

Summary of Proposed Changes to Smoking and Vaping Bylaw - (additions and changes are highlighted in red color)

Existing Smoking and Vaping Bylaw		Proposed Smoking and Vaping Bylaw		Comments
Section	Clause	Section	Clause	
N/A	N/A	(j)	<p>“DESIGNATED PLACE” includes:</p> <ul style="list-style-type: none"> i. licensed gaming establishments; ii. drinking establishments; iii. restaurants; iv. outdoor patios; v. private clubs; vi. place of worship; vii. <i>community recreation facility;</i> viii. child care facility; ix. educational service facility; x. public transportation vehicles and public transportation property and all areas within 10 metres of public transportation property; xi. public buildings and all areas within 10 metres of an entrance or exit to a public building; xii. work places and all areas within 10 metres of an entrance or exit to a work place; xiii. outdoor recreation facility; and xiv. park. 	New Definition
(dd)	“PUBLIC PLACE” means any place to which the public has access, regardless of whether or not	(ee)	“PUBLIC PLACE” means any place to which the public has access, regardless of whether or not access	Section XV and XVI added

	<p>access is granted by means of membership or admission fees, and includes:</p> <ul style="list-style-type: none"> i. licensed gaming establishments; ii. drinking establishments; iii. restaurants; iv. outdoor patios; v. private clubs; vi. place of worship; vii. community recreation facility; viii. child care facility; ix. educational service facility; x. public transportation vehicles and public transportation property and all areas within 10 metres of public transportation property; xi. public buildings and all areas within 10 metres of an entrance or exit to a public building; xii. work places and all areas within 10 metres of an entrance or exit to a work place; xiii. outdoor recreation facility; and xiv. park. 		<p>is granted by means of membership or admission fees and includes, but is not limited to:</p> <ul style="list-style-type: none"> i. licensed gaming establishments; ii. drinking establishments; iii. restaurants; iv. outdoor patios; v. private clubs; vi. place of worship; vii. community recreation facility; viii. child care facility; ix. educational service facility; x. public transportation vehicles and public transportation property and all areas within 10 metres of public transportation property; xi. public buildings and all areas within 10 metres of an entrance or exit to a public building; xii. work places and all areas within 10 metres of an entrance or exit to a work place; xiii. outdoor recreation facility; xiv. park; xv. roads and sidewalks; and xvi. vehicles, except where located on private property. 	
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7	A person must not smoke or vape in any public place, a workplace, a public transportation vehicle or any public transportation property within the Municipality regardless of whether or not a 'No Smoking No Vaping' sign is posted.	7	A person must not smoke or vape in any designated place, a workplace, a public transportation vehicle or any public transportation property within the Municipality regardless of whether or not a 'No Smoking No Vaping' sign is posted.	Public Place changed to Designated Place
8	A proprietor and/or employer shall not permit smoking or vaping in public place, whether or not a 'No Smoking No Vaping ' sign is posted or visible.	8	A proprietor and/or employer shall not permit smoking or vaping in designated place, whether or not a 'No Smoking No Vaping ' sign is posted or visible.	Public Place changed to Designated Place
10	Every proprietor or employer of a public place shall: a) ensure compliance with this Bylaw; b) prohibit smoking and vaping in the public place; and c) post 'No Smoking No Vaping ' signs in accordance with Part 3 of this Bylaw.	10	Every proprietor or employer of a designated place shall: a. ensure compliance with this Bylaw; b. prohibit smoking and vaping in the public place; and c. post 'No Smoking No Vaping ' signs in accordance with Part 3 of this Bylaw.	Public Place changed to Designated Place
11	Every proprietor or employer shall inform each employee that smoking and vaping are prohibited in the public place.	11	Every proprietor or employer shall inform each employee that smoking and vaping are prohibited in the designated place.	Public Place changed to Designated Place

13	The proprietor or employer of a public place shall ensure that no ashtrays are placed or allowed to remain in any public place.		The proprietor or employer of a designated place shall ensure that no ashtrays are placed or allowed to remain in any designated place.	Public Place changed to Designated Place
14	A proprietor or employer of a public place may, where sufficient space exists, ensure that ashtrays are placed more than 10 metres from the entrance or exit of the public place, if employees or members of the public, from time to time, gather to smoke in a location outside the public place. At all times, the ashtray must remain on the proprietor's and/or employer's property.		A proprietor or employer of a designated place may, where sufficient space exists, ensure that ashtrays are placed more than 10 metres from the entrance or exit of the designated place, if employees or members of the public, from time to time, gather to smoke in a location outside the designated place. At all times, the ashtray must remain on the proprietor's and/or employer's property.	Public Place changed to Designated Place
		17	Consumption of Cannabis in any form including smoking or vaping is prohibited in a public place.	New section added
17	The proprietor and/or employer of a public place shall ensure that signs are posted in a prominent, clearly visible location and in accordance with this Bylaw so as to clearly identify that smoking and vaping is prohibited.	18	The proprietor and/or employer of a designated place shall ensure that signs are posted in a prominent, clearly visible location and in accordance with this Bylaw so as to clearly identify that smoking and vaping is prohibited.	Public Place changed to Designated Place

18	<p>The proprietor and/or employer of the public place shall ensure that:</p> <ul style="list-style-type: none"> a) signs are posted at all entrances to the public place; b) signs are posted at the entrance to each washroom; c) signs are posted in the vicinity of any seating area where food or beverages are sold or consumed; d) signs are posted at the entrance to or within in the vicinity of a park and outdoor recreation facility; and e) signs are posted on or in public transportation vehicle shelters. 	19	<p>The proprietor and/or employer of the designated place shall ensure that:</p> <ul style="list-style-type: none"> a) signs are posted at all entrances to the designated place; b) signs are posted at the entrance to each washroom; c) signs are posted in the vicinity of any seating area where food or beverages are sold or consumed; d) signs are posted at the entrance to or within in the vicinity of a park and outdoor recreation facility; and e) signs are posted on or in public transportation vehicle shelters. 	Public Place changed to Designated Place
37	<p>For the enforcement of this Bylaw, a Bylaw Officer, upon producing proper identification, may enter any—public place and may make examinations, investigations and inquiries.</p>	38	<p>For the enforcement of this Bylaw, a Bylaw Officer, upon producing proper identification, may enter any designated place and public place and may make examinations, investigations and inquiries.</p>	Public Place changed to Designated Place and Public Place