddington ale house and the Oxford pubs.	10
The boundaries as they stand will not work, merely push smokers off the main street by a metre or so. Just make all of the City of Vincent smoke-free.	5
The City should liaise with City of Perth to extend this south of Newcastle St. This is where it would matter most.	28
The current regulations are sufficient. All venues are non smoking and move smokers away from congested areas. You could potentially look at designated smoking areas in particular busy areas of northbridge for patrons leaving venues to smoke.	3
The rose mount hotel should have a designated smoking area.	10
There are bars in the vicinity and the public should have the right to smoke when they're out spending money	7

There should be designated public smoking areas instead	3
There should be designated public smoking areas instead get	3
There should be designated public smoking areas instead. People smoke for various reasons and leave venues to go where directed already, an entire street would make things complicated and cause unnecessary segregation and people filtering into hiding spots just to have a smoke.	3,6
There's already a law that you can't smoke within ten metres of a venue- why do we need more policing?	Noted
This participation exercise in policy making is not great. Please consider asking where people would prefer to have no smoking zones. Maybe do an exercise with a map displaying the LGA, give pins to residents/visitors and ask where people would like no smoking to be/where they would like to smoke? They would then place them on the map. (This could be digitised too).	Noted
Too many hospitality venues near by	Noted
TRY AND STOP ME FROM LIGHTING UP	24
We don't need to give the police more reasons to hassle the citizens	2
What would this mean for Shesh Besh?	10
When is the next election for mayor? The current numpty needs to go	Noted
Whilst I support these hubs I appreciate this will be difficult for local business owners especially bars. Leederville and Beaufort st are already seeing a bit of turnover and empty shops so I hope there are other things that can be implemented to support and keep local business' in the area.	1
Why isn't the city of Perth collaborating with this?	28
will you initiate a on-the-spot fine if people are caught smoking in any of the 5 areas (after an initial trial period)?	2
Wouldn't it be great if councils focused on improving areas and encouraging business and night life? Wouldn't it be nice to have free parking and supporting businesses during such difficult times?	Noted
You have pretty much managed to include every tavern and pub in Vincent within these boundaries.	Noted

E-mail and Letter responses – All comments (combined):

Key

1	Negatively impact business	2	Ability to enforce	3	Designated smoking areas
4	Visible and clear signage	5	Safety of moving smokers to side streets	6	Impact on vulnerable people
7	Smokers have the right to smoke, it's not illegal	8	Step too far/waste of money	9	More important health issues to focus on
10	Smoking at licenced premises	11	Littering to be addressed	12	Make boundary larger/increase to other areas
13	Smaller areas	14	Public Places should be smoke free	15	Not a good idea
16	Support people to quit	17	Good for our health	18	Education
19	Reduce Tobacco Outlets in Town Centres	20	Clean air and clean streets	21	Positive impacts for families and children
22	Reducing Second Hand Smoke	23	Monitor/evaluate project	24	People will still smoke
25	Vaping to be prohibited	26	Good for town centres	27	International visitors
28	Other suggested areas				

Comments	Summary (link to Key)
<p>Hi Caroline,</p> <p>Thanks very much for your response.</p> <p>I am an ex-smoker and always notice when people are smoking. I live and work in Vincent (North Perth), and its rare that I see smokers.</p> <p>But, if we were to sit and observe near the plaza in North Perth, the people smoking predominantly are vulnerable. This is clearly a subjective judgement, but there is an anecdotal correlation between public smoking and, for lack of a better word, struggling. I hold deep concern that these people are merely going to be more displaced from a sense of place and belonging.</p> <p>I further hold caution that the 85% positive response rate to Council's surveys was not just about smoking and public health.</p> <p>I strongly oppose this ban until Council has a more solid plan to support vulnerable people within our community who may experience displacement from our town-centres as a result of this policy.</p>	6

<p>Hi Caroline,</p> <p>I was just filling out the Survey for Smoke Free town centres, and before completing it had a few questions.</p> <ol style="list-style-type: none"> <li>1. What legal mechanism does the City possess to declare an area smoke free? Is it a local public health policy? Or state legislation?</li> <li>2. What enforcement will it be using? Fines? Orders to leave the City? Who will be enforcing this, and what are the penalties?</li> <li>3. How is the City addressing addiction for people who are smokers? How does displacing these people, support them? How, in other ways, will the City support any vulnerable people that it is displacing?</li> <li>4. What evidence does the City have to support the assumption that setting boundaries on smoking will reduce smoking rates?</li> <li>5. To what extent does the City believe that the health of non-smoking Vincent residents is impacted by passive smoking on the street?</li> </ol>	<p>2,6,21,22</p>
<p>Dear City of Vincent &amp; John</p> <p>I am emailing with respect to the proposed implementation of the smoke-free town centres in the City of Vincent.</p> <p>As a general comment, I am worried that implementing a smoke-free ban in the City of Vincent's social hubs is a backwards step for a local council which I see as promoting a modern, liberal approach to life. I have lived in the City of Vincent all of my life (27 years). What I cherish about the City of Vincent is the diversity of its residents. When one goes to a social hub (like William St or Angove St) you see a variety of people of different ages, backgrounds and occupations. Some of these people like to smoke, others don't like to smoke. Some of these people like to exercise, others don't. Some of these people like country music, others (thankfully) don't. I feel that mandating a particular way of life (that is, not smoking) in a shared, social hub is the antithesis of the multifaceted and beautiful (yet sometimes, like humans, imperfect) local council which I am proud to have always called home.</p>	<p>8</p>



