I: Smoking and Vaping – Group and school-based providers

What do I need to know?

- Legal framework
  - The Smoke-free (Premises and Enforcement) Regulations 2006
  - The Smoke-free (Signs) Regulations 2012 (legislation.gov.uk)
  - The Health Act 2006.

EYFS statutory framework for group and school-based providers page 29 paragraph 3.29.

Smoking and Vaping (page 24 of audit)	Things to consider and discuss:
Do you **ensure** you do not allow smoking in or on the premises when children are present or about to be present?	• What is your no smoking, vaping or use of e-cigarettes policy? How do you know this is implemented effectively? • How do you share your no smoking, vaping or use of e-cigarettes policy with staff, parents and visitors?
Do you make sure staff do not vape or use e-cigarettes when children are present or about to be present?	• How does this link to your code of conduct for staff and parents? • Do you and your staff know what to do if a person is found to be smoking, vaping or using e-cigarettes on the premises when children are present or about to be present? How do you prepare staff to respond appropriately?
Have you considered Public Health England advice in Use of e-cigarettes in public places and workplaces - GOV.UK (www.gov.uk)	• Are you and your staff confident to challenge and, or report a person found smoking, vaping or using an e-cigarette? • How do you protect children and staff from the effects of second-hand smoke in and around your provision and in any vehicles used? • Is a no-smoking sign displayed and visible to all staff, parents and visitors to the setting?

Useful links and further help:

Advice on smoking at work

Smoking at work: the law

Smokefree England

Rules about tobacco, e-cigarettes and smoking

Change to no smoking signs regulations

Derbyshire SchoolsNet - Early Years

Derbyshire Early Years Service - Eventbrite

Email: CS.EYS@derbyshire.gov.uk