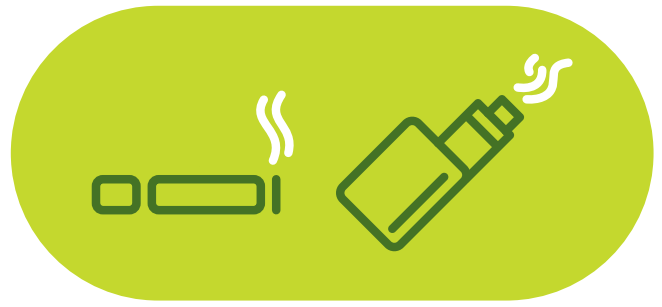


WA: SMOKING AND VAPING LAW REQUIREMENTS



Smoke-free laws in Western Australia have been extended to include the use of E-cigarettes/vapes.

That means that anywhere smoking is banned in certain public places, vaping is also banned.

In WA, smoking bans have been extended to include vaping in indoor areas, and owners/managers can choose to implement a policy applying to their premise which prohibits the use of vapes wherever smoking is prohibited.¹

It's expected that everyone is aware of – and complies with – smoking and vaping laws.

Sporting clubs are also encouraged to develop a smoke-free and vape-free policy, banning smoking and vaping at all sporting events.

Having a smoke-free and vape-free sporting club can help you comply with your obligations to take reasonable precautions to ensure the health and safety of employees, volunteers and visitors to the venue.²

- In Western Australia, the Tobacco Products Control Act 2006 regulates where smoking and vaping are permitted and the sale/promotion of tobacco.
- In Western Australia, vapes and vaping substances can only be sold by a registered pharmacy only to those with a prescription.¹

SMOKING AND VAPING BANS AND RESTRICTIONS

- Smoking and vaping are banned within 10 metres of any state owned facilities and playground equipment in sporting venues, hotels, eateries and fast-food outlets.³

- You should be aware of any local laws your council introduces around smoking and vaping. Smoking and vaping could be prohibited in other areas or during certain events.

There are restrictions that ban smoking and vaping where food is being served.

- Smoking and vaping are banned in outdoor eating areas such as restaurants, cafes, delis, lunch bars and other food outlets.⁴

MANAGING SMOKING AND VAPING AT YOUR CLUB

It is recommended you develop a policy or procedure so staff, operators or volunteers know how to deal with someone smoking/vaping in a banned area.

- The occupier (the person in control of the outdoor eating area or premises) is responsible for maintaining the smoke-free area – if a person is found smoking/vaping, both the occupier and the person who committed the offence can be fined.⁴
- Should the occupier be prosecuted for visitors smoking/vaping in an enclosed/vaping place on their premises, proving that you have actively enforced the smoking/vaping ban can be used as a defense. Actively enforcing the ban could include informing the person they are committing an offence, requesting that they stop smoking/vaping or that they leave the premises until they finish smoking/vaping.⁵

WA: SMOKING AND VAPING LAW REQUIREMENTS

Acceptable 'no smoking/no vaping' signage needs to be displayed at smoke-free and vape-free outdoor eating and drinking areas.

- Signage should be displayed at outdoor eating areas so that people can easily see it when entering the area or from within that area.⁴
- You can order signage from the Department of Health, and supplementary vaping signage from Make Smoking History (see further information below).

Further Information:

Smoke-free outdoor eating areas

https://www.healthywa.wa.gov.au/Articles/S_T/Smokefree-outdoor-eating-areas

Smoke-free within 10 metres of playground equipment

https://www.healthywa.wa.gov.au/Articles/S_T/Smokefree-within-10-m-of-playground-equipment

Smoking in public places

https://healthywa.wa.gov.au/Articles/S_T/Smoking-in-public-places

Tobacco control in Western Australia

<https://ww2.health.wa.gov.au/Health-for/Environmental-Health-practitioners/Tobacco>

A policy implementation guide

https://www.worksafe.wa.gov.au/system/files/migrated/sites/default/files/atoms/files/supporting_smoke_free_workplaces.pdf

'No smoking' signage

[Resources for MSH Partners](#) | [Make Smoking History](#)

References:

1. Department of Health. Electronic Cigarettes in Western Australia [Updated 2024 October 31, cited 9 July 2025]. Available from: [Electronic cigarettes in Western Australia](https://www.health.wa.gov.au/Articles/A_E/Electronic-cigarettes-in-Western-Australia). Available from: https://www.health.wa.gov.au/Articles/A_E/Electronic-cigarettes-in-Western-Australia
2. National Occupational Health and Safety Commission. Guidance Note on the Elimination of Environmental Tobacco Smoke in the Workplace.; 2003.
3. Department of Health. Smokefree within 10 metres of playground equipment: Government of Western Australia; [Updated 2022 September 23, cited 2025 July 15]. Available from: https://www.healthywa.wa.gov.au/Articles/S_T/Smokefree-within-10-m-of-playground-equipment#:~:text=Smoking%20is%20prohibited%20near%20playground,in%20an%20enclosed%20public%20place.
4. Department of Health. Smokefree outdoor eating areas: Government of Western Australia [Updated 2022 September 23, cited 2025 July 15]. Available from: https://www.healthywa.wa.gov.au/Articles/S_T/Smokefree-outdoor-eating-areas
5. WA Department of Health - Tobacco Control Act 2006. [Updated 2023 April 5, cited 2025 July 15]. Available from: [WALW - Tobacco Products Control Act 2006 - Home Page](#)