

# Non-Smokers' Rights Association

## Smoking and Health Action Foundation

March 2008

### Northwest Territories

Name of legislation	<ul style="list-style-type: none"> <li><i>Tobacco Control Act</i> (see table below for <i>Environmental Tobacco Smoke Work Site Regulations</i>)</li> </ul>
Date in force	<ul style="list-style-type: none"> <li>September 30, 2006</li> </ul>
Workplaces	<ul style="list-style-type: none"> <li>This Act pertains to public places</li> <li>Smoking permitted in parts of workplaces to which the public is not admitted that meet the prescribed requirements</li> <li>Smoking permitted in home daycare facilities during periods when daycare is not being provided</li> <li>Smoking permitted in designated smoking hotel rooms by registered guests and their invited guests</li> <li>Smoking permitted in a designated smoking room in nursing homes, group homes or other residential facilities (as per regulations)</li> </ul>
Restaurants	<ul style="list-style-type: none"> <li>Smoking prohibited</li> </ul>
Casinos, bingos, etc.	<ul style="list-style-type: none"> <li>Smoking prohibited</li> </ul>
Bars	<ul style="list-style-type: none"> <li>Smoking prohibited</li> </ul>
Public places	<ul style="list-style-type: none"> <li>Smoking prohibited in virtually all enclosed public places</li> </ul>
Outdoor provisions	<ul style="list-style-type: none"> <li>Smoking prohibited within 3 metres of any entrance or exit of an enclosed workplace or public place, except in an enclosed shelter designated for smoking provided the smoke does not come into contact with people entering or leaving the workplace</li> <li>Smoking prohibited within 15 metres of any entrance or exit of a school</li> </ul>
Provision for municipalities	<ul style="list-style-type: none"> <li>Section 10 of <i>The Tobacco Control Act</i> states that if another act, regulation or bylaw conflicts with sections 8 or 9 of this Act, the provision that is the more restrictive of smoking prevails</li> </ul>
Summary	<ul style="list-style-type: none"> <li><b>On its own, this legislation is strong for public place protection but weak for workplaces to which the public is not</b></li> </ul>

	<p><b>generally admitted</b></p> <ul style="list-style-type: none"> <li>• <b>Legislation is “middle of the road” for outdoor protection</b>—includes entrances and exits, but could be strengthened with the inclusion of patios, school grounds and buffer zones around air intakes and windows that open</li> <li>• However, <b>together with the worksite regulations listed below, indoor protection in workplaces and public places is strong</b></li> </ul>
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Name of legislation	<ul style="list-style-type: none"> <li>• <i>Environmental Tobacco Smoke Work Site Regulations (Section 25 of the Safety Act)</i></li> </ul>
Date in force	<ul style="list-style-type: none"> <li>• May 31, 2004</li> </ul>
Workplaces	<ul style="list-style-type: none"> <li>• Smoking prohibited in virtually all enclosed workplaces</li> </ul>
Restaurants	<ul style="list-style-type: none"> <li>• Smoking prohibited</li> </ul>
Casinos, bingos, etc.	<ul style="list-style-type: none"> <li>• Smoking prohibited</li> </ul>
Bars	<ul style="list-style-type: none"> <li>• Smoking prohibited</li> </ul>
Public places	<ul style="list-style-type: none"> <li>• Smoking prohibited in all enclosed public places that are also workplaces</li> </ul>
Outdoor provisions	<ul style="list-style-type: none"> <li>• Smoking prohibited within 3 metres of any entrance or exit of an enclosed workplace (if the area is owned or controlled by the employer), except in an enclosed shelter designated for smoking provided the smoke does not come into contact with people entering or leaving the workplace</li> </ul>
Provision for municipalities	<ul style="list-style-type: none"> <li>• Not applicable</li> </ul>
Summary	<ul style="list-style-type: none"> <li>• <b>Legislation strong for protection in indoor workplaces</b></li> <li>• <b>Legislation weak for outdoor protection</b>—could be strengthened by including patios as well as buffer zones around air intakes and windows that open</li> </ul>

## Notes

No updates at this time.