

Provincial and Territorial Smoke-Free Legislation Summary

Province or Territory	Workplaces	Public Places	Outdoor Provisions	Private Vehicles Carrying Children	Ability of Municipalities to Pass More Restrictive Bylaws
<p>Alberta:</p> <p><i>Smoke-Free Places (Tobacco Reduction Amendment Act, 2007)</i> (In force Jan. 1, 2008)</p> <p><i>Tobacco Reduction (Protection of Children in Vehicles) Amendment Act, 2012</i> (New!) (Yet to be proclaimed)</p>	Smoking prohibited in virtually all enclosed workplaces	Smoking prohibited in all enclosed public places	<p>Smoking prohibited:</p> <ul style="list-style-type: none"> • On patios • Within a 5 m buffer zone around entrances and exits, operable windows and air intakes to all workplaces and public places 	Smoking prohibited in private vehicles with children under the age of 18 present (New!)	Yes
<p>British Columbia:</p> <p><i>Tobacco Control Act</i> (In force Mar. 31, 2008)</p> <p><i>Motor Vehicle (Banning Smoking When Children Present) Amendment Act, 2008</i> (In force Apr. 7, 2009)</p>	Smoking prohibited in virtually all enclosed workplaces	Smoking prohibited in all enclosed public places	<p>Smoking prohibited:</p> <ul style="list-style-type: none"> • Within a 3 m buffer zone around entrances and exits, operable windows and air intakes to all workplaces and public places • On school grounds <p>Smoking permitted on patios with restrictions</p>	Smoking prohibited in private vehicles with children under the age of 16 present	No, but permitted through the <i>Local Government Act</i>

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<p>Manitoba:</p> <p><i>The Non-Smokers' Health Protection Act (Various Acts Amended)</i> (In force Oct. 1, 2004)</p> <p><i>The Highway Traffic Amendment Act (Promoting Safer and Healthier Conditions in Motor Vehicles)</i> (In force July 15, 2010)</p>	Smoking prohibited in virtually all enclosed workplaces	Smoking prohibited in all enclosed public places	Smoking permitted on patios with restrictions	Smoking prohibited in private vehicles with children under the age of 16 present.	<p>Yes</p> <p>Sections 9 and 10 of <i>The Non-Smokers Health Protection Act (Various Acts Amended)</i> allow municipalities to pass bylaws prohibiting or limiting smoking, and the more restrictive prevails</p>
<p>New Brunswick:</p> <p><i>Smoke-free Places Act</i> (In force Oct. 1, 2004)</p> <p><i>An Act to Amend the Smoke-free Places Act</i> (In force Jan. 1, 2010)</p>	Smoking prohibited in virtually all enclosed workplaces	Smoking prohibited in all enclosed public places	<p>Smoking prohibited:</p> <ul style="list-style-type: none"> • On school grounds <p>Smoking permitted on patios with restrictions</p>	Smoking prohibited in private vehicles with children under the age of 16 present.	No

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Newfoundland and Labrador: <i>Smoke-free Environment Act, 2005</i> (In force July 1, 2005) <i>An Act to Amend to Smoke-Free Environment Act, 2005</i> (In force May 31, 2011)	Smoking prohibited in virtually all enclosed workplaces except for DSRs in remote worksites (as defined by the regs), underground mining operations and marine installations.	Smoking prohibited in all enclosed public places	Smoking prohibited: <ul style="list-style-type: none"> • On patios 	Smoking prohibited in private vehicles with children under the age of 16 present	Yes
Northwest Territories: <i>Tobacco Control Act, 2006</i> (In force Sept. 30, 2006) <i>Environmental Tobacco Smoke Work Site Regulations</i> (In force May 31, 2004)	Smoking prohibited in virtually all enclosed workplaces	Smoking prohibited in all enclosed public places	Smoking prohibited: <ul style="list-style-type: none"> • Within a 15 m buffer zone around entrances and exits of schools • Within a 3 m buffer zone around workplaces and public places. (Note that designated smoking structures are permitted within a 3 m radius of an entrance or exit if smoke doesn't come into contact with workers at the site.) • In outdoor bus shelters 	No	Yes

