

## **Responsibilities Under the *Smoke-free Places Act and Regulation***

<b>Provision of the Act</b>	<b>Individual</b>	<b>Management</b>	<b>Details</b>
No smoking in any enclosed place	√		See <i>Act</i> for complete details s.4(1)(a-v)
No person shall smoke: a) within 5 m of doorways, windows, and air intakes b) in outdoor eating or drinking areas c) in a building or place designated by the regulation	√		s.4(2)(a-c)
No smoking or use of tobacco on the grounds of a school	√		See <i>Act</i> for complete details s.4(3)
No person in charge of an enclosed place in 4(1)(2), or of a school shall permit a person to smoke in such a place or on the school grounds		√	See <i>Act</i> for complete details s.4(4)
Posting and continuous display of signs		√	See <i>Act</i> for complete details s.4(5)
No person other than a manager or a person acting under the manager's instructions shall remove, alter, deface, conceal, or destroy a sign that is posted or displayed under this Act	√		s.4(6)
No person shall smoke in any enclosed place referred to in 4(1) except: a) if it is a private residence b) if the person is a registered guest in a hotel, motel, or B&B and is in a designated smoking room c) if the person is a resident of a continuing care facility	√		See <i>Act</i> for complete details s.5(1)
Use only cigarettes and smoke in the designated smoking room. S5(3)	√		s.4(6)
Not permitting unauthorized persons to smoke in the designated smoking room		√	See <i>Act</i> for complete details s.5(3)
No person under the age of 19 shall enter the designated smoking room	√		s.5(4)
Not permitting a person under 19 to enter a designated smoking room		√	s.5(5)
A manager shall:		√	See <i>Act</i> for complete

a) instruct the person to stop smoking or using tobacco b) inform the person that they are breaking the law c) refuse to provide goods or services to any person using tobacco in contravention of the <i>Act</i> .			details s.5(6)
Anyone contravening the <i>Act</i> shall not remain in area where smoking is prohibited.	√		See <i>Act</i> for complete details s.5(7)
No smoking in any place of employment	√		See <i>Act</i> for complete details s.6(1)
Not permitting smoking in any place of employment		√	See <i>Act</i> for complete details s.6(2)
Not discriminating against any employee who provides information about contraventions to the <i>Act</i> .		√	See <i>Act</i> for complete details s.6(3)
Not permitting ashtrays in any place where smoking is prohibited		√	See <i>Act</i> for complete details s.7
Not obstructing, interfering, or failing to cooperate with an inspector	√	√	See <i>Act</i> for complete details s.11.1(1)
Not providing false or misleading information	√	√	See <i>Act</i> for complete details s.11.1(2)
Not removing, covering, mutilating, defacing, or altering signs	√	√	See <i>Act</i> for complete details s.11.1(3)
Carrying out the orders of the inspector immediately or within the time period specified	√	√	See <i>Act</i> for complete details s.11.1(4)
Every person who contravenes the <i>Act</i> or the <i>Regulation</i> is liable to a fine	√	√	See <i>Act</i> for complete details s.12(1)
The employer, manager will not be liable for the actions of the employee if they have no knowledge of the contravention <i>and</i> they can show due diligence.		√	See <i>Act</i> for complete details s.12(2)
No person shall interfere with or harass a person who provides information under the <i>Act</i> .	√	√	See <i>Act</i> for complete details s.12(4)
Persons committing an offence are liable for prosecution with 2 years of the offence being committed.	√	√	See <i>Act</i> for complete details s.12(5)

*This is an educational document for convenience of reference only. It has no official sanction. In the event of any discrepancy, the official version of the Smoke-free Places Act, (as amended), and the Regulation prevail.*