

Non-Smokers' Rights Association Smoking and Health Action Foundation

March 2008

Prince Edward Island

Name of legislation	<ul style="list-style-type: none"> • <i>Smoke-free Places Act</i>
Date in force	<ul style="list-style-type: none"> • June 1, 2003
Workplaces	<ul style="list-style-type: none"> • Smoking permitted in DSRs (must be fully enclosed, separately ventilated and cannot exceed 25% of the total floor area) or in outdoor DSAs (indoor non-smoking area must be a structurally separate from the outdoor location) of some workplaces and in long-term care facilities • Smoking permitted in indoor DSAs by in-patients or residents of hospitals for the mentally ill and in those portions of a hospital that provide long-term care facilities (DSAs need to be separately ventilated but not necessarily separately enclosed) • Smoking permitted by registered guests and their invited guests in designated smoking hotel rooms
Restaurants	<ul style="list-style-type: none"> • Smoking permitted in DSRs but no service in DSRs
Casinos, bingos, etc.	<ul style="list-style-type: none"> • Smoking prohibited
Bars	<ul style="list-style-type: none"> • Smoking permitted in DSRs but no service in DSRs
Public places	<ul style="list-style-type: none"> • Smoking prohibited in some public places (such as schools, daycare centres, hospitals, etc.) yet DSRs permitted in the "non-public" sections of many other public places
Outdoor provisions	<ul style="list-style-type: none"> • Smoking prohibited within 2.4 metres of entrances and exits on existing patios, and within 4.5 metres of air intakes on new patios • For designated outdoor smoking areas that are not patios, smoking prohibited within 4.5 metres of entrances, exits and air intakes • Smoking prohibited on school property
Private motor vehicles (New!)	<ul style="list-style-type: none"> • Government has announced it intends to introduce legislation, but only after public consultations

Provision for municipalities	<ul style="list-style-type: none"> Section 3 of the <i>Smoke-free Places Act</i> stipulates that where a provision of an act, regulation or bylaw conflicts with this Act, the more stringent restriction will prevail
Summary	<ul style="list-style-type: none"> Legislation weak and not up to current standards for indoor protection from SHS—smoking permitted in DSRs in many workplaces and public places Legislation middle of the road for outdoor protection—could be strengthened by uniformly prohibiting smoking on patios, as well as having a consistent prescribed distance from all entrances, exits, windows and air intakes

Notes

According to a March 3, 2008 Canadian Broadcasting Corporation (CBC) story, the provincial government is planning to expand smoking bans on the island to include hospital grounds, private vehicles carrying children, as well as eliminating designated smoking rooms (DSRs). Health Minister Doug Currie has reportedly stated that no changes will happen in the coming spring sitting of the legislature, as the government plans to hold a series of public consultations first.