



# THE NEWFOUNDLAND GAZETTE

**EXTRAORDINARY**

**PUBLISHED BY AUTHORITY**

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ST. JOHN'S, MONDAY, JULY 30, 2001

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**NEWFOUNDLAND REGULATION**

**52/01**



## NEWFOUNDLAND REGULATION 52/01

*Smoke-free Environment Regulations (Amendment)*  
under the  
*Smoke-free Environment Act*  
(O.C. 2001-372)

*(Filed July 30, 2001)*

Under the authority of section 12 of the *Smoke-free Environment Act*, the Lieutenant-Governor in Council makes the following regulations.

Dated at St. John's, July 24, 2001.

Deborah E. Fry  
Clerk of the Executive Council

### REGULATIONS

#### *Analysis*

1. S.2 Amdt.  
Definitions
2. Ss.11 &12 Added
  11. Food establishments
  12. Public places open to minors
3. Commencement

NR 54/98

**1. Section 2 of the *Smoke-free Environment Regulations* is amended by deleting the word "and" at the end of paragraph (b), deleting the period at the end of paragraph (c) and substituting a semi-colon and the word "and" and by adding immediately after paragraph (c) the following:**

- (d) "liquor licence" means a licence issued under the *Liquor Licensing Regulations* made under the *Liquor Control Act*.

**2. The regulations are amended by adding immediately after section 10 the following:**

Food establishments

**11.** (1) An owner of a food establishment shall not permit smoking in that food establishment

- (a) where that food establishment does not have a liquor licence;
- (b) where that food establishment has a motel, hotel, tourist home, restaurant, military mess, institution, transportation services, airport establishment or recreational facility liquor licence; and
- (c) during the hours that persons under the age 19 years are permitted in that food establishment where that food establishment has a club, lounge or special events liquor licence.

(2) Notwithstanding paragraph (1)(c), an owner of a food establishment that has both a restaurant and a lounge liquor licence shall not permit smoking in that food establishment between the hours of 9:00 a.m. and 8:30 p.m.

Public places open to minors

**12.** An owner of a public place that is

- (a) a boys and girls club;
- (b) a games arcade;
- (c) a shopping mall;
- (d) a common area of a hotel, motel or convention centre;
- (e) an air, bus, or marine passenger vessel terminal; or
- (f) a public library

that is open to persons under the age of 19 years shall not permit smoking in that public place.

Commencement

**3. These regulations shall come into force on January 1, 2002.**

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<b>Smoke-free Environment Act</b>			
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