

Regulation of smoking in public and work places

Regulating of smoking in hotels

Effective "15/01/2008"

1. Scope

These regulations apply to all Hotels, Motels, Resorts, Dormitories and furnished apartments.

2. Smoking – Prohibited Areas:

Smoking shall not be permitted and no person shall smoke in the following indoor areas:

- Entrances
- Walk ways
- Lift and or escalators
- Stairs cases
- Lavatories
- Amusement & entertainment areas
- Places of employees
- Offices
- Business center
- Meetings & Conference halls
- Prayer rooms & Wodhou
- All shops & shoe rooms
- Reception & waiting areas
- Hair cutting & beauty saloons
- Health clubs
- SPA
- Closed car parking

- Passengers vehicles

3. Places where smoking is permitted according to DM terms

- Smoking – Designated Areas.
- Restaurant and Cafe (permitted areas only).
- An enclosed bar and night club.

* **Special events will be considered by Dubai Municipality.**

Regulating of smoking in shopping centers/Malls

Effective "15/09/2007"

1. General instructions

- An approval or permit must be obtained from the Clinic and community Health Section/ Public Health Department/ (Dubai Municipality) Attaching the following documents:
 - ⇒ An application form from the section (Applicant must indicate how the business operation will be modified).

- ⇒ Trade License of the establishment.

- ⇒ Layout of the full floor plan of the premise including the proposed smoking and non-smoking areas.

- ⇒ Plan of the ventilation and air conditioning system including locations and capacity of each equipment for smoking and non-smoking areas and locations of fresh air intakes/ exhaust outlets.

- (No Smoking) signs, or the international "No Smoking" must be clearly posted where smoking is regulated and properly maintained, by the owner, operator, manager or other person having control of such areas.
- Cigarettes ashtrays must be removed from all sites/ areas that smoking is prohibited.
- Cigarettes ashtrays must be placed at a distance of not less than (6) meters away from the entrances of centers/ malls.
- Security guards must be given the authority to warn the public at the entrances that smoking is prohibited inside the establishment.
- Communication and awareness for the malls visitors is important.
- All the Centers'/ Malls Management must have the commitment to imply the previous instructions.
- **Anyone who violates these instructions would expose himself to legal Action, as per the local order 11/2003**

2. Smoking – Prohibited Areas:

Smoking shall not be permitted and no person shall smoke in the following indoor areas:

- Entrances
- Walk ways
- Lifts and or escalators
- Stairs cases
- Lavatories
- Amusement & entertainment areas.
- Places of employees.
- Offices

- Cinemas
- Meetings & Conference halls
- Stores
- Food Courts
- Prayer rooms & Woduo
- Closed car parking
- All shops & shoe rooms
- Reception & waiting areas
- Rest areas
- Places close to food self services

3. Places where smoking is permitted according to DM terms:

- Smoking – Designated Areas.
- Restaurant & Cafes (permitted areas only).

Regulating smoking in Restaurants and cafes Effective "18/11/2007"

Scope:

The following regulations apply to the restaurants and cafes that allow/ permit Smoking

1. Dining hall must not be less than **1000** square feet
2. **Smoking areas must be designated and marked as smoking area dedicated for smokers only** and with the following requirement and conditions as below:
 - A dedicated indoor area that is totally isolated from all non-smoking areas by walls from floor to ceiling.
 - Room can be no larger than 50% of total indoor dining area
 - A designated smoking area may not include any waiting area lobby, hall way, elevator, area adjacent to a self-service food line or cash register, and such areas shall also be excluded from the calculation of the square footage of the floor area
 - Room must be equipped with self-closing door(s) that is equipped with an alarm that will be activated if the door remains open for more than 60 seconds.
 - Occupant density shall be not higher than acceptable limit (1person /20 feet square)
 - Where smoking is prohibited a sign using the international "No Smoking" symbol shall be posted in a position clearly visible on entry to the designated smoking area.
 - Room must not include any services needed by other than smokers. This requirement includes, without limitation, public telephone, means of entertainment and games...
 - Room must be located so no employee or other person needs to enter the room to access any item or other area such as the toilet rooms, kitchens, entrances, dining rooms...

3- Ventilation and air conditioning systems requirements.

