

**Bills Committee on Smoking (Public Health) (Amendment) Bill 2005**  
**Administration's response to outstanding issues**

<b>Outstanding Issues</b>	<b>Administration's Latest Position</b>
Whether premises provided as living accommodations by any employer to his employees should become a no smoking area, if the premises were shared by two or more employees	After consultation with LAB, we do not think that a law to this effect would be desirable at this stage. However, we would adopt various administrative means to encourage employers to provide, where possible, separate accommodation for smoking employees and non-smoking employees to help protect employees' health.
Whether the smoking ban will be imposed on the outdoor areas of all specified educational establishments	We accept Members' views to designate all educational institutions, both indoors and outdoors, as no smoking areas. However, we will draw up exemption provisions to exempt staff quarters within the scope of specified educational establishments from the smoking ban.
Whether the smoking ban will be imposed on all "children's playgrounds" (Proposed amendment by Hon Andrew CHENG)	In fact, LCSD has already banned smoking in all children's playgrounds through administrative means. After consideration, we have come to the view that children's playgrounds can become statutory no smoking areas. We will prepare the relevant Committee Stage Amendment.
Whether the smoking ban will be imposed on all "public pleasure grounds" (Proposed amendment by Hon Andrew CHENG)	In accordance with Schedule 4 of the Public Health and Municipal Services Ordinance, "public pleasure grounds" encompasses different types of leisure and sporting facilities which cater for different age groups and all kinds of residents. The proposal to designate indoor public pleasure grounds as no smoking areas

	<p>under the Smoking (Public Health) (Amendment) Bill 2005 should gain general public support. Nevertheless, if the smoking ban is to be imposed on all outdoor public pleasure grounds, extensive consultation is necessary to ascertain the public's inclinations. Moreover, as it was proposed in the public consultation document on Review on the Role, Function and Composition of District Councils that these venues may be managed by the District Councils, we should solicit their views in this regard.</p>
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Health, Welfare and Food Bureau

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