

Tobacco and Vapour Products Contraventions and Fine Amounts

Tobacco and Vapour Products Control Act (TVPCA):

Provision	Contravention	Fine	Victim Surcharge Levy	Total Ticketed Amount
Section 2 (2)	Sell tobacco or vapour product to person under 19.	\$500	\$75	\$575
Section 2 (3)	Sell tobacco products from open package	\$500	\$75	\$575
Section 2 (4)	Sell tobacco or vapour product where prohibition order applies	\$500	\$75	\$575
Section 2.1 (1)	Sell tobacco or vapour product in prohibited place	\$500	\$75	\$575
Section 2.2 (2)	Use tobacco and hold lighted tobacco on school property	\$50	\$8	\$58
Section 2.2 (3.1)	Hold activated e-cigarette on school property	\$50	\$8	\$58
Section 2.2 (4)	Permit tobacco or vapour product use on school property	\$500	\$75	\$575
Section 2.21 (2)	Hold lighted tobacco or activated e-cigarette on health board property	\$50	\$8	\$58
Section 2.3 (1)	Hold lighted tobacco or activated e-cigarette in prohibited place (including transit shelters, as defined under the TVPCR)	\$50	\$8	\$58
Section 2.3 (3)	Permit tobacco or vapour product use in prohibited place	\$500	\$75	\$575
Section 2.3 (4)	Permit tobacco or vapour product use in workplace	\$500	\$75	\$575
Section 2.4 (1) (a)	Display tobacco or vapour products in prohibited manner	\$500	\$75	\$575
Section 2.4 (1) (b)	Promote tobacco or vapour products in prohibited manner	\$500	\$75	\$575
Section 10.1 (a)	Fail to display prohibition order sign	\$500	\$75	\$575
Section 10.1 (b)	Fail to display prohibition sign in accordance with requirements	\$500	\$75	\$575

Tobacco and Vapour Products Control Regulation (TVPCR):

Provision	Contravention	Fine	Victim Surcharge Levy	Total Ticketed Amount
Section 4	Sell cigarettes in packages containing fewer than 20	\$500	\$75	\$575
Section 5 (1), (2), (3) or (5)	Fail to display warning as required	\$300	\$45	\$345
Section 5 (4) (a)	Fail to affix warning as required	\$300	\$45	\$345

NEW - E-Substances Regulation (ESR):

Provision	Contravention	Fine	Victim Surcharge Levy	Total Ticketed Amount
Section 4 (1), (2)	ESR section 4(1): A retailer must not sell an e-substance unless the e-substance contains nicotine, nicotine salts or cannabis; (2) A retailer must not sell an e-substance that contains both non-therapeutic nicotine and cannabis.	\$300	\$45	\$345
Section 5 (1)	ESR section 5(1): A retailer must not sell a restricted e-substance from a sales premises unless a notice of intent in respect of the sales premises has been given in accordance with this section	\$500	\$75	\$575

Section 6 (1)	ESR section 6(1): A retailer must not sell a restricted e-substance that contains non-therapeutic nicotine in concentrations greater than 20 mg/mL.	\$500	\$75	\$575
Section 6 (2)(a)	ESR section 6(2)(a): A retailer must not sell a vapour product that exceeds the following maximum capacity: 30 mL, in the case of a container that holds a restricted e-substance to be used in refilling cartridges	\$500	\$75	\$575
Section 6 (2)(b)	ESR section 6(2)(b): A retailer must not sell a vapour product that exceeds the following maximum capacity: 2 mLs in the case of a cartridge that holds or is packaged with a restricted e-substance	\$500	\$75	\$575
Section 7 (1)	ESR section 7(1): A retailer who sells restricted e-substances from a sales premises to which minors are permitted access must not sell a flavoured restricted e-substance.	\$500	\$75	\$575
Section 8 (1)	ESR section 8(1): Subject to any enactment of Canada, a retailer must not sell a restricted e-substance unless the product is packaged in a plain manner that does not contain any text or image other than as required or permitted under this section.	\$350	\$53	\$403
Section 10 (1) (a-g)	ESR section 10(1): At least 6 weeks before a restricted e-substance is first sold from a sales premises, the business owner must report all of the following information in respect of the restricted e-substance: (a) the name and contact information of the manufacturer; (b) the brand name and product name; (c) the type of product; (d) the concentration of non-therapeutic nicotine, expressed in mg/mL; (e) the capacity, expressed in mL, of the following, as applicable: (i) the container that holds the restricted e-substance; (ii) the cartridge that holds or is packaged with the restricted e-substance; (f) a list of all ingredients, expressed in both the common and scientific names, unless one of these names is not available from the manufacturer; (g) the flavour if the restricted e-substance is flavoured.	\$500	\$75	\$575
Section 10 (2)	ESR section 10(2): If any of the information reported under subsection (1) changes, the business owner must report the new information within 7 days after first selling the restricted e-substance in respect of which changes have been made at the sales premises.	\$400	\$60	\$460
Section 11 (1) (a-b)	ESR section 11(1): If a retailer produces, formulates, packages, repackages or prepares a restricted e-substance for sale from a sales premises, the business owner must report all the following information in respect of the restricted e-substance: (a) the name and contact information of the manufacturer of each ingredient;	\$400	\$60	\$460

	(b) both the common and scientific names of each ingredient, unless one of these names is not available from the manufacturer.			
Section 11 (2)	ESR section 11(2): A report under section 11 (1) must be made at least 6 weeks before the restricted e-substance is first sold from the sales premises.	\$400	\$60	\$460
Section 12 (2)	ESR section 12(2): A business owner must, before January 15, report the volume of sales, from the business owner's sales premises, that occurred within the most recent reporting period.	\$350	\$53	\$403
Section 12 (3) (a-c)	ESR section 12(3): A report under section 12 (2) must include the following for each type of vapour product sold: (a) the number of containers and cartridges sold, divided according to brand name and product name; (b) the total volume, expressed in mL, of restricted e-substance in the product; (c) the flavour if the restricted e-substance in the product is flavoured.	\$350	\$53	\$403