

**MEMORANDUM TO:** Kenneth Weatherill  
Assistant Deputy Minister  
Public Safety Division  
Ministry of the Solicitor General

**DATE:** December 18, 2024

**FROM:** Jane Mallen,  
Assistant Deputy Attorney General

**RE:** Prohibition of Cannabis Cultivation for Non-Medical  
Purposes in Home Child Care Settings in Force January 1,  
2025

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This memorandum is to provide information about a new prohibition on cannabis cultivation for non-medical purposes in licensed and unlicensed home child care settings that will come into force on January 1, 2025.

Ontario made an amendment to the [Cannabis Control Act, 2017](#) (CCA) through the [Enhancing Access to Justice Act, 2024](#), with the goal of limiting child and youth exposure and accessibility to cannabis plants in home child care settings.

Specifically, as of January 1, 2025, a new section 13.1 of the CCA will provide as follows:

13.1 (1) No person shall cultivate, propagate or harvest cannabis in a dwelling in which child care, as defined in the Child Care and Early Years Act, 2014, is provided. 2024, c. 2, Sched. 2, s. 1.

(2) Subsection (1) does not apply to in-home services as defined in the Child Care and Early Years Act, 2014. 2024, c. 2, Sched. 2, s. 1.

Contravention of the new prohibition constitutes an offence, punishable by a maximum fine of up to \$1,000 on the first conviction and up to \$5,000 on subsequent convictions.

The changes coming into force on January 1, 2025 also include an amendment to regulations under the *Provincial Offences Act* (POA) to establish a short form wording for the offence. The Chief Justice of Ontario has approved an order establishing a set fine of \$175 for the offence.

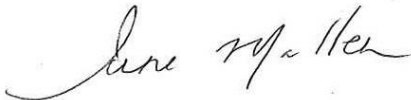
The short-form wordings set out in Schedule 0.3 of Regulation 950 for the new prohibition under the CCA are as follows:

26.	Cultivate cannabis in dwelling where child care other than in-home services is provided	subsection 13.1 (1)
27.	Propagate cannabis in dwelling where child care other than in-home services is provided	subsection 13.1 (1)
28.	Harvest cannabis in dwelling where child care other than in-home services is provided	subsection 13.1 (1)

I would ask that you please bring this memorandum to the attention of the policing community. For more information, or if you have any questions, you may contact Julie Lessard, Manager, Regulatory Agency Oversight Policy Unit, Ministry of the Attorney General at [Julie.Lessard@ontario.ca](mailto:Julie.Lessard@ontario.ca).

Thank you for your assistance in communicating these changes.

Sincerely,



Jane Mallen  
Assistant Deputy Attorney General