

28 February 2008

The Honourable Dalton McGuinty, MPP
Ottawa South
Premier and Minister of Intergovernmental Affairs
900 Bay Street
6th Floor, Mowat Block
Toronto, ON M7A 1C2

Dear Premier:

Re: Banning Smoking in Vehicles Containing Children

On 27 February 2008, Ottawa City Council, as the Board of Health, approved a recommendation to endorse the Private Member's bill (David Oraziotti, MPP, Sault Ste. Marie; first reading 6 December 2007) that would amend the *Smoke-Free Ontario Act* by banning smoking in motor vehicles containing children under the age of 16 years.

As also recommended, this resolution is being distributed to area municipalities for endorsement, with copies to the Minister of Health Promotion and local MPPs. A copy of the item, as approved by Council is attached.

Should you require additional information, please contact Councillor Diane Deans, at (613) 580-2480 or at Diane.Deans@ottawa.ca.

Yours sincerely,

Original signed by
P.G. Pagé
City Clerk

cc: City Council
Steve Kanellakos, Deputy City Manager, Community and Protective Services
Dr. Dave Salisbury, Medical Officer of Health, City of Ottawa
Ontario Municipalities (via e-mail)
The Hon. Margaret R. Best, Minister of Health Promotion
The Hon. Madeline Meilleur, MPP, Ottawa-Vanier
Yasir Naqvi, MPP, Ottawa-Centre
Phil McNeely, MPP, Ottawa-Orléans
The Hon. Jim Watson, MPP, Ottawa West-Nepean
Lisa MacLeod, MPP, Nepean-Carleton
John Fraser, Executive Assistant, Office of the Premier
David Oraziotti, MPP, Sault Ste. Marie

Shaping our future together
Ensemble, formons notre avenir

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5. BANNING SMOKING IN VEHICLES CONTAINING CHILDREN
INTERDICTION DE FUMER EN PRÉSENCE D'ENFANTS À BORD DE VÉHICULES

COMMITTEE RECOMMENDATION AS AMENDED

That Council, as the Board of Health endorse the Private Member's bill that would amend the *Smoke-Free Ontario Act* by banning smoking in motor vehicles containing children under the age of 16 years and that the City Clerk distribute this resolution to area municipalities for their endorsement, with copies being sent to the Premier of Ontario, the Minister of Health Promotion and local MPPs.

RECOMMANDATION MODIFIÉES DU COMITÉ

Que le Conseil, à l'instar du Conseil de santé, donne son appui à la proposition de loi qui aurait pour effet de modifier la Loi favorisant un Ontario sans fumée en interdisant l'usage du tabac dans les automobiles qui transportent des enfants de moins de 16 et que le greffier de la Ville soumettra cette résolution à l'approbation des municipalités de la région et qu'il en fera parvenir une copie au premier ministre et au ministre de la Promotion de la santé de l'Ontario ainsi qu'aux députés provinciaux de la région.

DOCUMENTATION

1. Coordinator, Community and Protective Services report dated 18 January 2008 (ACS2008-CCS-CPS-0007).
2. Extract of Draft Minutes, 7 February 2008.

Report to / Rapport au:

**Community and Protective Services Committee
Comité des services communautaires et de protection**

8 February 2008 / le 8 février 2008

**Submitted by / Soumis par: Rosemary Nelson, Committee Coordinator /
Coordonnatrice de comité**

*Contact / Personne-ressource : Councillor Diane Deans
(613) 580-2480, Diane.Deans@ottawa.ca*

City-Wide/ à l'échelle de la Ville

Ref N°: ACS2008-CCS-CPS-0007

SUBJECT: BANNING SMOKING IN VEHICLES CONTAINING CHILDREN

**OBJET: INTERDICTION DE FUMER EN PRÉSENCE D'ENFANTS À BORD DE
VÉHICULES**

REPORT RECOMMENDATION

That the Community and Protective Services Committee recommend that Council, as the Board of Health, endorse the Private Member's bill that would amend the *Smoke-Free Ontario Act* by banning smoking in motor vehicles containing children under the age of 16 years and that the City Clerk distribute this resolution to area municipalities for their endorsement, with copies being sent to the Premier of Ontario, the Minister of Health Promotion and local MPPs.

RECOMMANDATION DU RAPPORT

Que le Comité des services communautaires et de protection recommande que le Conseil, à l'instar du Conseil de santé, donne son appui à la proposition de loi qui aurait pour effet de modifier la Loi favorisant un Ontario sans fumée en interdisant l'usage du tabac dans les automobiles qui transportent des enfants de moins de 16 ans et que le greffier de la Ville soumettra cette résolution à l'approbation des municipalités de la région et qu'il en fera parvenir une copie au premier ministre et au ministre de la Promotion de la santé de l'Ontario ainsi qu'aux députés provinciaux de la région.

BACKGROUND

On 7 February 2008, the Community and Protective Service Committee approved the aforementioned resolution. The full text of the resolution is appended to this report.

It should be noted that reference to the distribution of the resolution was added by the Chair immediately prior to the meeting and was endorsed by the Committee as an amendment to the original motion on the agenda.

DISCUSSION

There is strong evidence that second hand smoke is particularly dangerous for children. The closed environment of a motor vehicle contributes to the concentration of harmful substances that are contained in tobacco smoke.

In December 2007, the Board of Directors for the Association of Local Public Health Agencies (alPHA), endorsed Bill 11, the Private Member's bill that would amend the Smoke-Free Ontario Act by banning smoking in motor vehicles containing children under the age of 16 years.

