



## Petition

Registration No.	42
Title	Support Vapers Rights
Presented on	16 October 2019
Presented by	Member for Blain
Referred to	Minster for Health and to the Social Policy Scrutiny Committee for consideration to debate
Assembly debate	If the Committee recommends the Petition be debated it will appear on the Notice Paper
Date referred	16 October 2019
Response due	25 March 2020
Response received	8 November 2019
Response presented	26 November 2019

### Petition

We, the undersigned, are concerned citizens who urge our leaders to act now to support vapers rights to vape with and without nicotine in Australia.

We the undersigned declare formally that we have made a successful transition from smoking tobacco to vaping.

We declare that through vaping we are now NON SMOKERS and as part of the community request that our rights to vape with and without nicotine be supported by government legislation.

### Response

The Northern Territory Tobacco Control Act 2002 was recently amended to include provisions to regulate electronic cigarettes and electronic cigarette accessories as if they are a tobacco product. The main purpose of the amendments is to ensure that electronic cigarettes and their accessories are not able to be purchased by underage persons.

Persons over the age of 18 years are able to purchase these products as they have in the past from their local retailer. The legislation requires that these products may not be used in enclosed public areas or enclosed workplace areas. People are free to use these products anywhere in the community where smoking is permitted.

Nicotine is listed as a Schedule 7 Poison under the National Poison Standard maintained by the Therapeutic Goods Administration of the Commonwealth Government. Each jurisdiction is

responsible for the regulation of poisons. Schedule 7 poisons are legislated in the Medicines, Poisons and Therapeutic Goods Act 2012 (the Act) of the Northern Territory. Section 36 of the Act requires the retailer of a Schedule 7 substance be licensed, and sections 42 and 44 of the Act restrict the supply and use of Schedule 7 poisons to registered users only.

The Chief Health Officer of the Northern Territory (CHO) has responsibility for licensing wholesalers and retailers of Schedule 7 poisons. The CHO does not issue licences for the sale of Nicotine Juice by retail to the general public in the Northern Territory as the CHO has no control over the dosages used by any potential registered user.