

STATES OF JERSEY



DRAFT PROTECTION OF CHILDREN (CIGARETTE LIGHTER REFILL) (JERSEY) REGULATIONS 200-

**Lodged au Greffe on 24th August 2009
by the Minister for Economic Development**

STATES GREFFE



Jersey

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REPORT

In January 2009 the States passed the Protection of Children (Restriction on Supply of Goods) (Jersey) Law 2009. This is an enabling Law which provides power in Article 2 for the States to make Regulations prohibiting or restricting the supply of certain goods to persons under the age of 18 years. These draft Regulations deal with cigarette lighter refill canisters containing butane and, if passed, any trader who supplies such a product to a person under the age of 18 years will commit a criminal offence.

The original proposition by Deputy Geoffrey Southern of St. Helier in 2006 to control the sales of these types of butane canisters was unanimously supported by the States at the time. The Regulations will bring Jersey into line with similar controls which have existed in the United Kingdom for a number of years.

Financial and manpower implications

There are no financial or manpower implications for the States arising from these draft Regulations. (The additional work will be undertaken within Trading Standards' existing resources.)

Explanatory Note

These Regulations prohibit any person from supplying in the course of a business any cigarette lighter refill canister containing butane, or containing a substance with butane as a constituent part, to any person under the age of 18 years. The Regulations are made under Article 2 of the Protection of Children (Restriction on Supply of Goods) (Jersey) Law 2009. Under Article 4 of that Law any person who contravenes this Regulation is guilty of an offence and liable to imprisonment for up to 12 months or a fine, or both.



Jersey

**DRAFT PROTECTION OF CHILDREN
(CIGARETTE LIGHTER REFILL) (JERSEY)
REGULATIONS 200-**

Made [date to be inserted]

Coming into force [date to be inserted]

THE STATES, in pursuance of Article 2 of the Protection of Children (Restriction on Supply of Goods) (Jersey) Law 2009¹, have made the following Regulations –

1 Supply of cigarette lighter refills to children prohibited

- (1) No person shall, in the course of a business, supply any cigarette lighter refill canister containing butane, or containing a substance with butane as a constituent part, to any person under the age of 18 years.
- (2) In this Regulation “supply” includes the act of selling and making a gift.

2 Citation and commencement

These Regulations may be cited as the Protection of Children (Cigarette Lighter Refill) (Jersey) Regulations 200- and shall come into force 7 days after they are made.

¹

L.25/2009