<p>G'day Caroline,</p> <p>Unfortunately I cant make the information session. Will there be a session on making the streets lighting better and keeping people safe coming up anytime soon? Perhaps a session on keeping the plane trees under control to help with the mess and peoples allergies? I would happily attend one of those.</p> <p>To me it seems a little redundant to make (not even) 500metres of street smoke free when, surely, council could concentrate on something a tad more constructive. The area which is outlined is generally populated a minimum 50:50 people who can and can barely speak English so I am intrigued to know how it is intended to be policed.</p> <p>The real problem I have is that we have clientele that enjoy sitting in comfort and relative quiet to have a few drinks and smoke a few cigarettes or vape and not sitting in a mass populated, loud venue which are more common after Newcastle street. If this was to go ahead, it would be driving people to go somewhere a bit more 'free' to enjoy there time and money which I am sure the council wouldn't want. Remembering we are still in a pandemic of sorts and keeping people within the small businesses that are within the council, helping the local economy etc should really be top priority and not the fact that some people don't agree with others life choices.</p> <p>Personally, I will not condone nor police this and only hope we can really think about how we, together, can make life a bit better for all involved rather than trying to push for silly nuisances.</p> <p>Enjoy your time off. And feel free to call or pop in if you wish to talk or have any queries when you are back.</p>	<p>1, 9,27</p>
<p>To whom it may concern,</p> <p>I work and volunteer in the City of Vincent and wanted to congratulate the Council on it's proactive initiative to restrict public smoking. This is a fantastic policy and one that is well overdue. Thank you for pursuing this, and I wish you all the best with successfully implementing it as quickly as possible.</p> <p>Warm regards,</p>	<p>Noted</p>

<p>I hope this email finds you well.</p> <p>I am keen to get a bit more information of what, if anything, has has been agreed to between the Town of Vincent and The Queens in terms of The Queens being non smoking please.</p>		10
<p>Hello Caroline,</p> <p>As discussed, passing along the feedback that I received at the Leederville Connect town team meeting on 21 July and from the Leederville Town Centre Place Plan consultation that closed on 5 July.</p> <p>Leederville Connect:</p> <ul style="list-style-type: none"> <li>• If Smoke Free Town Centres are to happen then they <u>all</u> need to be implemented and all implemented <u>simultaneously</u>. Otherwise, for example if Leederville Smoke Free Town Centre were to be implanted first or as a stand-alone, then it might influence someone to choose another town centre (e.g. Mount Hawthorn) or another destination (e.g. Perth CBD) which would mean Leederville would lose spending and potentially for years to come if it develops a reputation as the only smoke free place.</li> </ul> <p>Leederville Place Plan (verbatim):</p> <ul style="list-style-type: none"> <li>• Make Leederville Pde smoke free. It's 2021 and you can't sit outside without being poisoned by some inconsiderate idiot sucking on a cancer stick.</li> <li>• More outdoor seating for shops, but ban smoking. Let the filth go to Northbridge where they belong.</li> <li>• Quality over quantity and anyone who thinks we need smoking because otherwise we lose customers, forgets about how many stay away because of the filthy cigarette smoke everywhere. If we build it, THEY will come. (If you are too young to get that reference, go find a Gen X to explain it). (these first three are from the same submitter).</li> <li>• 6.4 - Pubs should take more responsibility when it comes to customers smoking just outside their venue.. Better signage &amp; enforcement. most business in Leederville are food related, it makes it harder in convince customers to 'dine in' when all they can smell is second hand smoke. not nice. negative effect on business's</li> </ul>		1, 2, 4, 17, 26
<p>Good Morning Caroline,</p> <p>Thank you for your email and the news about such a great initiative. We are very supportive of this idea and hope in future other councils can follow a similar path.</p>		Noted
<p>Hi Caroline</p> <p>Sorry but I am not available on Wednesday 28<sup>th</sup> July. But I am in full support of any smoking restrictions you propose.</p> <p>Regards</p>		Noted

