

National and Subnational Legislation Requiring Enclosed Restaurants and Bars to be 100% Smoke-free

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Summary

Legislation with 100% smoking bans inside enclosed restaurants and bars (with smoking rooms/areas completely prohibited) has been adopted in seven countries (Ireland, Norway, New Zealand, Bhutan, Uruguay, Lithuania and Iceland), 14 U.S. states (plus District of Columbia), nine Canadian provinces and territories, seven Australian states and territories, as well as Scotland, Bermuda, Guernsey and Puerto Rico. These jurisdictions are listed below. (The effective implementation date is indicated in parentheses). In addition, many municipalities in various countries have adopted 100% smoke-free laws for restaurants and bars.

Countries (7)

1. Ireland (Mar. 27, 2004)
2. Norway (June 1, 2004)
3. New Zealand (Dec. 10, 2004)
4. Bhutan (circa Mar. 2005)
5. Uruguay (Mar. 1, 2006)
6. Lithuania (Jan. 1, 2007)
7. Iceland (July 1, 2007)

Canadian provinces/territories (9 of 13)

1. Northwest Territories (May 1, 2004)
2. Nunavut Territory (May 1, 2004)
3. New Brunswick (Oct. 1, 2004)
4. Manitoba (Oct. 1, 2004)
5. Saskatchewan (Jan. 1, 2005)
6. Newfoundland and Labrador (July 1, 2005) *
7. Ontario (May 31, 2006)
8. Quebec (May 31, 2006)
9. Nova Scotia (Dec. 1, 2006) *

U.S. states (15 of 51, including D.C.)²

1. California (Jan. 1, 1998)
2. Delaware (Nov. 27, 2002)
3. New York (July 24, 2003)
4. Maine (Jan. 1, 2004)
5. Connecticut (Apr. 1, 2004)
6. Massachusetts (July 5, 2004)
7. Rhode Island (Mar. 31, 2005)
8. Vermont (Sept. 1, 2005)
9. Washington (Dec. 8, 2005)
10. New Jersey (April 15, 2006)
11. Colorado (July 1, 2006)
12. Hawaii (Nov. 16, 2006) *
13. District of Columbia (D.C.), (Jan. 2, 2007)
14. Utah (Jan. 1, 2009)
15. Montana (Oct. 1, 2009)

Australian states/territories (7 of 8)

1. Tasmania (Jan 1, 2006) *
2. Queensland (July 1, 2006) *
3. Western Australia (July 31, 2006)
4. Australian Capital Territory (Dec. 1, 2006)
5. New South Wales (July 2, 2007)
6. Victoria (July 1, 2007)
7. South Australia (Oct. 31, 2007)

United Kingdom

1. Scotland (Mar. 26, 2006)
2. England (awaiting commencement date)
3. Wales (awaiting commencement date)

Other (3)

1. Bermuda (Apr. 1, 2006) (British territory)
2. Guernsey (July 2, 2006) (Crown dependency in English Channel; law applies to islands of Guernsey and Herm)
3. Puerto Rico (Mar. 2, 2007) (U.S. territory in Caribbean)

* legislation also applies to all of (or most of) any outdoor premises of restaurants and bars

Notes

1. Michael DeRosenroll assisted in the preparation of this summary.
2. Several U.S. states had earlier implementation dates for 100% smoke-free restaurants: California, Jan. 1, 1995; Connecticut, Oct. 1, 2003; Rhode Island, Mar. 1, 2005; Vermont, July 1, 2005; Montana, Oct. 1, 2005; Utah, Jan. 1, 1995.