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<p>Nova Scotia:</p> <p><i>Smoke-free Places Act (amended)</i> (In force Dec. 1, 2006)</p> <p>(Private motor vehicle amendment in force Apr. 1, 2008)</p>	Smoking prohibited in virtually all enclosed workplaces	Smoking prohibited in all enclosed public places	<p>Smoking prohibited:</p> <ul style="list-style-type: none"> • On patios • On school grounds • Within a 4m buffer zone around licensed outdoor areas, entrances and exits, air intakes and windows of workplaces 	Smoking prohibited in private vehicles with children under the age of 19 present.	Yes
<p>Nunavut:</p> <p><i>Tobacco Control Act</i> (In force May 31, 2004)</p> <p><i>Environmental Tobacco Smoke Work Site Regulations</i> (In force May 31, 2004)</p>	Smoking prohibited in virtually all enclosed workplaces	Smoking prohibited in all enclosed public places	<p>Smoking prohibited:</p> <ul style="list-style-type: none"> • Within a 15 m buffer zone around entrances and exits of schools • Within a 3 m buffer zone around workplaces and public places. (Note that designated smoking structures are permitted within a 3 m radius of an entrance or exit if smoke doesn't come into contact with workers at the site.) 	No	Yes

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<p>Ontario:</p> <p><i>Smoke-Free Ontario Act</i> (In force May 31, 2006)</p> <p><i>Smoke-Free Ontario Amendment Act, 2008</i> (In force Jan. 21, 2009)</p>	Smoking prohibited in virtually all enclosed workplaces	Smoking prohibited in all enclosed public places	<p>Smoking prohibited:</p> <ul style="list-style-type: none"> • On school grounds • Within a 9 m buffer zone around entrances and exits of hospitals and health care facilities • In reserved seating areas of outdoor sports arenas and entertainment venues <p>Smoking permitted on patios with restrictions</p>	Smoking prohibited in private vehicles with children under the age of 16 present.	Yes
<p>Prince Edward Island:</p> <p><i>An Act to Amend the Smoke-free Places Act</i> (In force Sept. 15, 2009)</p> <p>(continued on next page)</p>	Smoking prohibited in virtually all enclosed workplaces	Smoking prohibited in all enclosed public places	<p>Smoking prohibited:</p> <ul style="list-style-type: none"> • On hospital property (with the exception of Hillsborough Hospital, where an outside DSA is provided for patients only) • On school property • On construction sites • On the portion of an outdoor public place used as a daycare centre, nursery school or kindergarten 	Smoking prohibited in private vehicles with children under the age of 19 present.	Yes

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Prince Edward Island (cont'd)			<ul style="list-style-type: none"> Outdoor DSAs that are not patios must be 4.5 m from any entrance or air intake for indoor non-smoking areas <p>Smoking permitted on patios with restrictions</p>		
Quebec: <i>The Tobacco Act</i> (In force May 31, 2006)	<p>Smoking prohibited in virtually all enclosed workplaces</p> <p>Smoking restricted in hotel rooms</p>	<p>Smoking prohibited in all enclosed public places except in existing separately enclosed and ventilated cigar rooms</p>	<p>Smoking prohibited:</p> <ul style="list-style-type: none"> Within a 9 m buffer zone around doorways of health and social service institutions, colleges and universities, non-residential daycare centres, and facilities where activities for minors are held On school property <p>Smoking permitted on patios with restrictions</p>	No	<p>No, but permitted through the <i>Municipal Powers Act</i></p>

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<p>Saskatchewan:</p> <p><i>The Tobacco Control Act (amended)</i> (In force Oct. 1, 2010)</p> <p><i>Occupational Health and Safety Amendment Regulations, 2008</i> (No. 2) (In force May 31, 2009)</p>	Smoking prohibited in virtually all enclosed workplaces	Smoking prohibited in all enclosed public places, including the common areas of multi-unit dwellings	<p>Smoking prohibited:</p> <ul style="list-style-type: none"> • Within 3 m of doorways, windows and air intakes of enclosed public places • On school property 	Smoking prohibited in private vehicles with children under the age of 16 present	Yes
<p>Yukon:</p> <p><i>Smoke-free Places Act</i> (In force May 15, 2008)</p>	Smoking prohibited in virtually all enclosed workplaces	Smoking prohibited in all enclosed public places	<p>Smoking prohibited:</p> <ul style="list-style-type: none"> • On patios • Within a 5 m buffer zone around doorways, windows and air intakes of workplaces and public places • On school grounds, including post-secondary institutions 	Smoking prohibited with children under the age of 18 present	Yes