<p>Re the article in The Voice Newspaper 3/7/21, may I applaud your proposal and offer my support. The amount of times I go to support small business and have a coffee and cake, and often end up ingesting passive smoke instead. It seems insane when hospitals are in a deplorably tragic crisis in Perth but state government love the flow on cash cow and put tobacco tax revenue above the health of it's citizens.</p> <p>Any reduction in smoking in crowded areas is welcome, I hope you are successful, and also set a precedent for other councils to follow.</p> <p>Regards</p>	<p>Noted</p>
<p>Hello</p> <p>I would like to offer my views as a resident on the proposed Smoke Free Town Centres.</p> <p>Tobacco smoking is a needless killer, and a major public health issue. My father had a stroke at 50 because of his cigarette habit, and it changed his life irreversibly. My Grandfather died of pulmonary fibrosis caused by years of being exposed to secondhand smoke in his office.</p> <p>Plain packaging, the end of smoking inside venues and the tobacco excise have been massive public health wins in Australia. Smoking rates are at record lows, and I'm sure that the statistics show that preventable death caused by smoking is decreasing.</p> <p>Good progress is being made on a serious issue and on an issue that is close to my heart - but I don't believe that it's fair to prohibit smoking at licenced venues who utilise council land for their smoking areas because I am not convinced that the hassle for the one in ten smokers is benefiting the 9 in 10 non-smokers.</p> <p>I regularly go to Wines of While. Many people smoke there. If I find that smoke intrusive, I sit inside or sit upwind from them. It's the same when I visit my friends who smoke (which are few and far in between).</p> <p>I don't like walking behind smokers, but I couldn't tell you the last time it happened.</p> <p>I see people out the front of venues smoking. I walk past and frankly I cannot even remember if I noticed the smell or whether it was intrusive.</p> <p>I just cannot see the Smoke Free Town Centres as a proportionate response to a relatively minor community issue.</p> <p>If compromise must be sought, I would like to see the curtilage of the smoke free zones to exclude licenced venues - including those who are allowed to operate on council land. Falling short of that - a non-smoking period (say between 6am to 8pm) could be considered.</p> <p>Thank you for taking the time to read my submission.</p> <p>Yours sincerely</p>	<p>17, 10, 9</p>