Designing of Smoking area should meets all of the following criteria:

- Maintain smoking area depressurized relative to the adjoining non smoking areas. The pressure differential must be between -5 to -7 Pascal which is equivalent to (-0.02 to -0.03 in.w.c.).
- Supply air provided to the area must be not less than 60 cfm. For each person (designing must be based on the maximum occupant density).
- Air from the room must be mechanically exhausted to the outside and no air from room can be re-circulated to non smoking area by air conditioning and ventilation system. The mechanical exhaust system must be on at all working time to create negative pressure within the room and the negative pressure must be maintained while door(s) to the room is open.
- Exhausted air must be a minimum separation distance not less than 25 feet from the entrances or exits of the building, windows and the fresh air intake of the ventilation and air conditioning system.
- Ventilation and air conditioning system for smokers must be separated from other systems. The air shall not be re-circulated with adjacent no smoking areas.

4-No one under 20 years old permitted in smoking areas.

5-Outdoor Dining areas of food services establishments with no roof or other ceiling enclosure; provided, however, that smoking may be permitted in a contiguous area designated for smoking so long as such area:

- Constitutes no more than 50% of the outdoor seating capacity of such food service establishment.
- Must be at least 3 feet away from the outdoor area of such food service establishment not designated for Smoking.
- Must be at least 3 feet away from the entrances or exits of indoor area.
- (No Smoking) signs, or the international "No Smoking" must be clearly posted where smoking is regulated and properly maintained, by the owner, operator, manager or other person having control of such areas.

6- No owner, lessee, manager, or person in charge of a restaurant and café which designate a smoking area shall fail to ensure that such employee asks each patron for the patron's preference for seating in or use of a No-Smoking or a Smoking area.

7- No owner, lessee, principal manager, or person in charge of a restaurant and café which designate a smoking area shall fail to maintain it in accordance with the requirements.

General instructions:

- An approvals or permit must be obtained from the Clinic and community Health Section/ Public Health Department/ (Dubai Municipality)

Attaching the following documents:

- ⇒ An application form from the section (Applicant must indicate how the business operation will be modified).
 - ⇒ Trade License of the establishment.
 - ⇒ Layout of full floor plan of the premise including the proposed smoking and non-smoking areas.
 - ⇒ Plan of the ventilation and air conditioning system including locations and capacity of each equipment for smoking and non-smoking areas and locations of fresh air intakes/ exhaust outlets.
- (No Smoking) signs, or the international "No Smoking" must be clearly posted where smoking is regulated and properly maintained, by the owner, operator, manager or other person having control of such areas.
 - Cigarettes ashtrays must be removed from all sites/ areas that smoking is prohibited.

Smoking – Designated Areas

Smoking room shall mean a room or lounge which is specifically used for smoking in only; these can be found in any public place where smoking is prohibited in such as shopping centers,

hotels, government building, companies, and labor camps. The Smoking areas must be designated and marked as smoking area dedicated for smokers only and meet all the following requirements and conditions:

1. A dedicated indoor area that is totally isolated from all non-smoking areas by walls from floor to ceiling.
2. Room must be equipped with self-closing door(s) that is equipped with an alarm that will be activated if the door remains open for more than 60 seconds.
3. Absolutely no service will be permitted in room and instant drink can be brought into room by patrons only.
4. A designated smoking area may not include any waiting area lobby, hall way, elevator, and must not include any services needed by other than smokers. This requirement includes, without limitation, public telephone, means of entertainment and games).
5. A designated smoking area must be a minimum separation distance not less than 25 feet from the entrances of the building.
6. Occupant density shall be not higher than acceptable limit (1person /15 feet square).
7. Where smoking is prohibited a sign using the international "No Smoking" symbol shall be posted in a position clearly visible on entry to the designated smoking area.
8. Room cannot contain any services needed by other than smokers includes without limitation (such as public telephone)
9. Room must be located so no employee or other person needs to enter the room to access any item or other area such the toilet rooms, kitchens, entrances, dining rooms...
10. Room must be furnished appropriate for the convenience of users of the place.
11. No one under 20 years old permitted in this area.
12. Safety requirements must be provided and fire extinguishers should be installed in approved location.
13. Ventilation and air conditioning systems requirements.

