

## Provincial/Territorial E-Cigarette Legislation in Canada

As of 28 June 2016

Measure	British Columbia	Manitoba	New Brunswick	Nova Scotia	Ontario	Prince Edward Island	Quebec
	Bill 14, <i>The Tobacco Control Amendment Act</i> <i>Tobacco and Vapour Products Control Act</i>	Bill 30, <i>The Non-Smokers Health Protection Amendment Act (E-cigarettes)</i> <i>The Non-Smokers Health Protection and Vapour Products Act</i>	Bill 57, <i>An Act to Amend the Tobacco Sales Act</i> <i>Tobacco and Electronic Cigarette Sales Act</i>	Bill 60, <i>An Act to Amend ... the Smoke-free Places Act, and ... the Tobacco Access Act</i> <i>Smoke-free Places Act (amended) and Tobacco Access Act (amended)</i>	Bill 45, <i>Making Healthier Choices Act, Act, 2015</i> <i>Electronic Cigarettes Act, 2015</i>	Bill 9, <i>An Act to Amend the Smoke-free Places Act</i> Bill 10, <i>An Act to Amend the Tobacco Sales and Access Act</i> <i>Tobacco and Electronic Smoking Device Sales and Access Act</i>	Bill 44, <i>An Act to bolster tobacco control</i> <i>Tobacco Control Act</i>
<b>Date introduced</b> <b>Date in effect</b>	<ul style="list-style-type: none"> <li>• 5 March 2015</li> <li>• 1 Sept 2016</li> </ul>	<ul style="list-style-type: none"> <li>• 1 June 2015</li> <li>• 5 November 2015 (Royal Assent)</li> </ul>	<ul style="list-style-type: none"> <li>• 29 May 2015</li> <li>• 1 July 2015</li> </ul>	<ul style="list-style-type: none"> <li>• 24 October 2014</li> <li>• 31 May 2015</li> </ul>	<ul style="list-style-type: none"> <li>• 24 November 2014</li> <li>• Sales-to-minors ban in effect 1 Jan 2016</li> <li>• Other provisions in effect on date TBD</li> </ul>	<ul style="list-style-type: none"> <li>• 9 June 2015</li> <li>• 1 October 2015</li> </ul>	<ul style="list-style-type: none"> <li>• 1 May 2015</li> <li>• 26 November 2015 (most e-cig provisions)</li> </ul>
<b>Bans sales to minors</b>	<ul style="list-style-type: none"> <li>✓</li> <li>• Also bans supply to minors</li> </ul>	<ul style="list-style-type: none"> <li>✓</li> <li>• Also bans supply to minors</li> </ul>	<ul style="list-style-type: none"> <li>✓</li> <li>• Also bans supply to minors</li> </ul>	<ul style="list-style-type: none"> <li>✓</li> <li>• Also bans supply to minors</li> <li>• Also bans possession by minors</li> </ul>	<ul style="list-style-type: none"> <li>✓</li> <li>• Also bans supply to minors</li> <li>• In effect 1 Jan 2016</li> </ul>	<ul style="list-style-type: none"> <li>✓</li> <li>• Also bans supply to minors</li> <li>• Bans purchase by minors</li> </ul>	<ul style="list-style-type: none"> <li>✓</li> <li>• Also bans supply to minors</li> <li>• Photo ID required, regardless of age</li> </ul>
<b>Bans sales in specified locations</b>	<ul style="list-style-type: none"> <li>✓</li> <li>• Sales banned wherever tobacco sales banned</li> </ul>	<ul style="list-style-type: none"> <li>✗</li> </ul>	<ul style="list-style-type: none"> <li>✓</li> <li>• Sales banned wherever tobacco sales banned</li> </ul>	<ul style="list-style-type: none"> <li>✓</li> <li>• Sales banned in pharmacies</li> <li>• Sales banned wherever specified in regs</li> </ul>	<ul style="list-style-type: none"> <li>✓</li> <li>• Sales banned wherever tobacco sales banned</li> <li>• Reg'y authority to permit exemptions</li> </ul>	<ul style="list-style-type: none"> <li>✓</li> <li>• Sales banned wherever tobacco sales banned</li> </ul>	<ul style="list-style-type: none"> <li>✓</li> <li>• Sales banned wherever tobacco sales banned</li> </ul>
<b>Bans use in indoor public places/ workplaces</b>	<ul style="list-style-type: none"> <li>✓</li> <li>• Use banned where smoking banned</li> <li>• Exempts trial/use in shops where minors prohibited</li> <li>• Max. 2 customers can trial/use at a time</li> </ul>	<ul style="list-style-type: none"> <li>✓</li> <li>• Use banned where smoking banned</li> <li>• Exempts trial/use in vape shops</li> <li>• Reg'y authority to exempt class of place if children generally not permitted access</li> </ul>	<ul style="list-style-type: none"> <li>✓</li> </ul>	<ul style="list-style-type: none"> <li>✓</li> <li>• Use banned where smoking banned</li> </ul>	<ul style="list-style-type: none"> <li>✓</li> <li>• Use banned where smoking banned</li> <li>• Reg'y authority to permit sales in any prescribed place under any prescribed condition</li> </ul>	<ul style="list-style-type: none"> <li>✓</li> </ul>	<ul style="list-style-type: none"> <li>✓</li> <li>• Use banned where smoking banned</li> </ul>