 <p>Government of Western Australia North Metropolitan Health Service Mental Health, Public Health and Dental Services</p>  <p>Ms Caroline Dewey Senior Public Health Officer City of Vincent 244 Vincent Street LEEDERVILLE WA 6007 Email: mail@vincent.wa.gov.au</p> <p>Dear Ms Dewey</p> <p><b>SMOKE-FREE TOWN CENTRES COMMUNITY CONSULTATION</b></p> <p>Thank you for providing the opportunity to respond to the latest City of Vincent Public Health Plan 2020-2025. It is wonderful to see smoke-free initiatives taking place, such as the Smoke Free Town Centres proposed. The North Metropolitan Health Service (NMHS) Public Health Unit supports this initiative and congratulates all staff involved in their efforts for the preparation of this plan.</p> <p>NMHS is a health service provider that focusses on maintaining and improving the health of more than 729,000 people within the north metropolitan area. There are 11 local governments within this area, including the City of Vincent. The Public Health Unit sits within the Mental Health, Public Health and Dental Services (MHPHDS) division of NMHS.</p> <p>Current evidence substantiates that there is no safe or acceptable level of second-hand smoke exposure, proving that even minimal exposure can affect the wellbeing of the whole community.<sup>1</sup> It has been found that for every eight smokers who die from a smoking-related illness, one non-smoker will die from second-hand smoke exposure.<sup>2</sup> This reinforces the need for preventative measures to be imposed within the community to promptly protect people from exposure to tobacco smoke.</p> <p>The Western Australian Burden of Disease Study 2015 showed that within the North Metropolitan Area, tobacco use is still the leading cause of total burden of disease, coinciding with national findings recently published by The Australian Institute of Health and Welfare from the report 'Australia's health 2020: in brief'.<sup>3,4</sup> Focussing on creating environments that eliminate second-hand smoke exposure aligns with a key priority area within The Western Australian Health Promotion Strategic Framework 2017-2021.<sup>5</sup> The State Public Health Plan for Western Australia 2019-2024 also reinforces that restricting smoking in public vicinities has been an effective method for reducing the community's exposure to second-hand smoke, as well as aiding in the denormalisation of smoking.<sup>6</sup> Previous efforts surrounding smoke free environments were implemented by the City of Perth in 2013, which included the Hay and Murray Street Malls, as well as Forrest Chase.</p> <p><small>Mental Health, Public Health and Dental Services, 54 Salvado Road, Westley WA 6014 Telephone (08) 9222 8528 Joanna.Fagan@health.wa.gov.au www.nmhs.health.wa.gov.au</small></p>	<p style="text-align: center;">2</p> <p>Implementation occurred due to interaction from community members who raised concerns and complaints regarding the prevalence of second-hand smoking in the malls.<sup>7</sup> Evaluation was completed during the period between June 2014 - August 2015 looking at compliance rates, which showed an 80% reduction in smoking rates, 12 infringements issued and over 3500 people spoken to by the City of Perth Rangers.<sup>7</sup> Challenges discovered post implementation included the congregation of smoking in other areas (such as adjoining laneways), finding a balance of duties for City of Perth Rangers, educating non-frequent visitors/tourists, managing complaints and responding to media enquiries.<sup>7</sup></p> <p>Another example includes the Queen Street Mall in Queensland. The local law responsible for prohibition of smoking in the Queen Street Mall was passed by the Brisbane City Council preceding the inauguration of smoke-free legislation which occurred in 2016. At any given time, the Council stipulated that 100 people had been smoking in the mall prior to the passing of the law. Council officers had been advised to begin a formal public consultation process. The public discussed concerns surrounding the health impacts of second-hand smoking with 83% of respondents supporting a total ban in the Queen Street Mall, following an online poll completed on the City Council's website. Following the implementation of this ban, it was observed there was a laneway in close proximity, excluded from the smoke-free area, where smokers were congregating in large numbers, which had not been accounted for.<sup>8</sup></p> <p>The City of Melbourne has also undertaken extensive work in creating 12 smoke-free areas in total within the municipality. Their first laneway, the Causeway, became smoke-free in May 2014, with the latest smoke-free area being the Market Street Park which became smoke-free in September 2020.<sup>9</sup> It was shown through extensive engagement with the public that there was strong advocacy within the community for these smoke-free areas.<sup>9</sup></p> <p>It is encouraging to see numerous smoke free initiatives taking place nationally, and whilst overall smoking rates have reduced, challenges continue to remain within our communities. It is important now, more than ever to broaden the smoke-free environments. Thank you for taking the time to read our written response. We look forward to seeing the progression and implementation of this Public Health Plan.</p> <p>Should you have any queries or require additional information, please contact Krista Coward, Manager Health Promotion on (06) 9380 7767 or via email Krista.Coward@health.wa.gov.au.</p> <p>Yours sincerely  Jo Fagan DIRECTOR PUBLIC HEALTH 16 July 2021</p>	<p>2, 5, 17, 18, 22, 27</p>
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<p><b>Submission in Opposition to the proposed "Smoke-Free Town Centre" on William St, Perth.</b></p> <p>To the City of Vincent,</p> <p>I'm writing in opposition to the proposed draft boundaries as identified in the City's Smoke Free Town Centres Diagram of the Perth/William Street smoke-free zone.</p> <p>I am the owner of Wines of White, a small business close to the corner of William St and Brisbane St (458 William St), and have been here for just over 3 years. The bar caters to 50 people max, with wholesome food, natural (biodynamic/organic-no additives) wine and a community atmosphere. We were awarded Australian Gourmet Traveller "2020 Bar of the Year" in their Annual Restaurant Awards, Young Guns of Wine "Best New Haurt" in the same year and were awarded 5/5 Stars by the prominent food writer Max Veenhuizen in the Sunday Times Magazine. In addition we have a Google reviews rating of 4.6 from 147 reviews. We have a loyal following and an open acceptance policy, where customers feel safe to be themselves and express their right to freedom.</p> <p>As mentioned, Wines of White has a maximum occupancy of 50 persons, 26 of which are required to sit in the alfresco area which is on the footpath of William St. We operate under an Unrestricted Tavern Licence and as such legally have 50% of our alfresco area designated as a smoking area. We have a considerable number of customers who smoke. They are mandated to do so while seated and in the 3 years we've been open, we've had just 1 customer request a smoking customer butt-out, which they did promptly with no animosity.</p> <p>I have also resided in the City of Vincent on Bulwer, Lake and Ruth Streets for over 10 years, all within 400m of bar's location on William St, and thus have a very accurate awareness of the demographic of local residents.</p>	<p>I chose to establish my business at the location on William St where it now resides based on not only this extensive knowledge of the local people, but also research and community questionnaires conducted to confirm my hypothesis that the proposed address would be suitable. I chose William St because of the close proximity to customers who had an interest in natural wine, European style alfresco drinking environments and a sense of freedom. As mentioned, a significant number of my clientele also happen to be smokers (through communication with all of my staff, it is estimated that 30% of our customers smoke tobacco or vapes).</p> <p>The basis of my opposition is multifactorial and is broken down below:</p>	<p>1, 5, 7, 8, 11, 21</p>
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<p><b>Loss of Customers</b></p> <p>A direct and certain result of this new policy, if William St is included, will be the loss of a significant number of my customers. Patrons who wish to sit in a smoking alfresco area are legally afforded that right by the State and Federal Government. That liberty will be taken from them by this City, however they will be free to smoke in similar venues just off William St, the Hotel Northbridge, Vincent (20m away) and the Brisbane Hotel for example. This loss of customers is a certainty, I know this because I run the business, know the customers and have asked their opinions. The City suggest that I will "get new customers" because people are no longer allowed to smoke on William St. Besides this not really making sense (there is already a smoke-free area of the bar's alfresco) it is also just a guess, not backed by any specific knowledge or data. The result of the action by the City to ban smoking on William St will be a loss of customers and thus income. Will the City reimburse my business should William St be included?</p> <p><b>Inappropriate Location</b></p> <p>Submissions by the City of Vincent claim that via Community Consultation, 85% of respondents claim smoke free environments to be an important issue. Besides being given no detail about who these respondents were, their demographic details or how frequently they were on William St, there has been no information given on whether "smoke free environments" in the context of the consultation referred to entire streetscapes (rather than for example, playgrounds, post-offices, designated public entertainment spaces).</p> <p>The demographic and thus concerns of local residents and/or visitors to businesses on William St, are significantly different from one suburb to the next. And it is inappropriate that the concerns of say, the family-oriented population of Mt Hawthorn and Leederville, extend to the population of William St.</p> <p>I agree with the City that a smoke-free environment created by banning smoking in Leederville and Mt Hawthorn would have an appropriate benefit, with large numbers of children frequently</p>	<p>present. William St, is however NOT frequently visited by children. And given my business also operates beyond 4pm and into the evening (not to mention it being illegal to actually admit children to the premises), the protection of children is not relevant.</p> <p><b>Increase Staff Work</b></p> <p>The City is proposing that I will need to tell my staff to spend time (that I pay for) to police this new law. This is wildly inappropriate and just another way to reduce the margins of an already VERY tight industry. As we're a very small bar, to be profitable, staffing must be kept to a minimum and therefore there is very little spare time in a given shift. The introduction of this law will require my staff spend time walking outside, explaining to people they can't smoke anymore, explain where they'll need to go, and who is responsible for this new law and the justification for their deprivation of liberty. Why has my business been slapped with the new responsibility to uphold the City's new policy. I did not start my business to be responsible for the education of the public on the City's Public Health Plan.</p> <p><b>Injustice of a Specific Location</b></p> <p>If William St is made smoke-free, patrons attending Wines of White, will be required (after a discussion with staff, see point above) to stand up, leave our alfresco area and walk around the corner onto Brisbane St. Across the road, just 20m away is the newly opened bar Vincent, who, while their address is on William St, has their alfresco area on Brisbane St, thus their staff and patrons will not be required to abide by these new laws. Nor will patrons of the nearby Hotel Northbridge or Brisbane Hotel. This is grossly unjust and also makes no sense.</p> <p>If the City believes they have just cause to protect the public from passive tobacco smoke, they should be proposing a City-wide ban, not targeting a specific area, and its businesses. The City is not even banning smoking in public places where children are frequently present, even predominant, like Hyde Park. This makes no sense.</p>
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### Patron Endangerment and Increased Littering

