



Smoke-Free Ontario Act 2005

How the Act Affects: Hotels, Motels and Inns

The Basics

- The Smoke-Free Ontario Act comes into force on May 31, 2006.
- The act prohibits smoking in enclosed workplaces and enclosed public places in Ontario in order to protect workers and the public from the hazards of second-hand smoke.

Hotels, Motels, Inns

Smoking is prohibited everywhere in hotels, motels and inns—except in guest rooms designated as smoking rooms.

Designating Smoking Guest Rooms

- Guests may smoke in their room only if management has designated the room as a smoking guest room.
- The designated guest room must be fully enclosed by floor-to-ceiling walls, a ceiling, and doors that separate it physically from any adjacent area in which smoking is prohibited.
- Only registered guests and their invited guests can smoke in designated guest rooms.

Responsibilities of Owners and Employers

If offering smoking guest rooms, the owner or employer must comply fully with the act and the regulation.

In all other areas of the hotel, motel, or inn, the owner or employer must:

- Ensure that employees and guests are aware that smoking is prohibited.
- Remove ashtrays and any object that serves as one.
- Ensure that no person smokes in the hotel, motel, or inn (other than in a designated guest room).
- Ensure a person who does not comply does not remain in the hotel, motel, or inn.
- Post *No Smoking* signs at all entrances, exits, common washrooms and in every non-smoking guest room and attached washroom. For information on acquiring required signage, please contact your local public health unit.

Enforcement

Local public health units will carry out inspections and investigate complaints regarding hotels, motels and inns in order to enforce the act.

Penalties

There is no maximum corporate fine listed for contravention of this section of the act, meaning the fine amount would be left up to a justice of the peace. An individual could be subject to a maximum fine of \$5,000.

This fact sheet is intended as a quick reference only. For more information, please contact your local public health unit.

You may also obtain information by calling toll-free:

- **INFOline** 1-866-396-1760
- **TTY** 1-800-387-5559

Hours of operation: Monday to Friday, 8:30am - 5:00pm

For more information on the Smoke-Free Ontario Act, please visit the Ontario Ministry of Health Promotion website: http://www.mhp.gov.on.ca/english/health/smoke_free/legislation.asp.