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<b>Bans use in other places</b>	<p>✓</p> <ul style="list-style-type: none"> <li>• On/in school property</li> <li>• On/in health board property, except in designated areas</li> <li>• In cars with kids under 16 years</li> <li>• Within 6 m of doors, windows, air intakes (patios exempted if doors and windows are closed and air intakes inactive)</li> </ul>	<p>X</p>	<p>✓</p> <ul style="list-style-type: none"> <li>• On/in school property</li> <li>• In cars with kids under 16 years</li> <li>• Within 3m of patios</li> <li>• Within 9m of doors, windows, air intakes</li> <li>• On/within 20m of playgrounds, beaches, sports fields</li> <li>• On/within 9m of outdoor trails</li> </ul>	<p>✓</p> <ul style="list-style-type: none"> <li>• On/in school property</li> <li>• In cars with kids under 19 years</li> <li>• On restaurant/ bar patio</li> <li>• Within 4m of doors, windows, air intakes of workplaces</li> </ul>	<p>✓</p> <ul style="list-style-type: none"> <li>• On/in school property</li> <li>• Daycare centre</li> <li>• Private home daycare</li> <li>• Common areas of MUDs</li> <li>• Reserved seating area of sports arena or entertainment venue</li> <li>• In cars with kids under 16 years</li> <li>• Reg'y authority to ban use in additional places</li> </ul>	<p>✓</p> <ul style="list-style-type: none"> <li>• In cars with kids under 19 years</li> <li>• On restaurant/bar patios, except 10 p.m. - 3 a.m.</li> <li>• Within 4.5m of doors, air intakes</li> <li>• On construction sites</li> </ul>	<p>✓</p> <ul style="list-style-type: none"> <li>• In cars with kids under 16 years (in effect May 2016)</li> <li>• On restaurant/bar patios (in effect May 2016)</li> <li>• Within 9m of playgrounds</li> <li>• On sports fields and spectator areas</li> <li>• Within 9m of doors, windows, air intakes of public places</li> </ul>
<b>Bans point-of-sale promotion</b>	<p>✓</p> <ul style="list-style-type: none"> <li>• Requires POS warning signage</li> <li>• Bans promotion visible from outside retail premises</li> <li>• Bans objects like mugs or hats that promote brands or manufacturers of vapour products</li> <li>• Permits prescribed signage, showing only availability and price</li> <li>• Exempts premises where minors not permitted access</li> <li>• Applies to duty free shops</li> </ul>	<p>✓</p> <ul style="list-style-type: none"> <li>• Bans promotion visible from outside retail premises</li> <li>• Bans outdoor signage</li> <li>• Permits prescribed signage, showing only products available, price</li> <li>• Exempts premises where children are not permitted access</li> <li>• Exempts vape shops</li> <li>• Reg'y authority to exempt a class of place</li> </ul>	<p>✓</p> <ul style="list-style-type: none"> <li>• Bans promotion visible from outside retail premises</li> <li>• Permits prescribed signage, showing only availability, price</li> <li>• Exempts vape shops</li> </ul>	<p>✓</p> <ul style="list-style-type: none"> <li>• Requires POS signage as prescribed in the regulations</li> <li>• Exempts vape shops from POS ban, but bans promotion visible from outside the retail premises</li> <li>• Exempts tobacco-nists from POS ban, but bans promotion visible from outside the retail premises</li> </ul>	<p>✓</p> <ul style="list-style-type: none"> <li>• Bans promotion visible from outside retail premises</li> <li>• Permits prescribed signage, showing only availability, price</li> <li>• Prohibits promotion at entertainment venues by person(s)</li> <li>• Reg'y authority to permit sales in any pre-scribed place under any prescribed condition</li> </ul>	<p>✓</p> <ul style="list-style-type: none"> <li>• Bans promotion visible from outside retail premises</li> <li>• Bans outdoor signage</li> <li>• Permits prescribed signage, showing only availability, price</li> <li>• Mandates other retail signage</li> </ul>	<p>✓</p> <ul style="list-style-type: none"> <li>• Bans outdoor signage</li> <li>• Permits prescribed signage, showing only availability, price</li> <li>• Applies same prohibitions on promotion to e-cigarettes as tobacco products</li> </ul>

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<b>Bans point-of-sale display</b>	✓ <ul style="list-style-type: none"> <li>Exempts premises where minors not permitted access</li> <li>Permits vending machines in adult only venues</li> <li>Applies to duty free shops</li> </ul>	✓ <ul style="list-style-type: none"> <li>Exempts premises where children not permitted</li> <li>Exempts vape shops</li> <li>Reg'y authority to exempt a class of place</li> </ul>	✓ <ul style="list-style-type: none"> <li>Exempts vape shops</li> </ul>	✓ <ul style="list-style-type: none"> <li>Exempts tobacconists</li> <li>Exempts vape shops</li> </ul>	✓ <ul style="list-style-type: none"> <li>Reg'y authority to permit sales in any prescribed place under any prescribed condition</li> </ul>	✓ <ul style="list-style-type: none"> <li>Exempts tobacconists if children not permitted</li> </ul>	✓ <ul style="list-style-type: none"> <li>Exempts vape shops, where sale of e-cigs is only business and minors not permitted</li> <li>Prohibits display visible outside premises</li> </ul>
<b>Controls flavours</b>	X	X	X	X	X <ul style="list-style-type: none"> <li>Reg'y authority to ban prescribed flavours</li> </ul>	X	X <ul style="list-style-type: none"> <li>Reg'y authority to ban prescribed flavours</li> </ul>
<b>Other</b>	<ul style="list-style-type: none"> <li>Exempts vapour products that are prescribed by regulation</li> </ul>		<ul style="list-style-type: none"> <li>Minors not permitted entry to vape shop unless with adult</li> <li>Reg'y authority to exempt e-cigarettes from any provisions</li> </ul>			<ul style="list-style-type: none"> <li>Prohibits false, misleading, deceptive advertising re characteristics, health effects, health hazards</li> </ul>	<ul style="list-style-type: none"> <li>Bans use of tobacco company or tobacco brand name, design element, logo, image, or slogan on any e-cigarette device, liquid, component</li> </ul>