

## Provincial and Territorial Smoke-Free Legislation Summary

<b>Province or Territory</b>	<b>Workplaces</b>	<b>Public Places</b>	<b>Outdoor Provisions</b>	<b>Private Vehicles Carrying Children</b>	<b>Ability of Municipalities to Pass More Restrictive Bylaws</b>
<b>Alberta:</b>  <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"> <li>• On patios</li> <li>• Within a 5 m buffer zone around entrances and exits, operable windows and air intakes to all workplaces and public places</li> </ul>	No	Yes
<b>British Columbia:</b>  <i>Tobacco Control Act</i> (In force Mar. 31, 2008)  <i>Motor Vehicle (Banning Smoking When Children Present) Amendment Act, 2008</i> (In force Apr. 7, 2009)	Smoking prohibited in virtually all enclosed workplaces	Smoking prohibited in all enclosed public places	Smoking prohibited: <ul style="list-style-type: none"> <li>• Within a 3 m buffer zone around entrances and exits, operable windows and air intakes to all workplaces and public places</li> <li>• On school grounds</li> </ul> Smoking permitted on patios with restrictions	Smoking prohibited in private vehicles with children under the age of 16 present	No, but permitted through the <i>Local Government Act</i>
<b>Manitoba:</b>  <i>The Non-Smokers' Health Protection Act (Various Acts Amended)</i> (In force Oct. 1, 2004)	Smoking prohibited in virtually all enclosed workplaces	Smoking prohibited in all enclosed public places	Smoking permitted on patios with restrictions		No

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<p><b>Manitoba cont'd</b></p> <p><i>The Highway Traffic Amendment Act (Promoting Safer and Healthier Conditions in Motor Vehicles)</i> <b>(New!)</b></p> <p>(In force upon proclamation, most likely first half of 2010)</p>				Smoking prohibited in private vehicles with children under the age of 16 present	
<p><b>New Brunswick:</b></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> <b>(New!)</b> (In force Jan. 1, 2010)</p>	Smoking prohibited in virtually all enclosed workplaces	Smoking prohibited in all enclosed public places	Smoking prohibited: <ul style="list-style-type: none"> <li>• On school grounds</li> </ul> Smoking permitted on patios with restrictions	Smoking prohibited in private vehicles with children under the age of 16 present	No
<p><b>Newfoundland and Labrador:</b></p> <p><i>Smoke-free Environment Act, 2005</i> (In force June 1, 2005)</p>	Smoking permitted in DSRs in workplaces not ordinarily open to the public	Smoking prohibited in all enclosed public places	Smoking prohibited: <ul style="list-style-type: none"> <li>• On patios</li> </ul>	No	Yes

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<p><b>Northwest Territories:</b></p> <p><i>Tobacco Control Act, 2006</i> (In force Sept. 30, 2006)</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"> <li>• Within a 15 m buffer zone around entrances and exits of schools</li> <li>• 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.)</li> <li>• In outdoor bus shelters</li> </ul>	No	Yes
<p><b>Nova Scotia:</b></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"> <li>• On patios</li> <li>• On school grounds</li> <li>• Within a 4m buffer zone around licensed outdoor areas, entrances and exits, air intakes and windows of workplaces</li> </ul>	Smoking prohibited in private vehicles with children under the age of 19 present	Yes

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<p><b>Nunavut:</b></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	Smoking prohibited: <ul style="list-style-type: none"> <li>• Within a 15 m buffer zone around entrances and exits of schools</li> <li>• 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.)</li> </ul>	No	Yes
<p><b>Ontario:</b></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	Smoking prohibited: <ul style="list-style-type: none"> <li>• On school grounds</li> <li>• Within a 9 m buffer zone around entrances and exits of hospitals and health care facilities</li> <li>• In reserved seating areas of outdoor sports arenas and entertainment venues</li> </ul> <p>Smoking permitted on patios with restrictions</p>	Smoking prohibited in private vehicles with children under the age of 16 present	Yes

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<p><b>Prince Edward Island:</b></p> <p><i>An Act to Amend the Smoke-free Places Act (New!)</i></p> <p>(In force Sept. 15, 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"> <li>• On hospital property (with the exception of Hillsborough Hospital, where an outside DSA is provided for patients only)</li> <li>• On school property</li> <li>• On construction sites</li> <li>• On the portion of an outdoor public place used as a daycare centre, nursery school or kindergarten</li> <li>• Outdoor DSAs that are not patios must be 4.5 m from any entrance or air intake for indoor non-smoking areas</li> </ul> <p>Smoking permitted on patios with restrictions</p>	Smoking prohibited in private vehicles with children under the age of 19 present	Yes

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<p><b>Quebec:</b></p> <p><i>The Tobacco Act</i> (In force May 31, 2006)</p>	<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"> <li>• 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</li> <li>• On school property</li> </ul> <p>Smoking permitted on patios with restrictions</p>	<p>No</p>	<p>No, but permitted through the <i>Municipal Powers Act</i></p>
<p><b>Saskatchewan:</b></p> <p><i>The Tobacco Control Act (amended)</i> (In force Jan. 1, 2005)</p> <p><i>Occupational Health and Safety Amendment Regulations, 2008</i> (No. 2) (In force May 31, 2009)</p>	<p>Smoking prohibited in virtually all enclosed workplaces</p>	<p>Smoking prohibited in all enclosed public places</p>	<p><b>(New!)</b> <i>Bill 133, An Act to Amend The Tobacco Control Act</i>, will prohibit smoking:</p> <ul style="list-style-type: none"> <li>• Within a prescribed distance from doorways, windows and air intakes of enclosed public places</li> <li>• On school property</li> </ul>	<p><b>(New!)</b> <i>Bill 133, An Act to Amend The Tobacco Control Act</i>, will prohibit smoking in private vehicles with children under the age of 16 present</p>	<p>Yes</p>

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<b>Yukon:</b>  <i>Smoke-free Places Act</i> (In force May 15, 2008)	Smoking prohibited in virtually all enclosed workplaces	Smoking prohibited in all enclosed public places	Smoking prohibited: <ul style="list-style-type: none"> <li>• On patios</li> <li>• Within a 5 m buffer zone around doorways, windows and air intakes of workplaces and public places</li> <li>• On school grounds, including post-secondary institutions</li> </ul>	Smoking prohibited with children under the age of 18 present	Yes