
Fourth Session, Fortieth Parliament
64 Elizabeth II, 2015
Legislative Assembly of British Columbia

BILL M 2**
TOBACCO CONTROL AMENDMENT ACT, 2015

Ms. Judy Darcy

Explanatory Note

This Bill amends the *Tobacco Control Act, 1996* to prohibit the sale of flavoured cigarillos and flavoured tobacco products.

TOBACCO CONTROL AMENDMENT ACT, 2015

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of British Columbia, enacts as follows:

1 Section 1 of the Tobacco Control Act, R.S.B.C. 1996, c.451, is amended by adding the following definitions:

“cigarillo” includes any of the following products:

1. A tobacco product that,
 - (a) weighs less than 1.4 grams, excluding the weight of any mouthpiece or tip,
 - (b) is in the form of a roll or a tube, and
 - (c) has a wrapper that contains natural or reconstituted leaf tobacco.
2. A tobacco product that,
 - (a) has a cellulose acetate or other type of filter,
 - (b) is in the form of a roll or a tube, and
 - (c) has a wrapper that contains natural or reconstituted leaf tobacco.

“flavoured cigarillo” includes a cigarillo that is represented as being flavoured, that contains a flavouring agent or that is presented by its packaging, by advertisement or otherwise as being flavoured;

“flavoured tobacco product” includes a tobacco product that is represented as being flavoured, that contains a flavouring agent or that is presented by its packaging, by advertisement or otherwise as being flavoured, including a product that is inhaled or chewed, but does not include a flavoured cigarillo;

2 The Act is amended by adding following section:

Flavoured Cigarillos

2.5 (1) No person shall sell or offer to sell a flavoured cigarillo at retail or for subsequent sale at retail or distribute or offer to distribute it for that purpose.

Flavoured Tobacco Products

(2) No person shall sell or offer to sell a flavoured tobacco product at retail or for subsequent sale at retail or distribute or offer to distribute it for that purpose.

3 Section 12 of the Act is amended by striking out “sections 2 to 2.4” and substituting “sections 2 to 2.5”.

4 Section 11(2) of the Act is amended by adding the following clause:

(m) exempting tobacco products from the definition of “flavoured cigarillo” and making the exemption subject to the conditions, if any, that may be provided for in the regulations;

5 Section 11(2) of the Act is amended by adding the following clause:

(n) defining “flavouring agent” for the purposes of the definitions of “flavoured cigarillo” and “flavoured tobacco product” in section 1;

Commencement

6 This Act comes into force by regulation of the Lieutenant Governor in Council.