As patrons will be required to stand up, walk up to Brisbane St and turn the corner, they will no longer have access to the ashtrays we provide our patrons. This will, with certainty, result in smokers butting out on the ground, increasing the presence of discarded cigarette butts. This will be in direct conflict with the City's other objectives to reduce public litter.

As a result of customers needing to leave their seats and walk up to Brisbane St, they will also leave the licensed area, and thus be beyond our eyesight and ability to protect our customers, which is part of our Duty of Care. My business and its staff will not be able to properly perform their legal duty as a result of William St being included.

### Hospitality Businesses are the New Target?

Finally, the implementation of the proposed smoke-free zone on William St will almost exclusively affect hospitality businesses. These businesses run on some of the tightest margins of any industry in Australia, a well known fact, though I implore the City to look at published data by the likes of *thisWorld* or McKinsey reports. The last year and a half, as a result of Covid19, has without doubt been the hardest period for hospitality venues and their owners in many many decades. Just as we're finally getting back on our feet, thankfully for many but not all, after the worst of the viruses effects, the City initiates a new policy whereby our waste will no longer be collected! A rebate is suggested, however this has not materialised, nor will the suggested amount even nearly cover the costs of employing a third party to carry out the service so many other business owners in other local government areas have access to. We pay the City rates, by proxy (rent to land owners) yet are now out of pocket. And NOW, I'm having to write this response to another policy that will have yet ANOTHER negative impact on my business. Have the City declared war against small/hospitality businesses or do they simply not see them as crucial to appeal or functioning of their City?

