

**OTTAWA-CARLETON AREA MUNICIPALITY TOBACCO VENDOR LICENSING,
SMOKING BY-LAWS/ RECOMMENDATIONS AND PROVINCIAL LEGISLATION**

ANNEX A
as of October 17, 1996

Population (1991) 678,147	Cumberland (40,697)	Gloucester (101,677)	Goulbourn (16,151)	Kanata (37,344)	Nepean (107,627)	Osgoode (18,976)	Ottawa (313,987)	Rideau (11,778)	Rockcliffe Park (2,013)	Vanier (18,150)	West Carleton (14,647)	
Number of tobacco vendors ^{1,2}	27	123	30 Est.	16 Est.	204	30 Est.	687	25 Est.	0	89	20-30 Est.	
Tobacco vendor licence fee	\$ 75	\$ 115	No License	\$ 300	\$ 200	No License	\$ 85 + \$ 30 processing	No License	No Vendors	\$ 25	No License	
PUBLIC PLACES	B = By-law R = Recommendations		N/A = Not Applicable S = Smoking allowed except in areas voluntarily designated as non-smoking by the facility or business					NS = No Smoking (See footnotes for details) TCA = Ontario Tobacco Control Act				
Arcades	NS (TCA)	NS (B, TCA)	NS (TCA)	NS (B, TCA)	NS (TCA)	NS (TCA)	NS (B, TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	
Banks/financial institutions ³	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	
Barber shops/ hairdressing establishments (public portion)	NS (TCA)	NS (B, TCA)	NS (TCA)	NS (B, TCA)	NS (B, TCA)	NS (TCA)	NS (B, TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	
Billiard rooms (minimum % non-smoking public floor space)	Varies (R) ⁴	S	S	50% (B) ⁵	50% (B)	N/A	50% (B)	N/A	N/A	S	N/A	
Bingo halls (minimum % non-smoking public floor space)	N/A	50% (B)	N/A	50% (B) ⁵	50% (B) ⁷	S ⁸	50% (B)	N/A	N/A	16% ¹⁰	26% ¹⁰	
Bowling alleys (minimum % non-smoking public floor space)	Varies (R) ⁴	N/A	N/A	50% (B) ⁵	50% (B)	N/A	50% (B)	S	N/A	S	N/A	
Day nurseries (licensed portion including outside play area) ¹¹	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	
Elevators, escalators, stairways (publicly accessible)	NS (B) ¹²	NS (B)	S	NS (B)	NS (B)	S	NS (B)	S	N/A	S	NS(B)	
Hospital, private hospital, psychiatric facility, nursing home, home for special care, charitable institution ¹¹	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	
Independent health facilities ¹¹	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	

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Indoor places of public assembly (minimum % non-smoking public floor space)	Varies (B) ¹³	50% (B)	Varies (R) ⁴	50% (B) ¹⁴	50% (B)	S	50% (B)	S	NS	S	NS(B)
Laundromats (public portion)	NS (TCA)	NS (B, TCA)	NS (TCA)	NS (B, TCA)	NS (B, TCA)	NS (TCA)	NS (B, TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)
Libraries	NS	NS	NS (B)	NS (B)	NS	NS	NS	NS	N/A	NS	NS
Municipal arenas/community centres/recreation facilities/stadiums	NS (B) ¹⁵	NS (B) ¹⁶	NS (B)	NS (B) ^{14, 17}	NS (B) ¹⁸	NS ¹⁹	NS (B) ^{20, 21}	NS (B) ²²	N/A	NS (B) ²³	NS(B) ²⁴
Municipal offices (public portion)	NS (TCA)	NS (TCA)	NS (B, TCA)	NS (B, TCA)	NS (B, TCA)	NS (TCA)	NS (B, TCA)	NS (B, TCA)	NS (TCA) ²⁵	NS (TCA)	NS (TCA)
Pharmacies (public portion)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)
Public restrooms	S	NS (B)	S	NS (B)	NS (B)	S	NS (B)	S	N/A	S	NS(B)
Establishments where goods or services are sold or offered for sale to the public	NS (B ¹² TCA)	NS (B, TCA)	NS (TCA)	NS (B, TCA)	NS (B, TCA)	NS (TCA)	NS (B, TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)
Restaurants and food courts (minimum % non-smoking seating)	Varies (R) ⁴	50% (B) ²⁶	Varies (R) ⁴	70% (B) ⁶	50% (B)	Varies (R) ²⁷	50% (B) ⁹	S	N/A	S	30% (B) ²⁸
Retail establishments (public portion) ²⁹	NS (TCA)	NS (B, TCA)	NS (TCA)	NS (B, TCA)	NS (B, TCA)	NS (TCA)	NS (B, TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)
School buses ³⁰	NS	NS (B)	NS	NS	NS	NS	NS (B)	NS	NS	NS	NS
Schools (post secondary institutions) ¹¹	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)
Schools (private vocational) ¹¹	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)
Schools (public and separate) including grounds	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)
Service lines	NS (B ¹² TCA)	NS (B, TCA)	NS (TCA)	NS (B, TCA)	NS (B, TCA)	NS (TCA)	NS (B, TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)
Shopping malls (common enclosed areas) ³¹	NS (TCA)	NS (B, TCA)	NS (TCA)	NS (B ⁶ TCA)	NS (B ¹⁸ TCA)	NS (TCA)	NS (B ⁹ TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)

