

**By-law 2018-193**

**A By-law of the City of Greater Sudbury to Amend By-law 2013-54 being a By-law of the City of Greater to Regulate Parks Under the Jurisdiction of the City**

**Whereas** Council for the City of Greater Sudbury deems it advisable to amend By-law 2013-54 being a By-law of the City of Greater Sudbury to Regulate Parks Under the Jurisdiction of the City;

**Now therefore Council of the City of Greater Sudbury hereby enacts as follows:**

1. By-law 2013-54 being a By-law of the City of Greater Sudbury to Regulate Parks Under the Jurisdiction of the City, as amended, is hereby further amended by:

(a) adding the following definitions to section 1:

"Cannabis" has the same meaning as in subsection 2(1) of the *Cannabis Act* (Canada);

"Electronic Cigarette" means 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;"(b) repealing section 39 and enacting in its place and stead the following section:

"Prohibition – Tobacco and Cannabis

**39.-(1)** No Person shall do any of the following while in a Park:

- (a) smoke or hold lighted tobacco;
- (b) smoke or hold lighted cannabis; or
- (c) use an electronic cigarette.

(2) For the purposes of Subsection 39(1)(a) and (b) "smoke or hold" means smoking (inhaling and exhaling) or holding lighted tobacco or cannabis, and includes, without limitation, the carrying of a lighted cigar, cigarette, pipe or any other lighted smoking equipment.

(3) For the purposes of Subsection 39(1)(c) "use" includes any of:

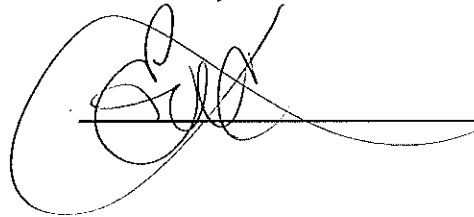
- (a) inhaling vapour from an electronic cigarette;
- (b) exhaling vapour from an electronic cigarette; or

(c) holding an activated electronic cigarette.”

2. This By-law shall come into effect upon passage.

**Read and Passed in Open Council this 20<sup>th</sup> day of November, 2018**

  
\_\_\_\_\_ Mayor

  
\_\_\_\_\_ Clerk