

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
Alberta: <i>Smoke-Free Places (Tobacco Reduction) Amendment Act, 2007</i> (In force Jan. 1, 2008)	Smoking prohibited in virtually all enclosed workplaces	Smoking prohibited in all enclosed public places	Smoking prohibited: <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 	No	Yes
British Columbia: <i>Tobacco Control Act</i> (In force March 31, 2008) (New!) <i>Motor Vehicle (Banning Smoking When Children Present) Amendment Act, 2008</i> (In force April 7, 2009)	Smoking prohibited in virtually all enclosed workplaces	Smoking prohibited in all enclosed public places	Smoking prohibited: <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 Smoking restricted on patios	Smoking prohibited in private vehicles with children under the age of 16 present.	No, but permitted through the <i>Local Government Act</i>

<p>Manitoba: <i>The Non-Smokers' Health Protection Act (Various Acts Amended)</i> (In force October 1, 2004)</p>	<p>Smoking prohibited in virtually all enclosed workplaces</p>	<p>Smoking prohibited in all enclosed public places</p>	<p>Smoking restricted on patios</p>	<p>(New!) Government Bill 5, <i>The Highway Traffic Amendment Act (Promoting Safer and Healthier Conditions in Motor Vehicles)</i> was introduced November 27 2008. Will protect children ages 16 and under.</p>	<p>No</p>
<p>New Brunswick: <i>Smoke-free Places Act</i> (In force October 1, 2004)</p>	<p>Smoking prohibited in virtually all enclosed workplaces</p>	<p>Smoking prohibited in all enclosed public places</p>	<p>Smoking prohibited on school grounds Smoking restricted on patios</p>	<p>(New!) Government Bill 47, <i>An Act to Amend the Smoke-free Places Act</i>, introduced April 15 2009. Will protect children ages 16 and under.</p>	<p>No</p>
<p>Newfoundland and Labrador: <i>Smoke-free Environment Act, 2005</i> (In force June 1, 2005)</p>	<p>Smoking permitted in DSRs in workplaces not ordinarily open to the public</p>	<p>Smoking prohibited in all enclosed public places</p>	<p>Smoking prohibited on patios</p>	<p>No</p>	<p>Yes</p>

<p>Northwest Territories:</p> <p><i>Tobacco Control Act, 2006</i> (In force September 30, 2006) and</p> <p><i>Environmental Tobacco Smoke Work Site Regs</i> (In force May 31, 2004)</p>	<p>Smoking prohibited in virtually all enclosed workplaces</p>	<p>Smoking prohibited in all enclosed public places</p>	<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 	<p>No</p>	<p>Yes</p>
<p>Nova Scotia:</p> <p><i>Smoke-free Places Act (amended)</i> (In force December 1, 2006)</p>	<p>Smoking prohibited in virtually all enclosed workplaces</p>	<p>Smoking prohibited in all enclosed public places</p>	<p>Smoking prohibited:</p> <ul style="list-style-type: none"> • On patios • On school grounds • Within a 4 m buffer zone around licensed outdoor areas, entrances and exits, air intakes and windows of workplaces 	<p>Smoking prohibited with children under the age of 19 present</p>	<p>Yes</p>
<p>Nunavut:</p> <p><i>Tobacco Control Act</i> (In force May 31, 2004) and</p> <p><i>Environmental Tobacco Smoke Work Site Regs</i> (In force May 31, 2004)</p>	<p>Smoking prohibited in virtually all enclosed workplaces</p>	<p>Smoking prohibited in all enclosed public places</p>	<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 	<p>No</p>	<p>Yes</p>

<p>Ontario:</p> <p><i>Smoke-Free Ontario Act</i> (In force May 31, 2006)</p> <p>(New!) <i>Smoke-Free Ontario Amendment Act, 2008</i> (In force January 21, 2009)</p>	<p>Smoking prohibited in virtually all enclosed workplaces</p>	<p>Smoking prohibited in all enclosed public places</p>	<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, health care facilities, psychiatric facilities • In reserved seating areas of outdoor sports arenas and entertainment venues <p>Smoking restricted on patios</p>	<p>Smoking prohibited in private motor vehicles with children under the age of 16 present.</p>	<p>Yes</p>
<p>Prince Edward Island:</p> <p><i>Smoke-free Places Act</i> (In force June 1, 2003)</p> <p>(New!) Gov't Bill 76, <i>An Act to Amend the Smoke-Free Places Act</i> introduced April 24, 2009.</p>	<p>Smoking permitted in DSRs in some workplaces</p> <p>Proposed legislation will eliminate DSRs from virtually all enclosed workplaces</p>	<p>Smoking permitted in DSRs in restaurants and bars, but no service provided</p> <p>Proposed legislation will eliminate DSRs in public places</p>	<p>Smoking prohibited:</p> <ul style="list-style-type: none"> • On school grounds • Within a 2.4 m buffer zone around entrances and exits on existing patios, and within 4.5 m of air intakes on new patios <p>Proposed legislation will prohibit smoking on hospital grounds, and will restrict smoking on patios (smoking permitted between 10 pm and 3 am)</p>	<p>Proposed legislation will prohibit smoking in private motor vehicles with children under the age of 19 present.</p>	<p>Yes</p>

<p>Quebec: <i>The Tobacco Act</i> (In force May 31, 2006)</p>	<p>Smoking permitted in DSRs in non-public portions until May 30, 2008</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 childcare centres, and facilities where activities for minors are held • On school property <p>Smoking restricted on patios</p>	<p>Government has expressed an interest when the <i>Tobacco Act</i> is up for review in 2010.</p>	<p>No, but permitted through the <i>Municipal Powers Act</i></p>
<p>Saskatchewan: <i>The Tobacco Control Act (amended)</i> (In force January 1, 2005) and <i>(New!) Occupational Health and Safety Amendment Regulations, 2008 (No. 2)</i></p>	<p>Smoking prohibited in virtually all enclosed workplaces</p> <p>Smoking permitted in areas of underground mines that are more than 10 m from other workers</p>	<p>Smoking prohibited in all enclosed public places</p>	<p>None</p>	<p>No</p>	<p>Yes</p>
<p>Yukon: <i>Smoke-free Places Act</i> (In force May 15, 2008)</p>	<p>Smoking prohibited in virtually all enclosed workplaces</p>	<p>Smoking prohibited in all enclosed public places</p>	<p>Smoking prohibited:</p> <ul style="list-style-type: none"> • On patios • Within a (prescribed distance) buffer zone around doorways, windows and air intakes of workplaces and public places • On school grounds, including post-secondary institutions 	<p>Smoking prohibited with children under the age of 18 present</p>	<p>Yes</p>