

Provincial/Territorial E-Cigarette Legislation in Canada

As of 19 December 2016

Measure	British Columbia	Manitoba	New Brunswick	Nova Scotia	Ontario	Prince Edward Island	Quebec	Newfoundland & Labrador
	<p>Bill 14, <i>The Tobacco Control Amendment Act</i></p> <p><i>Tobacco and Vapour Products Control Act</i></p>	<p>Bill 30, <i>The Non-Smokers Health Protection Amendment Act (E-cigarettes)</i></p> <p><i>The Non-Smokers Health Protection and Vapour Products Act</i></p>	<p>Bill 57, <i>An Act to Amend the Tobacco Sales Act</i></p> <p><i>Tobacco and Electronic Cigarette Sales Act</i></p>	<p>Bill 60, <i>An Act to Amend ... the Smoke-free Places Act, and ... the Tobacco Access Act</i></p> <p><i>Smoke-free Places Act (amended) and Tobacco Access Act (amended)</i></p>	<p>Bill 45, <i>Making Healthier Choices Act, Act, 2015</i></p> <p><i>Electronic Cigarettes Act, 2015</i> (partially proclaimed)</p>	<p>Bill 9, <i>An Act to Amend the Smoke-free Places Act</i></p> <p>Bill 10, <i>An Act to Amend the Tobacco Sales and Access Act</i></p> <p><i>Tobacco and Electronic Smoking Device Sales and Access Act</i></p>	<p>Bill 44, <i>An Act to bolster tobacco control</i></p> <p><i>Tobacco Control Act</i></p>	<p>Bill 35, <i>An Act to Amend the Smoke-Free Environment Act, 2005 and the Tobacco Control Act</i></p> <p><i>Smoke-Free Environment Act, 2005</i></p> <p><i>Tobacco and Vapour Products Control Act</i></p>
<p>Date introduced</p> <p>Date in effect</p>	<ul style="list-style-type: none"> • 5 March 2015 • 1 Sept 2016 	<ul style="list-style-type: none"> • 1 June 2015 • 5 November 2015 (Royal Assent) 	<ul style="list-style-type: none"> • 29 May 2015 • 1 July 2015 	<ul style="list-style-type: none"> • 24 October 2014 • 31 May 2015 	<ul style="list-style-type: none"> • 24 November 2014 • Sales-to-minors ban in effect 1 Jan 2016 • Other provisions in effect on date TBD 	<ul style="list-style-type: none"> • 9 June 2015 • 1 October 2015 	<ul style="list-style-type: none"> • 1 May 2015 • 26 November 2015 (most e-cig provisions) 	<ul style="list-style-type: none"> • 2 June 2016 • Sales-to-minors ban, workplace & public place vaping ban & ban on vaping in a motor vehicle with kids under 16 in effect 7 June 2016 • Other provisions in effect 1 July 2017
<p>Bans sales to minors</p>	<p style="text-align: center;">✓</p> <ul style="list-style-type: none"> • Also bans supply to minors 	<p style="text-align: center;">✓</p> <ul style="list-style-type: none"> • Also bans supply to minors 	<p style="text-align: center;">✓</p> <ul style="list-style-type: none"> • Also bans supply to minors 	<p style="text-align: center;">✓</p> <ul style="list-style-type: none"> • Also bans supply to minors • Also bans possession by minors 	<p style="text-align: center;">✓</p> <ul style="list-style-type: none"> • Also bans supply to minors • In effect 1 Jan 2016 	<p style="text-align: center;">✓</p> <ul style="list-style-type: none"> • Also bans supply to minors • Bans purchase by minors 	<p style="text-align: center;">✓</p> <ul style="list-style-type: none"> • Also bans supply to minors • Photo ID required, regardless of age 	<p style="text-align: center;">✓</p> <ul style="list-style-type: none"> • Also bans supply to minors
<p>Bans sales in specified locations</p>	<p style="text-align: center;">✓</p> <ul style="list-style-type: none"> • Sales banned wherever tobacco sales banned 	<p style="text-align: center;">X</p>	<p style="text-align: center;">✓</p> <ul style="list-style-type: none"> • Sales banned wherever tobacco sales banned 	<p style="text-align: center;">✓</p> <ul style="list-style-type: none"> • Sales banned in pharmacies • Sales banned wherever specified in regs 	<p style="text-align: center;">✓</p> <ul style="list-style-type: none"> • Sales banned wherever tobacco sales banned 	<p style="text-align: center;">✓</p> <ul style="list-style-type: none"> • Sales banned wherever tobacco sales banned 	<p style="text-align: center;">✓</p> <ul style="list-style-type: none"> • Sales banned wherever tobacco sales banned 	<p style="text-align: center;">✓</p> <ul style="list-style-type: none"> • Sales banned wherever tobacco sales banned