To summarise the above points, it is my submission that the inclusion of William St in the City's Smoke-Free Zones, is unjust, inappropriate and will adversely affect my business and others like it (The Moon). I am NOT proposing that the whole policy is inappropriate, but that William St should not be included in the town centres targeted. William St is not the same as Scarborough Beach Rd in Mount Hawthorn, Oxford St in Leederville, Angove and Fitzgerald St in North Perth or Beaufort St in Mount Lawley. William St in Perth is an entertainment area that attracts adult people who attend businesses that have chosen to be in this specific area. An area where having a drink on the street with a cigarette is a freedom and a feature of the area. I am not promoting cigarette smoking, I am promoting people's freedom to do as they wish, in a very specific area where they are legally allowed to do so. An area void of children. An area for responsible adults, capable of making their own decisions.

Would it not be more appropriate to ban smoking in all of the public parks and leisure areas, streets populated with businesses targeted at families and areas surrounding schools, daycares and health care centres? At worst, and this is not an ideal result either for the reasons given above would not suddenly disappear, a staggered roll-out of such a policy would be more appropriate, starting with Oxford St, Angove St and Scarborough Beach Rd, and giving the City data on the efficacy and harms.

I appreciate your consideration of my serious concerns about William St's inclusion in the policy and the harmful effects I anticipate for my small business.

Regards,

Notes from Information Sessions:

Key

1	Negatively impact business	2	Ability to enforce	3	Designated smoking areas
4	Visible and clear signage	5	Safety of moving smokers to side streets	6	Impact on vulnerable people
7	Smokers have the right to smoke, it's not illegal	8	Step too far/waste of money	9	More important health issues to focus on
10	Smoking at licenced premises	11	Littering to be addressed	12	Make boundary larger/increase to other areas
13	Smaller areas	14	Public Places should be smoke free	15	Not a good idea
16	Support people to quit	17	Good for our health	18	Education
19	Reduce Tobacco Outlets in Town Centres	20	Clean air and clean streets	21	Positive impacts for families and children
22	Reducing Second Hand Smoke	23	Monitor/evaluate project	24	People will still smoke
25	Vaping to be prohibited	26	Good for town centres	27	International visitors
28	Other suggested areas				

Comments	Summary (link to Key)
<p><b>Mount Hawthorn Information Session, The Cabin Small Bar, 174 Scarborough Beach Road, Mount Hawthorn, 28 July, 5pm – 6pm (2 Community Members, 3 Councillors &amp; 2 Staff Members)</b></p> <p><b>Questions about</b>                      How would this be enforceable?                      Where would smokers go to smoke?                      Where is the evidence that this would be successful?                      Has there been any complaints about smoking in the Town Centre?                      Where has smoke free town centres been successful?</p> <p><b>Agree that</b>                      This would be positive for families, young people and children.                      Smoking causes harm.</p> <p><b>Comments on</b>                      This will be bad for business – Night time trade at Licenced Premises will reduce.                      People will still smoke.                      This is a step too far and a waste of money.</p>	<p>1, 2, 5, 8, 9, 10, 21, 24</p>