CONSULTATION

Community and Protective Services Department - Ottawa Public Health

The Medical Officer of Health is strongly in favour of banning smoking in motor vehicles containing children as outlined below:

- There is no safe level of second-hand smoke.¹
- Second-hand smoke leads to more than 1,000 non-smoker deaths in Canada every year.²
- There is international scientific consensus that second-hand smoke can result in sudden infant death syndrome (SIDS), childhood cancer, leukemia, brain cancer, asthma, other respiratory diseases, and death.³
- In a vehicle, second-hand smoke is 23 times more toxic than in the home due to the restricted space, according to research presented by the Ontario Medical Association.⁴
- Residents of Ottawa have shown support for smoke-free cars as evidenced by the proportion of smoke-free vehicles in Ottawa increasing to 83.3 per cent by the third quarter of 2007 from 72.4 in 2001.⁵

1 Health Canada. Second-hand Smoke. (2008) http://www.hc-sc.gc.ca/hl-vs/tobac-tabac/youth-jeunes/second/index_e.html

2 Health Canada. Second-hand Smoke. (2008) http://www.hc-sc.gc.ca/hl-vs/tobac-tabac/youth-jeunes/second/index_e.html

3 **Ontario Medical Association**. Exposure to second-hand smoke: Are we protecting our kids? A position paper by the Ontario Medical Association. (2004) pg 6. <http://www.oma.org/phealth/smoke2004.pdf>

4 **Ontario Medical Association**. Exposure to second-hand smoke: Are we protecting our kids? A position paper by the Ontario Medical Association. (2004) pg 6. <http://www.oma.org/phealth/smoke2004.pdf>

5 Rapid Risk Factor Surveillance System. Ottawa Public Health. (2008).

- OPH has engaged in a smoke-free vehicle awareness media campaign in the last quarter of 2007, via print and radio.
- This motion is in keeping with the City of Ottawa's Children and Youth Agenda (CYA). More specifically, the motion addresses the Community and Protective Services Department's strategic initiative to develop new partnerships and strengthen existing partnerships, both internally and externally for the provision of services to children.
- Other areas supporting the ban in Ontario include: Toronto Public Health, the Region of York and Sudbury and District Health Unit.

FINANCIAL IMPLICATIONS

N/A

DISPOSITION

The City Clerk will prepare the appropriate letters as recommended by Committee and Council.

City Council and Standing Committee
Motion
Conseil et comités permanents
Motion

Moved by/ Councillor Deans
Motion de:

RE: Banning Smoking in Vehicles Containing Children

Pursuant to Section 77(12) of the Procedure By-law, that the Community and Protective Services Committee waive the procedures to consider the following:

Whereas there is strong evidence that second hand smoke is particularly dangerous for children;

And Whereas the closed environment of a motor vehicle contributes to the concentration of harmful substances that are contained in tobacco smoke;

And Whereas the Medical Officer of Health is strongly in favour of banning smoking in motor vehicles containing children;

And Whereas in December 2007, the ALPHA (Association of Local Public Health Agencies) Board of Directors endorsed Bill 11, the Private Member's bill that would amend the *Smoke-Free Ontario Act* by banning smoking in motor vehicles containing children under the age of 16 years;

Therefore Be It Resolved that the Community and Protective Services Committee recommend that Council, as the Board of Health, endorse the Private Member's bill that would amend the *Smoke-Free Ontario Act* by banning smoking in motor vehicles containing children under the age of 16 years;

And be it further resolved that the City Clerk distribute this resolution to area municipalities for their endorsement, with copies being sent to the Premier of Ontario, the Minister of Health Promotion and local MPPs.

BANNING SMOKING IN VEHICLES CONTAINING CHILDREN
INTERDICTION DE FUMER EN PRÉSENCE D'ENFANTS À BORD DE
VÉHICULES
CITY WIDE / À L'ÉCHELLE DE LA VILLE

The following submissions were distributed and are held on file:

- a. K. Holmes e-mail dated 6 February
- b. Ottawa Council on Smoking and Health letter dated 6 February

That pursuant to Section 77(12) of the Procedure By-law, the Community and Protective Services Committee waive the procedures to consider this item.

Whereas there is strong evidence that second hand smoke is particularly dangerous for children;

And Whereas the closed environment of a motor vehicle contributes to the concentration of harmful substances that are contained in tobacco smoke;

And Whereas the Medical Officer of Health is strongly in favour of banning smoking in motor vehicles containing children;

And Whereas in December 2007, the alPHa (Association of Local Public Health Agencies) Board of Directors endorsed Bill 11, the Private Member's bill that would amend the *Smoke-Free Ontario Act* by banning smoking in motor vehicles containing children under the age of 16 years;

Therefore Be It Resolved that the Community and Protective Services Committee recommend that Council, as the Board of Health, endorse the Private Member's bill that would amend the *Smoke-Free Ontario Act* by banning smoking in motor vehicles containing children under the age of 16 years.

And be it further resolved that the City Clerk distribute this resolution to area municipalities for their endorsement, with copies being sent to the Premier of Ontario, the Minister of Health Promotion and local MPPs.

CARRIED, as amended

Note: It should be noted that reference to the distribution of the resolution (final portion of resolution) was added by the Chair immediately prior to the meeting and was endorsed by the Committee as an amendment to the original motion.