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Bans sales in specified locations (cont'd)					<ul style="list-style-type: none"> Reg'y authority to permit sales in any prescribed place under any prescribed condition 			
Bans use in indoor public places/ workplaces	<p style="text-align: center;">✓</p> <ul style="list-style-type: none"> Use banned where smoking banned Exempts trial/use in shops where minors prohibited Max. 2 customers can trial/use at a time 	<p style="text-align: center;">✓</p> <ul style="list-style-type: none"> Use banned where smoking banned Exempts trial/use in vape shops Reg'y authority to exempt class of place if children generally not permitted access 	<p style="text-align: center;">✓</p>	<p style="text-align: center;">✓</p> <ul style="list-style-type: none"> Use banned where smoking banned 	<p style="text-align: center;">✓</p> <ul style="list-style-type: none"> Use banned where smoking banned 	<p style="text-align: center;">✓</p>	<p style="text-align: center;">✓</p> <ul style="list-style-type: none"> Use banned where smoking banned 	<p style="text-align: center;">✓</p> <ul style="list-style-type: none"> Use banned where smoking banned
Bans use in other places	<p style="text-align: center;">✓</p> <ul style="list-style-type: none"> On/in school property On/in health board property, except in designated areas In cars with kids under 16 years Within 6 m of doors, windows, air intakes (patios exempted if doors and windows are closed and air intakes inactive) 	<p style="text-align: center;">X</p>	<p style="text-align: center;">✓</p> <ul style="list-style-type: none"> On/in school property In cars with kids under 16 years Within 3m of patios Within 9m of doors, windows, air intakes On/within 20m of playgrounds, beaches, sports fields On/within 9m of outdoor trails 	<p style="text-align: center;">✓</p> <ul style="list-style-type: none"> On/in school property In cars with kids under 19 years On restaurant/ bar patio Within 4m of doors, windows, air intakes of workplaces 	<p style="text-align: center;">✓</p> <ul style="list-style-type: none"> On/in school property Daycare centre Private home daycare Common areas of MUH Reserved seating area of sports arena or entertainment venue In cars with kids under 16 years Reg'y authority to ban use in additional places 	<p style="text-align: center;">✓</p> <ul style="list-style-type: none"> In cars with kids under 19 years On restaurant/bar patios, except 10 p.m. - 3 a.m. Within 4.5m of doors, air intakes On construction sites 	<p style="text-align: center;">✓</p> <ul style="list-style-type: none"> In cars with kids under 16 years (in effect May 2016) On restaurant/bar patios (in effect May 2016) Within 9m of playgrounds On sports fields and spectator areas Within 9m of doors, windows, air intakes of public places 	<p style="text-align: center;">✓</p> <ul style="list-style-type: none"> In cars with kids under 16 years On restaurant/bar patios Common areas of MUH
Bans point-of-sale promotion	<p style="text-align: center;">✓</p> <ul style="list-style-type: none"> Requires POS warning signage Bans promotion visible from outside retail premises 	<p style="text-align: center;">✓</p> <ul style="list-style-type: none"> Bans promotion visible from outside retail premises Bans outdoor signage 	<p style="text-align: center;">✓</p> <ul style="list-style-type: none"> Bans promotion visible from outside retail premises 	<p style="text-align: center;">✓</p> <ul style="list-style-type: none"> Requires POS signage as prescribed in the regulations 	<p style="text-align: center;">✓</p> <ul style="list-style-type: none"> Bans promotion visible from outside retail premises 	<p style="text-align: center;">✓</p> <ul style="list-style-type: none"> Bans promotion visible from outside retail premises Bans outdoor signage 	<p style="text-align: center;">✓</p> <ul style="list-style-type: none"> Bans outdoor signage Permits prescribed signage, showing only availability, price 	<p style="text-align: center;">✓</p> <ul style="list-style-type: none"> Bans outdoor signage Bans promotion visible from outside retail premises