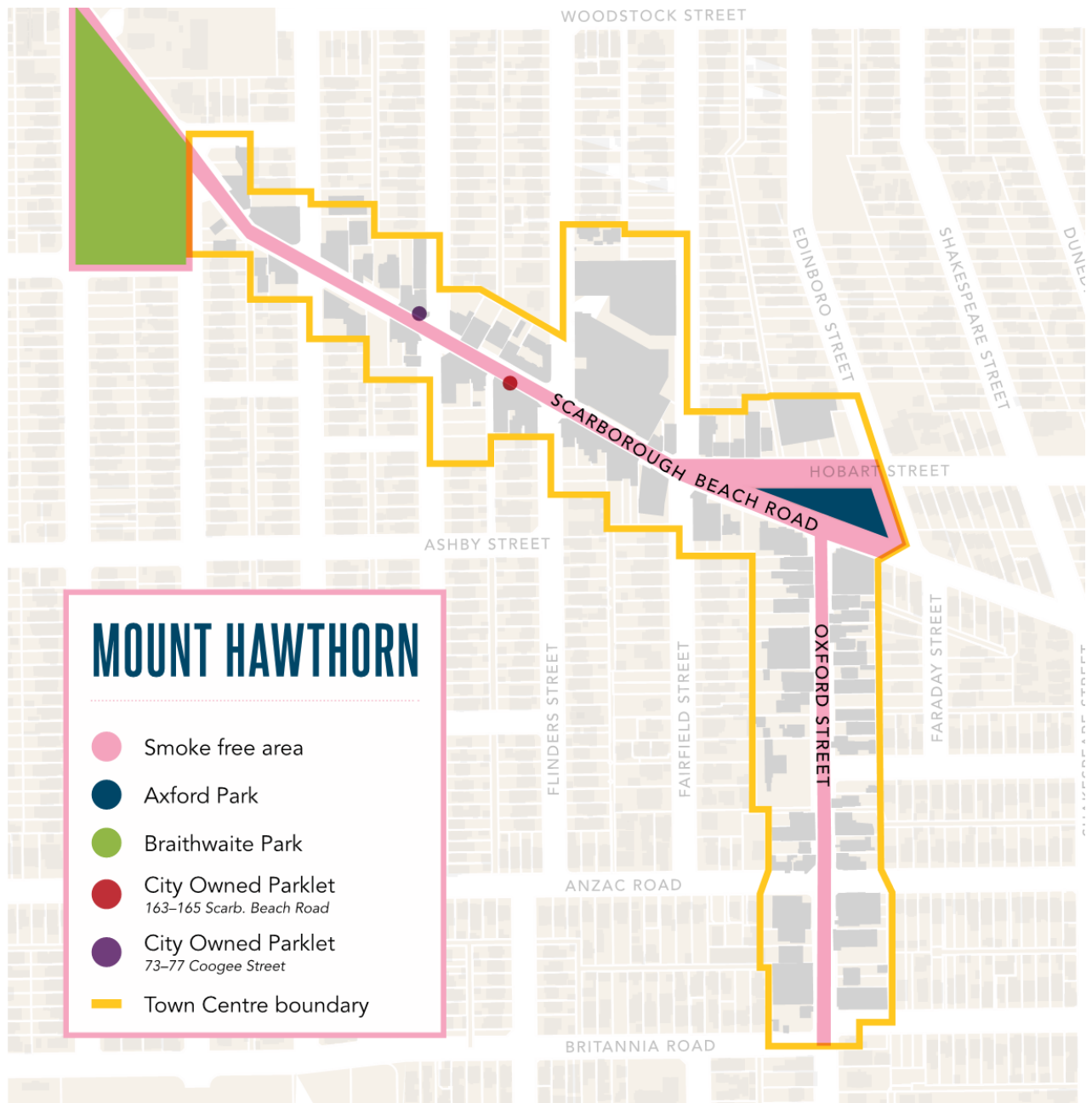


<p>Smokers that have been smoking all their lives would still smoke.                  More important topics that the City should be focusing on.                  Smoking should still occur at Licenced Premises.</p> <p><b>Specific areas of concern</b>                  Paddington Ale House – Can smoke outside on Oxford Street. There has been no complaints                  A number of customers at the TAB smoke outside. Where would they go to smoke?                  Visitors to the Town Centres would not know the rules                  A number of customers at the Workwear Shop down Oxford Street smoke outside the shop.                  Staff outside Diabolic books and records shop smoke</p>	
<p><b>North Perth Information Session, The Old Laundry Bar, 22 Angove Street, North Perth, 11 August, 5pm – 6pm                  (2 Community Members, 1 Councillor, 2 Staff Members)</b></p> <p><b>Questions about</b>                  How will this be enforced?                  Would there be designated smoking areas?                  What kind of signage will be used in the Town Centre?                  How will people be educated about project?                  How will this project be monitored or evaluated?                  How will this affect Licenced Premises?</p> <p><b>Agree that</b>                  This is good for the health of all community members                  This will help reduce second hand smoke in high traffic areas                  This will have positive impacts for family and children</p> <p><b>Comments on</b>                  City of Vincent will be leading the way!</p> <p><b>Specific areas of concern</b>                  Are the smoke free boundaries too large to be manageable?</p>	<p>2, 3, 4, 10,                  17, 18, 21, 2,                  23, 28</p>
<p><b>William Street Information Session, The Moon, 2/323 William Street, Northbridge, 25 August, 5pm – 6pm                  (4 Community Members, 2 Staff Members)</b></p> <p><b>Questions about</b>                  How will this be policed?                  Will City of Perth introduce this?                  Why are we going above any beyond what the state enforces?                  Where can smokers go and still visit William Street?</p>	<p>1, 2, 5, 8, 11,                  28</p>

<p>Will you introduce more bins/ashtrays where people can smoke?          Could this be a staged approach? Pilot in one area first?          Are car exhausts not just as bad? Will we be banning cars in Town Centres?</p> <p><b>Agree that</b>          Smoking is a health issue          Changes to legislation that stopped smoking in enclosed Venues was a great move.</p> <p><b>Comments on</b>          A larger number of customers that frequent William Street smoke          This is a challenge for businesses          This is a step too far          A diverse community frequent William Street from multicultural community members to LGTBQI community          Only a minority smoke          This project would be more suited to a family friendly area such as Mount Hawthorn or introduce in Parks and outside schools          The project is not reducing community smoking but just moving the issue somewhere else          William Street has a different customer base during day and at night.</p> <p><b>Specific areas of concern</b>          Will affect business as patrons will just walk to Northbridge          Wines of While has 50% smoking in their alfresco (Tavern Licence)          Concerned that staff will have to move smokers on and there is risk of safety of staff          Safety of customers a concern as they will have to be signposted out of the sight of the entrance to the Licenced Premises          Lots of pressure on small businesses over the past few years due to COVID and change of Waste Service. This will be a step too far</p>	
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## Smoke Free Areas – Education and Enforcement Policy

