

SCHEDULE 7

TOBACCO AND ELECTRONIC CIGARETTE RETAIL BUSINESS

Two Classes:

Tobacco Retail Business

Electronic Cigarette Retail Business

1.0 DEFINITIONS

1.1 In this Schedule:

“Tobacco and Electronic Cigarette Retail Business” means any person or setting engaged in the business of selling tobacco product and/or electronic cigarettes.

“Tobacco product” means tobacco in any processed or unprocessed form that may be smoked, inhaled or chewed, including but not limited to snuff/dip, tobacco shisha, cigarillos, cigars, pipe tobacco and cigarettes, but does not apply to products intended for use in nicotine replacement therapy.

“Electronic cigarette” is defined as:

- i. A vaporizer or inhalant-type device, whether called an electronic cigarette or any other name, that contains a power source and heating element designed to heat a substance and produce a vapour intended to be inhaled by the user of the device directly through the mouth, whether or not the vapour contains nicotine;
- ii. Any component part of the e-cigarette, including the e-juice or substance used in a device described in (i); and
- iii. Any other prescribed device or product.

2.0 POWERS OF THE LICENCE MANAGER

2.1 In addition to any other power, duty or function prescribed in this By-law, the Licence Manager may make regulations under this Schedule including:

- a) prescribing the form and content for signs providing information regarding provincial and federal regulations under subsection 4.2 of this Schedule.

3.0 PROHIBITIONS

3.1 No person or entity shall operate a Tobacco and Electronic Cigarette Retail Business without holding a current valid licence issued under this By-law; and

3.2 No person shall operate or continue to operate a Tobacco and Electronic Cigarette Retail Business if their Federal or Provincial licence to be a Tobacco and Electronic Cigarette Retailer is no longer active.

4.0 REGULATIONS

4.1 Every holder of Tobacco and Electronic Cigarette Retail Business Licence shall comply with the Smoke Free Ontario Act, Electronic Cigarettes Act, and any other federal or provincial regulation or guideline.

4.2 Every holder of Tobacco and Electronic Cigarette Retail Business Licence shall clearly post the current and accurate provincial Tobacco and E-Cigarette Retailer licence at the point of sale.