Designing of Smoking area should meets all of the following criteria:

- 13.1 Maintain smoking area depressurized relative to the adjoining non smoking areas. The pressure differential must be between -5 to -7 Pascal which is equivalent to (-0.02 to -0.03 in.w.c.).
- 13.2 Supply air provided to the area must be not less than 60 cfm. For each person (designing must be based on the maximum occupant density).
- 13.3 Air from the room must be mechanically exhausted to the outside and no air from room can be re-circulated to non smoking area by air conditioning and ventilation system. The mechanical exhaust system must be on at all working

time to create negative pressure within the room and the negative pressure must be maintained while door(s) to the room is open.

- 13.4 Exhausted air must be a minimum separation distance not less than 25 feet from the entrances or exits of the building, windows and the fresh air intake of the ventilation and air conditioning system.
- 13.5 Ventilation and air conditioning system for smokers must be separated from other systems. The air shall not be re-circulated with adjacent no smoking areas.

General instructions:

- An approvals or permit must be obtained from the Clinic and community Health Section/ Public Health Department/ (Dubai Municipality)

Attaching the following documents:

- ⇒ An application form from the section (Applicant must indicate how the business operation will be modified).
 - ⇒ Trade License of the establishment.
 - ⇒ Layout of full floor plan of the premise including the proposed smoking and non-smoking areas.
 - ⇒ Plan of the ventilation and air conditioning system including locations and capacity of each equipment for smoking and non-smoking areas and locations of fresh air intakes/ exhaust outlets.
- (No Smoking) signs, or the international "No Smoking" must be clearly posted where smoking is regulated and properly maintained, by the owner, operator, manager or other person having control of such areas.
 - Cigarettes ashtrays must be removed from all sites/ areas that smoking is prohibited.

Shisha Places Regulations

Effective "18/11/2007"

Scope:

1. These conditions are applied to all permitted Shisha cafes and restaurants.
2. These conditions are effective from 2007 - 2008, and will be reviewed and updated in 2009
3. These conditions will be implemented to all permitted cafes and restaurants that serve shisha after the approval of these conditions.
4. Shisha cafes that are permitted to serve shisha in their trade license are given maximum one year to rectify their position.
5. Restaurants that serve shisha are given a period until their permit is expired to rectify their position.

First: Shisha Cafes

Planning Conditions

1. Shisha cafes are only permitted in the areas classed as commercial, commercial residential or tourist attraction area.
2. Must be located on the ground floor only, except hotels.
3. Must be at least 25 feet away from the entrances or exits of the building.
4. Must be at least 200 meter away from schools, mosques, education establishments and training centers.
5. Must be within a building located near parking or in such areas where parking is at easy access.

☰ Licensing requirements

1. All shisha places must be licensed from the Economic development department as shisha (Cafe)
2. The total floor area must be not less than 2000 square feet
3. Obtain an approval from Planning Department / Dubai Municipality indicating the area. (Area must not be amended or changed only after taking the approval from the Planning Department).
4. Obtain the approval from Buildings Department /Dubai Municipality for the interior design and decoration.
5. A permit must be obtained from the Clinic and community Health Section/ Public Health Department. [This permit would express the conditions and regulations of ventilation and air conditioning systems), commitments to working hours also required (from 9 AM-1.00 after midnight)].

☰ Health & Safety conditions

1. Area must be equipped with self-closing door/s that is equipped with an alarm that will be activated if the door remains open for more than 60 second. It must be kept closed all the time except upon entering and exiting.
2. Occupant density shall be not higher than acceptable limit (1person /20 feet square).
- 3. shisha preparation area requirements:**
 - 3.1 Provide an area of at least 50 square feet for cleaning and preparing of shisha .
 - 3.2 Provide a stainless steel table for shisha preparation.
 - 3.3 Provide a separate shisha washing basin (sink) for washing shishas only.
 - 3.4 Coal preparation area (platform) must be provided with mechanical exhaust system to expel polluted air outside the premises directly.
 - 3.5 Shisha Smoking area must be separated from the preparation of shisha preparation/ tea or coffee and others preparation areas.
- 4. Ventilation and air conditioning systems requirements.**

(Designing of Smoking area should meets all of the following criteria):

