

Reopening Ontario (A Flexible Response to COVID-19) Act, 2020

ONTARIO REGULATION 345/20

formerly under Emergency Management and Civil Protection Act

PATIOS

Consolidation Period: From July 15, 2020 to the [e-Laws currency date](#).

Last amendment: 409/20.

Legislative History: 409/20.

This is the English version of a bilingual regulation.

Terms of Order

1. The terms of this Order are set out in Schedule 1. O. Reg. 409/20, s. 3.

SCHEDULE 1

Interpretation

1. In this order,

“restaurant or bar patio” means an area that is not an enclosed public place or an enclosed workplace and that meets the following criteria:

1. The public is ordinarily invited or permitted access to the area, either expressly or by implication, whether or not a fee is charged for entry, or the area is worked in or frequented by employees during the course of their employment, whether or not they are acting in the course of their employment at the time.
2. Food or drink is served or sold or offered for consumption in the area, or the area is part of, or operated in conjunction with, an area where food or drink is served or sold or offered.
3. The area is not primarily a private dwelling.

Exemption from certain provisions

2. A by-law that would authorize the temporary use of land for a restaurant or bar patio under section 39 of the *Planning Act* is exempt from subsections 34 (12) to (14.3), (14.5) to (15) and (19) of that Act and paragraphs 4 and 5 of subsection 6 (9) of Ontario Regulation 545/06 under that Act.