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Taxicabs ³²	S	NS (B) ³²	S	S	NS (B) ³³	S	NS (B) ³³	S	S	S	S
Transit shelter /station ^{3, 34}	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)	NS (TCA)
WORKPLACES	All work places in the province may designate up to any 25% of work area for smoking unless a more stringent by-law etc., applies. The City of Ottawa allows indoor work place smoking only in dedicated smoking rooms ventilated directly to the exterior. City of Nepean is presenting a by-law to Council in October, 1996. Regional Municipality of Ottawa-Carleton is drafting a Workplace By-Law.										

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FOOTNOTES

1. Ontario Tobacco Control Act prohibits sale in hospitals (except certain psychiatric ones), nursing homes, homes for special care, charitable institutions, Homes for the Aged, Rest Homes, pharmacies and independent health facilities.
2. Vending machines prohibited by Ontario Tobacco Control Act effective December 31, 1994.
3. Non-Smokers Health Act (Canada) protects workers from environmental tobacco smoke in federally regulated banks and other financial institutions, airports, inter-provincial transport companies, bus and train stations, on VIA Rail trains.
4. Recommendation to provide non-smoking sections.
5. Increases to 75% on January 1, 1998 and 100% on January 1, 2000.
6. Malls including food courts are smoke-free except separately enclosed restaurants.
7. Increases to 75% on January 1, 1998 and 100% on January 1, 2000.
8. Private club bingo in Community Hall.
9. Effective January 1, 1997 prohibits smoking not only in food courts but also in eating / seating areas located in the concourse and leased by specific restaurants for exclusive use of their customers. Restaurants which open on one or more sides to the common area but which are located within are at 50% non-smoking seating.
10. Bingo hall's own policy.
11. See Ontario Tobacco Control Act for permissible designated smoking areas.
12. Applies to recreation buildings only.
13. No smoking in areas voluntarily designated by a recreation building for public sporting, entertainment or cultural events.
14. No smoking in main bowl, public concourse or public restroom of a sports arena.
15. Except for community halls and meeting rooms.
16. Except for up to 50% of community halls and meeting rooms when used as a place of public assembly.
17. Except for up to 30% of floor area for a private gathering.
18. Mall food courts and restaurants have 50% non-smoking seating.
19. "Thank you for not smoking" type signs voluntarily posted in stands, lobbies and community halls.
20. No smoking in arenas except when used for private gatherings.
21. No smoking in arenas except in designated areas at Frank Clair Stadium, Ottawa Triple "A" (Lynx) Stadium, and the Terry Fox Athletic Facility Stadium.
22. Except for Community Hall.
23. Employees and general public may smoke in designated areas of municipal offices, facilities and establishments including Kiwanis Hall, Salle d'accueil at City Hall, the Smoking Room at the municipal garage and the Community Hall at the municipal arena.
24. No smoking in community centres and W. Erskine Johnston Arena except for private functions which must nevertheless comply with restaurant by-law.
25. Except for Council Chambers after 16:30 hours; Council Chambers are exempt from Ontario Tobacco Control Act.
26. Increases to 75% on January 1, 1997.
27. Township encourages restaurants to voluntarily designate an unspecified portion as non-smoking.
28. Increases to 40% on January 1, 1997.
29. Establishments where goods or services are sold or offered for sale to the public; excludes restaurants with seating.
30. Some companies allow drivers to smoke when alone.
31. Smoking may be allowed in up to 50% of food courts or a maximum 28 square metre area in a mall without a food court unless municipal by-law is more restrictive.
32. Smaller municipalities may have no local taxi cab companies.
33. Except by mutual consent of passengers and driver.
34. OC Transpo Commission by-law prohibits smoking on buses and in transit stations/shelters.

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