- 4.1 Maintain smoking area depressurized relative to the adjoining non smoking areas. The pressure differential must be between -5 to -7 Pascal which is equivalent to (-0.02 to -0.03 in.w.c.).
 - 4.2 Supply air provided to the area must be not less than 60 cfm. For each person (designing must be based on the maximum occupant density).
 - 4.3 Air from the room must be mechanically exhausted to the outside and no air from room can be re-circulated to non smoking area by air conditioning and ventilation system. The mechanical exhaust system must be on at all working time to create negative pressure within the room and the negative pressure must be maintained while door(s) to the room is open.
 - 4.4 Exhausted air must be a minimum separation distance not less than 25 feet from the entrances or exits of the building, windows and the fresh air intake of the ventilation and air conditioning system.
 - 4.5 Ventilation and air conditioning system for smokers must be separated from other systems. The air shall not be re-circulated with adjacent no smoking areas.
5. Must use Disposable mouth pieces only.
 6. Must provide one toilet and external hand wash basin for ladies and another for Gents.
 7. A warning sign shall be posted on the shop entrance indicate that no person under 20 years of age is allowed to enter the place or permitted in the area.
 8. No shisha take away services is allowed, that is no shisha to be delivered to the cars or homes or offices or others.
 9. All employees within the shisha place should possess valid occupational health card.

Safety Regulations

1. Provide a first aid box.
2. Safety requirements must be provided and fire extinguishers should be installed in approved location and in adjacent to the area where the coals are prepared.
3. Coal must be stored in safe places away from flammable materials
4. Hot coal/charcoal must be placed in a safe non combustible container made of ceramic or metal and kept at a distant not less than 10 feet away from any combustible material .The container shall be labeled "Hot Coals only".

5. All combustible decorative materials shall be flame resistance. This includes curtains, table cloths and all materials hanged from ceilings and/ or wall. All textile and film materials shall be treated and maintained flame resistance. Flooring should not be covered with combustible materials or difficult to be cleaned materials.
6. If the occupant load of the lounge is 50 or more then requirements for assembly occupancies shall include a second exit and illuminated exit signs.
7. Shisha places shall not cause any disturbances or nuisance to the building occupants, traffic, neighbor hood and public parking areas.

Second: The Restaurants

☰ Licensing requirements

- Must be licensed from the Economic development department as Restaurant.
- The total dining area must be not less than 1000 square feet.
- Obtain an approval from Planning Department / Dubai Municipality indicating the area. (Area must not be amended or changed only after taking the approval from the Planning).
- Obtain the approval from Buildings Department /Dubai Municipality for the interior design and decoration.
- A permit must be obtained from the Clinic and the community Health Section/ Public Health Department. [This permit would express the conditions and regulations of ventilation and air conditioning systems, commitments to working hours (from 9 AM– 1.00 after midnights)].

☰ Health & Safety conditions

In addition to the conditions in shisha café the following must be applied:

1. A dedicated indoor area that is totally isolated from all non-smoking areas by walls from floor to ceiling.
2. Shisha place can be no larger than 50% of total indoor dining area and no more than 50% of **outdoor** area.

Third: Using the pavements and outside areas for shisha smoking

Planning conditions

1. No adjacent outdoor areas of the building must be used.
2. No adjacent areas that are not owned by others would be used.
3. No public facilities or public parking /public services areas would be used.
4. Occupied outdoor area must not exceed the front of the licensed premise.
5. No temporary or permanent extensions with sheds are allowed externally.
6. Changes to the external floorings not allowed only if permission is obtained.

Licensing requirements

1. The coffee shop or restaurant should be licensed from the Economic Development department and permitted to serve shisha.
2. Approval by Planning Department (within the commercial and tourist attraction areas only, not allowed in residential areas).
3. Approval by Roads and Transport Authority/ Parking Department.
4. Annual Permit from Clinic and Community Health section/ Public Health Department.

Health and Safety requirement

In addition to the conditions in shisha café and restaurant the following must be applied:

1. The external area must not be used for coal storage or preparation, or shisha preparation or cleaning.
2. Shisha cannot be displayed to advertise smoking.
3. Should not cause any inconvenience to the building or the neighbors or the surrounding area.
4. Commitment to all the requirements and regulation for pavement use and external areas for building and commercial shops in the emirate of Dubai according to local order No. (1) For the year 2006 and its executive by laws No. (173) for the year 2007.