<b>Legislation / local law requirements</b>	Part 5, Division 6 of the Local Government Property Local Law 2021
<b>Relevant delegations</b>	Clause 3.1.1 – Council to CEO – all Local Laws Clause 3.1.5 – Delegation be CEO to other employees – Local Government Property Local Law
<b>Related policies, procedures and supporting documentation</b>	City of Vincent Public Health Plan 2020-2025 – D20/90003 WA Director of Public Prosecutions: Statement of Prosecution Policy and Guidelines.

### PRELIMINARY

#### INTRODUCTION

This policy is designed to support the implementation of the City of Vincent Public Health Plan 2020-2025, including the target to have smoke free Town Centres by 2025.

#### PURPOSE

The purpose of this policy is to outline principles to guide the implementation, education and enforcement of smoke free areas to reduce community exposure to harmful second-hand smoke.

#### OBJECTIVE

To:

- normalise smoke free environments;
- reduce smoking exposure among the community;
- deliver clear smoke free messages to the community and businesses;
- define the intended implementation approach of smoke free areas to primarily focus on education and awareness;
- provide guidance for officers authorised to enforce the Local Government Property Local Law 2021; and
- identify principles that should be considered when making decisions relating to smoke free areas.

#### SCOPE

The policy applies to smoke free areas which have been determined in accordance with Part 5, Division 6 of the Local Government Property Local Law 2021.



# Smoke Free Areas – Education and Enforcement Policy

## POLICY PROVISIONS

### DEFINITIONS

The City of Vincent Local Government Property Local Law 2021 contains the following definitions:

**Smoke and/or smoking** means to smoke, hold or otherwise have control over an ignited tobacco product; light a tobacco product; or use an e-cigarette.

**E-cigarette** means a portable device that is designed to generate or release an aerosol or vapour for personal use.

**Authorised person** means a person authorised by the local government under section 9.10 of the *Local Government Act 1995* to perform any of the functions of an authorised person under the local law.

**Smoke free area** means an area prescribed by Council under the Local Government Property Local Law 2021 as an area where smoking is prohibited. See Attachment 1.

### POLICY

#### 1. Implementation of smoke free areas – education and awareness

- 1.1 Smoke free areas are determined in accordance with Part 5, Division 6 of the Local Government Property Local Law 2021. The smoke free areas are designed to provide clear boundaries so the community can understand where smoke free areas exist;
- 1.2 The implementation of smoke free areas is to focus on education and awareness to the community and businesses, recognising there is no safe level of exposure to second-hand tobacco smoke.

#### 2. Community safety in smoke free areas

- 2.1 Designated smoking areas would not be determined within or near to the smoke free area, as the intent of smoke free areas is not to encourage smoking;
- 2.2 Alternative spaces to smoke are available and would be well lit, visible to other people and away from residential premises; and
- 2.3 The City can provide information to community members and businesses on these alternative spaces, however the main focus is to discourage the practice of smoking;

#### 3. Enforcement of smoke free areas

- 3.1 Enforcement of smoke free areas is included in the Local Government Property Local Law 2021 as an option for observed non-compliance;

## Smoke Free Areas – Education and Enforcement Policy

- 3.2 For the first six months of a smoke free area being prescribed by Council, there would be a transition phase when the focus would be solely on education and awareness (detailed in clause 1.2), with enforcement to commence after this period;
- 3.3 The following principles would be considered by an authorised person when making enforcement decisions relating to observed non-compliance in smoke free areas:
- The number of times an offence has been observed, graduating to enforcement if a person is unresponsive to education;
  - The safety and vulnerability of the person; and
  - The public interest to pursue enforcement described in the WA Director of Public Prosecutions: Statement of Prosecution Policy and Guidelines.

#### 4. Smoke free signage

- 4.1 Signage would be used to inform the community of smoke free areas;
- 4.2 Signage would be installed in prominent places in smoke free areas and include permanent and temporary signage.

OFFICE USE ONLY	
Responsible Officer	Manager Built Environment and Wellbeing
Initial Council Adoption	
Previous Title	N/A
Reviewed / Amended	
Next Review Date	

Attachment 1 – Smoke Free areas, once adopted by Council