

# Smoke-Free Environments

Laws and regulations that provide Smoke-Free areas as protection from [secondhand smoke](#) and aerosol (from electronic cigarettes) vary in Australia: [Queensland](#) [ACT](#) [New South Wales](#) [Tasmania](#) [Victoria](#) [Western Australia](#) [South Australia](#) [Northern Territory](#) with some national controls across [Australia](#).

The Heart Foundation supports consistency between jurisdictions in smoke-free legislation – in particular for outdoor dining and drinking areas, and the inclusion of bans on e-cigarette use – to bring all states and territories in line with the highest levels of protection.

## Outdoor eating and drinking areas

Smoke-Free areas	Action is needed for Smoke-Free laws
Outdoor eating areas	Outdoor drinking areas
Australian Capital Territory New South Wales Queensland Northern Territory South Australia Tasmania Victoria Western Australia	Queensland – many outdoor drinking areas are Smoke-Free but the law allows some Liquor Licensed premises to have a Designated Smoking Area
Outdoor drinking areas are Smoke-Free	Outdoor drinking areas are not Smoke-Free
Australian Capital Territory	Northern Territory New South Wales South Australia Tasmania Victoria Western Australia

## Restrictions on smoking in public places include use of electronic cigarettes

Smoke-Free and Aerosol Free (from electronic cigarettes)	Action is needed to include Aerosol (from electronic cigarettes) in Smoke-Free laws
Australian Capital Territory Queensland New South Wales Victoria	Northern Territory South Australia (proposed) Tasmania (proposed) Western Australia

## Outdoor public venues

Smoke-Free areas	Action is needed for Smoke-Free laws
Public transport waiting areas with buffer zones 3-5m	Public transport waiting areas with buffer zones
Australian Capital Territory	Victoria
New South Wales	Western Australia
Queensland	
Northern Territory	
South Australia	
Tasmania	
Taxi ranks	
New South Wales	Australian Capital Territory
	Queensland
	Northern Territory
	South Australia
	Tasmania
	Victoria
	Western Australia
Outdoor pedestrian malls	
Queensland	Australian Capital Territory
Tasmania	New South Wales
	Northern Territory
	South Australia
	Victoria
	Western Australia
Swimming pools	
New South Wales	Australian Capital Territory
Queensland	Northern Territory
South Australia	Western Australia
Tasmania	
Victoria	
Between flags at patrolled beaches	
Queensland	New South Wales
Tasmania	Northern Territory
Western Australia	South Australia
	Victoria
Outdoor childcare facilities / playgrounds	
New South Wales	Australian Capital Territory
Queensland	South Australia
Northern Territory	Tasmania
Victoria	
Western Australia	

Smoke-Free areas	Action is needed for Smoke-Free laws
<b>Skate parks</b>	
Queensland	Australian Capital Territory New South Wales Northern Territory South Australia Tasmania Victoria Western Australia
<b>Outdoor events (some sporting, ticketed events are smoke-free)</b>	<b>Outdoor events (all types)</b>
Australian Capital Territory New South Wales Queensland Northern Territory South Australia Tasmania Victoria Western Australia	Australian Capital Territory New South Wales Queensland Northern Territory South Australia Tasmania Victoria Western Australia
<b>Casinos</b>	<b>Casinos (smoking in high-roller rooms)</b>
Australian Capital Territory South Australia Tasmania	New South Wales Queensland Northern Territory Victoria Western Australia
<b>Strata and public housing</b>	
	Australian Capital Territory New South Wales Queensland Northern Territory South Australia Tasmania Victoria Western Australia
<b>Entrances and exits to public buildings</b>	<b>Entrances and exits to public buildings including indoor and outdoor eating and drinking areas</b>
Queensland – Smoke-Free buffer zone of 5m at entry/exit of public buildings New South Wales – Smoke-Free within 4m pedestrian entry/exit to public buildings, seated eating areas Tasmania – Smoke-Free buffer zone of 3m at entrance of public buildings; 3m buffer at outdoor dining area not surrounded by screen or barrier 2.1m high impervious to smoke; 10m buffer for any air intake or	Australian Capital Territory South Australia

Smoke-Free areas	Action is needed for Smoke-Free laws
<p>ventilation equipment of multiple use building or non-domestic building</p> <p>Northern Territory - Smoke-Free buffer zone of 2m from building entry and outdoor dining; 3m from ventilation duct</p> <p>Victoria – Smoke-Free entry/exit some buildings of government-funded services; 4m buffer between SF/Smoking zone eating areas, 2.1m café blinds or wall between zones</p> <p>Western Australia – Smoke-Free at government building entry, air-conditioning and ventilation ducts</p>	<p>Victoria – extension needed for Smoke-Free entry/exit all public buildings</p> <p>Western Australia – extension needed for Smoke-Free entry/exit all public buildings</p>
<b>Mental Health Facilities</b>	
<p>Australian Capital Territory</p> <p>New South Wales</p> <p>Queensland</p> <p>Northern Territory</p> <p>South Australia</p> <p>Tasmania</p> <p>Victoria</p>	<p>Western Australia – guidelines allow involuntary mental health patients to smoke in designated outdoor smoking areas</p>
<b>Prisons and detention centres</b>	
<p>New South Wales</p> <p>Queensland</p> <p>Northern Territory</p> <p>Tasmania</p> <p>Victoria</p>	<p><b>Prisons and detention centres (smoking permitted in designated smoking areas)</b></p> <p>Australian Capital Territory</p> <p>South Australia</p> <p>Western Australia</p>
<b>Educational Facilities</b>	
<p>Australian Capital Territory</p> <p>New South Wales</p> <p>Queensland</p> <p>South Australia</p> <p>Tasmania</p> <p>Victoria</p> <p>Western Australia</p>	<p>Northern Territory - teachers vote at the beginning of year on whether to designate a smoking area in the school</p>