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Bans point-of-sale promotion (cont'd)	<ul style="list-style-type: none"> Bans objects like mugs or hats that promote brands or manufacturers of vapour products Permits prescribed signage, showing only availability and price Exempts premises where minors not permitted access Applies to duty free shops 	<ul style="list-style-type: none"> Permits prescribed signage, showing only products available, price Exempts premises where children are not permitted access Exempts vape shops Reg'y authority to exempt a class of place 	<ul style="list-style-type: none"> Permits prescribed signage, showing only availability, price Exempts vape shops 	<ul style="list-style-type: none"> Exempts vape shops from POS ban, but bans promotion visible from outside the retail premises Exempts tobacco-nists from POS ban, but bans promotion visible from outside the retail premises 	<ul style="list-style-type: none"> Permits prescribed signage, showing only availability, price Prohibits promotion at entertainment venues by person(s) Reg'y authority to permit sales in any prescribed place under any prescribed condition 	<ul style="list-style-type: none"> Permits prescribed signage, showing only availability, price Mandates other retail signage 	<ul style="list-style-type: none"> Applies same prohibitions on promotion to e-cigarettes as tobacco products 	<ul style="list-style-type: none"> Requires POS signage as prescribed in the regulations (max. 3 signs showing only availability and price) Exempts vape shops & tobacco-nists (minors must be accompanied by an adult) but bans promotion visible from outside the retail premises
Bans point-of-sale display	<p style="text-align: center;">✓</p> <ul style="list-style-type: none"> Exempts premises where minors not permitted access Permits vending machines in adult only venues Applies to duty free shops 	<p style="text-align: center;">✓</p> <ul style="list-style-type: none"> Exempts premises where children not permitted Exempts vape shops Reg'y authority to exempt a class of place 	<p style="text-align: center;">✓</p> <ul style="list-style-type: none"> Exempts vape shops 	<p style="text-align: center;">✓</p> <ul style="list-style-type: none"> Exempts tobacco-nists Exempts vape shops 	<p style="text-align: center;">✓</p> <ul style="list-style-type: none"> Reg'y authority to permit sales in any prescribed place under any prescribed condition 	<p style="text-align: center;">✓</p> <ul style="list-style-type: none"> Exempts tobacco-nists if children not permitted 	<p style="text-align: center;">✓</p> <ul style="list-style-type: none"> Exempts vape shops, where sale of e-cigs is only business and minors not permitted Prohibits display visible outside premises 	<p style="text-align: center;">✓</p> <ul style="list-style-type: none"> Exempts vape shops, where sale of vapour products is only business and minors must be accompanied by an adult Exempts tobacco-nists Permits vending machines in adult only venues
Controls flavours	X	X	X	X	X	X	X	X
					<ul style="list-style-type: none"> Reg'y authority to ban prescribed flavours 		<ul style="list-style-type: none"> Reg'y authority to ban prescribed flavours 	

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Other	<ul style="list-style-type: none"> Exempts vapour products that are prescribed by regulation 		<ul style="list-style-type: none"> Minors not permitted entry to vape shop unless with adult Reg'y authority to exempt e-cigarettes from any provisions 			<ul style="list-style-type: none"> Prohibits false, misleading, deceptive advertising re characteristics, health effects, health hazards 	<ul style="list-style-type: none"> Bans use of tobacco company or tobacco brand name, design element, logo, image, or slogan on any e-cigarette device, liquid, component 	<ul style="list-style-type: none"> Designated vaping rooms permitted in select workplaces identified in the regs