



19a The Bridge  
Chippenham  
Wiltshire SN15 1HA  
01249444009

[donnalee@kandu-arts.com](mailto:donnalee@kandu-arts.com)

[www.kandu-arts.com](http://www.kandu-arts.com)

RE: YOUNG PEOPLE AND SMOKING

Dear Parent / Carer and Young Person

Kandu Arts operates a no smoking policy and all our education, community and arts engagement discourages smoking of any sort and raises awareness of health risks.

No staff, volunteers or mentors are permitted to smoke near the Kandu Arts premises or to take breaks for smoking during delivery of our projects or programmes.

We understand, that several young people in the community and those engaging with alternative provision and holiday projects etc, smoke/vape when with friends and some at home. For some young people this has become something that they believe (contrary to medical evidence) helps them with stress.

The obtaining of tobacco and vaping products is of course illegal, however many young people obtain these items from unknown (sometimes from home) sources.

No young person is permitted to smoke or vape during a break when with Kandu as we must ensure our duty of care for them and others safety and safeguarding.

We also require young people, if they smoke, to commit to ensuring their own and others safety by not giving other young people cigarettes, passing over vapes, not meeting friends or others on Kandu Doorstep or smoking anywhere near the building and ensuring that cigarette butts etc. are properly disposed of if they smoke before arriving at Kandu at 10am. They are not permitted to be late due to smoking before arriving at their provision.

This policy and agreement is in line with education and workplace practice across the UK.

### **Please note the following. England and Wales**

Until 1 October 2007, the minimum age to purchase and consume tobacco products in public was 16 years of age. From 1 October 2007 the [Children and Young Persons \(Sale of Tobacco etc.\) Order 2007](#) became effective, raising the minimum purchase age to 18 years of age. There is no stated age under which it is illegal to consume tobacco, although an officer has the right to confiscate tobacco if the individual concerned is in a public place and under sixteen years of age.

#### **Children and Young Persons Act 1933 – Section 7**

(1) Any person who sells to a person **under the age of eighteen years** any tobacco or cigarette papers, whether for his own use or not, shall be liable, on summary conviction to a fine not exceeding level 4 on the standard scale.

(3) It shall be the duty of a constable and of a park-keeper being in uniform to seize any tobacco or cigarette papers in the possession of any person apparently **under the age of sixteen years** whom he finds smoking in any street or public place, and any tobacco or cigarette papers so seized shall be disposed of, if seized by a

constable, in such manner as the police authority may direct, and if seized by a park-keeper, in such manner as the authority or person by whom he was appointed may direct.

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### Agreement between young person/parent/carer and Kandu Arts

Please tear off and return this section to us after a conversation with your young person.....

I .....will not smoke or attempt to smoke during the hours of my provision at Kandu Arts. This means that I cannot smoke between the hours of 10 and 3 on the days that I am at Kandu.

I..... also agree that if I smoke/vape when engaged with Kandu projects that I will follow the rules of Kandu Staff, not argue and will look after other students, not encourage other students to smoke and that if I do I will have to go home.

Signed..... Date.....

I also understand that Kandu will not take any responsibility for..... while they smoke out of their sight ,behaviour or health repercussions as a result of this and that should .....display any behavior that would affect the public or the profile of Kandu Arts or attempt to smoke when under their care, I will arrange to collect them or ensure that they are transported home.

Signed..... Date.....parent carer)