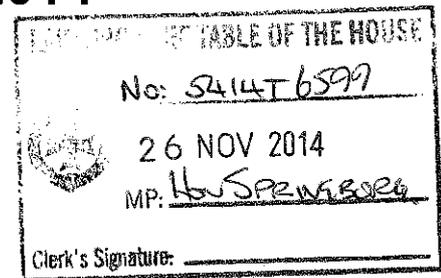


*8/11/14
20 November 2014*

Health Legislation Amendment Bill 2014

Erratum to Explanatory Notes



Title of Bill

Health Legislation Amendment Bill 2014

Reasons for Erratum

The erratum is necessary to clarify the meaning of a personal vaporising device.

The explanation for the amendments to the *Tobacco and Other Smoking Products Act 1998* that provide for the regulation of personal vaporising devices states that these devices “heat a fluid, which usually contains liquid nicotine, into a fine vapour for inhalation into the lungs”.

While this description of a personal vaporising device is correct, it fails to capture some of these devices which deliver nicotine or other substances without the use of a battery or heating element, such as an aerosol of nicotine for inhalation.

Explanatory Notes

Policy objectives and the reasons for them

Tobacco and Other Smoking Products Act 1998

- **Electronic cigarettes and other personal vaporising devices**

Omit paragraph 1 and insert:

‘Personal vaporising devices are designed as an alternative to tobacco smoking. Also known as electronic cigarettes, ‘vape pens’, ‘e-shisha’ or alternative/electronic nicotine delivery systems, personal vaporising devices mimic the look, feel and function of tobacco cigarettes, and are intended to simulate smoking. The devices may operate in a variety of ways, for example by heating a fluid, which usually contains liquid nicotine, into a fine vapour for inhalation into the lungs or by delivering an aerosol of liquid (which, again, may contain liquid nicotine) for inhalation into the lungs from the device. They do not contain tobacco leaf or require combustion.’