

DHSSPS QUESTIONNAIRE
Proposals to Strengthen Sanctions Against Retailers Who Sell Tobacco Products to Children and Young People Under 18 Years Of Age

(Please tick a box)

I am responding: as an individual on behalf of an organisation

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Q1. Do you agree with the summary and recommendation reached by the Department (paragraphs 135 & 136 of the RIA) that a registration system combined with a negative licensing scheme (option 6) should be introduced in conjunction with a fixed penalty notice scheme? Have you any comments?

Yes

No

This is similar to legislation passed recently in Scotland which the College supports strongly.

The combination of both registration and negative licensing is essential to identify retail outlets for enforcement purposes.

Q2. If in agreement with the summary and recommendation reached in the RIA, do you have any views on the proposed maximum length of time for the prohibition order (1 year), the conditions under which a prohibition order may be served (3 offences within a 2 year period) or the application of the prohibition order (may

apply to an individual, the premises or both)? [see paragraph 8 of introduction to this questionnaire for details]

Agreed. The College also emphasises the importance of ensuring adequate enforcement measures – guidance to ensure equity between Councils in this regard would be essential.

Q3. If not in agreement with the summary and recommendation reached in the RIA which of the other options do you feel should be introduced? Have you any other suggestions or views?

n/a

Q4. Do you agree with the decision (paragraph 128 of RIA) that the measures outlined do not require a full equality impact assessment? If you disagree, please explain why?

Yes

No

Q5. Is there any other qualitative or quantitative information which you consider should have been taken into account in compiling the RIA?

Yes

No

If yes, please provide details.

Q6. Are you aware of any other equality implications likely to arise from the proposals in the RIA?

None

**Q7. Do you have any views on the assessment of health impacts/benefits?
If so, please provide details.**

Q8. Are there any other health impacts that you consider should have been addressed? If yes, please provide details.

Yes No

Q9. Do you consider that there are any other issues which need to be taken into account in the assessment of the impact on business? If yes, please provide details.

Yes No

Q10. Do you agree with the summary tables outlining the ongoing costs and benefits (paragraphs 109 to 117 of RIA)? If not, please provide details.

Yes No

No comment

Q11. Do you agree that the measures will not have a disproportionate impact on retailers/businesses? If you disagree, please provide details of disproportionate impact.

Yes No

Q12. Is there any other material evidence which you consider should have been taken into account in assessing the impact on retailers/business? If yes, please provide details.

Yes No

Q13. Do you agree that the proposals will not have a disproportionate adverse impact on rural business? If you disagree, please give your reasons.

Yes No

No comment

Q14. Do you have any general comments on the overall approach that was taken in completing the RIA?

Yes No

Q15. Are the options which are set out in the RIA likely to have an adverse impact on any group of people in terms of the nine equality dimensions?

Yes No

If you answered yes, please state which group(s) and the reasons why:

Q16. Are you aware of any indication or evidence – qualitative or quantitative – that the recommendation in the RIA may have an adverse impact on equality of opportunity or good relations?

Yes No

If you answered “yes”, please state the reasons why and suggest how this might be mitigated:

Q17. Do proposals afford an opportunity to promote equality of opportunity and/or good relations?

Yes No

If you answered “yes”, please outline:

No comment

Q18. Are there any aspects of the proposals in the RIA where potential human rights violations may occur?

Yes

No

If you answered “yes”, please outline:

Further Comments

Q19. Do you have any further comments on the RIA?

Yes

No

If ‘yes’, please give comments: