

Request for Decision United Townships of Head, Clara & Maria Council

Type of Decision									
Meeting Date	Friday, January 9, 2015				Report Date	Tuesday, January-06-15			
Decision Required	X	Yes		No	Priority		High	X	Low
Direction		Information Only		X	Type of Meeting	X	Open		Closed
Smoke Free Ontario - Report #09/01/15/1201									

Subject:
Smoke Free Ontario

RECOMMENDATION:

Received for Information

BACKGROUND/EXECUTIVE SUMMARY:

Attached

Options/Discussion:

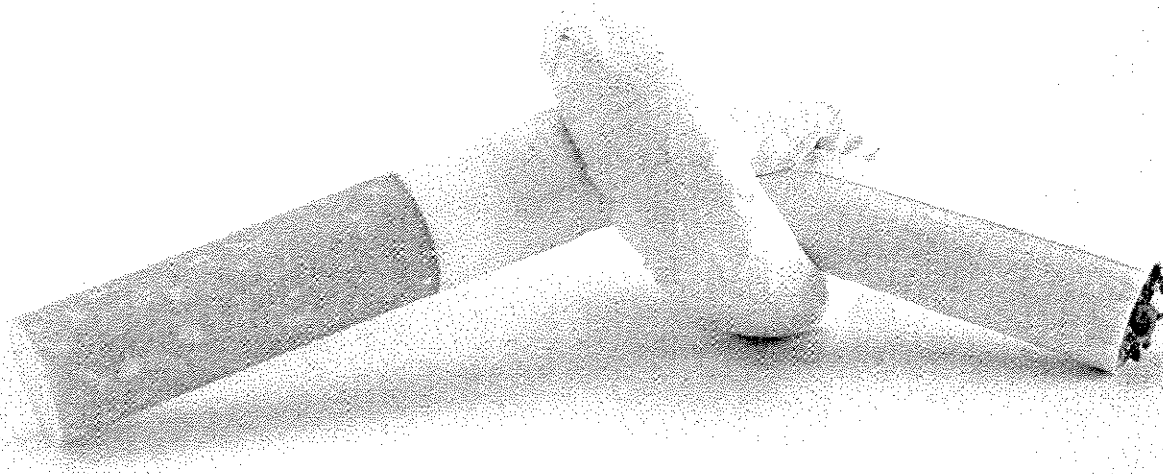
Financial Considerations/Budget Impact:

Policy Impact:

Others Consulted:

Approved and Recommended by the Clerk

Melinda Reith,
Municipal Clerk



New steps towards a smoke-free Ontario

Starting **January 1, 2015**, it will be illegal to:

- smoke on bar and restaurant patios
- sell tobacco on college and university campuses
- smoke near children's playgrounds and public sports fields and surfaces.



FIND OUT MORE
Renfrew County and District Health Unit
613-735-8654 ext. 555

ontario.ca/smokefree

PROTECTING ONTARIO'S KIDS
***Smoke-Free Ontario Act* Regulatory**
Amendments

Ministry of Health and Long-Term Care
November 28, 2014



Purpose

- Review changes to Ontario Regulation 48/06 (Regulations) made under the *Smoke-Free Ontario Act* (SFOA)
- Overview of proprietor obligations

Regulation 48/06 Amendments

- Starting January 01, 2015, it will be illegal to:
 - Smoke tobacco and hold lighted tobacco within 20 metres of playgrounds and sporting areas, and on spectator areas adjacent to sporting areas
 - Smoke tobacco on bar and restaurant patios; exemption for legions that have established a restaurant or bar patio prior to November 18, 2013 that was compliant with prior regulation (no rooftop covering)
 - Sell tobacco on university, college campuses, schools, private schools and day nurseries, including private-home day cares

Prohibition of Smoking on Playgrounds

- Prohibit smoking on children's playgrounds and all public areas within 20 metres of any point on the perimeter of a children's playground
- Define "**playground**" as an area that is primarily used for the purposes of children's recreation, fitted with children's play equipment, open to the public (whether or not a fee is charged for entry), and not part of a residential location (e.g. condominium, apartment building, and campground);
- Play equipment includes but is not limited to slides, swings, climbing apparatuses, splash pads, wading pools and sand boxes.

Prohibition of Smoking on Sports Areas and Spectator Areas

- Smoking is prohibited on sporting areas, spectator areas adjacent to sporting areas and the 20 metre perimeter of any point on the sporting areas and adjacent spectator areas
- **“Sporting areas”** is defined to include (a) an area that is provincially or municipally owned and includes a sporting area on a post-secondary campus, (b) that is primarily used for the purposes of sports as set out in the sporting areas listed below, and (c) is open to the public (whether or not a fee is charged for entry).
- Sporting areas are those used for soccer; football; basketball; tennis; baseball, softball or cricket; skating; beach volleyball; running; swimming or skateboarding. Note that golf is specifically excluded.

Prohibition of Smoking on Patios

- Smoking is prohibited on all patios (covered/uncovered)
- Define “**restaurant and bar patio**” as:
 - An area that is not an enclosed public place or an enclosed workplace
 - The area is part of or operated in conjunction with an area where food or drink is served, sold or offered for consumption (i.e. the outdoor seating area outside of a coffee shop)
 - The area is open to the public (whether or not a fee is charged for entry)
 - The area is worked in or frequented by employees
 - The area is not primarily a private dwelling
- Any Royal Canadian Legion Branch that had a compliant patio (uncovered per SFOA regulation) prior to November 18, 2013 is exempt from the prohibition with respect to smoking on patios

Prohibition of Tobacco Sales on Post-Secondary Campuses

- Define “**campus**” as:
 - Buildings owned by post-secondary institutions or student unions that are used in whole or in part to offer post-secondary education or provide recreational or residential services
 - Areas leased by post-secondary institutions or student unions that are used to offer post-secondary education programs or provide recreational or residential services
- Define “**post secondary**” as:
 - A college of applied arts and technology
 - A university or other institution that receives funding from Ontario to provide post-secondary education
 - An institution offering post-secondary education that has an agreement to federate affiliate with a university

What are my obligations as a proprietor?

Under the SFOA, any person who owns or occupies a place where smoking is prohibited shall place prescribed signage at each entrance and exit of the enclosed public place, place or area in sufficient numbers to ensure that the public are aware that no smoking is permitted.

The Ministry of Health and Long-Term Care recommends all signs be posted at a level that is clear of any obstructions and easy to see for people entering a sporting area, playground, or restaurant and bar patio.



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