
THE LIQUOR CONTROL ACT
(C.C.S.M. c. L160)

Non-Potable Intoxicating Substances, Stomach Bitters and Rubbing Alcohol Regulation

Regulation 201/94
Registered October 26, 1994

INTERPRETATION

Interpretation

1 In this regulation,

"**Act**" means *The Liquor Control Act*;

"**denatured alcohol**" means ethyl alcohol that has been made unfit for human consumption as a beverage by the admixture of a nauseating or poisonous substance such as, but not limited to, methyl alcohol, pyridene and benzene;

"**licensed pharmacist**" means a pharmacist licensed under *The Pharmaceutical Act*;

"**licensed pharmacy**" means a pharmacy licensed under *The Pharmaceutical Act*;

"**manufacturer**" includes a producer or packager;

"**principal display panel**" has the same meaning as it has under the *Consumer Packaging and Labelling Act* (Canada);

"**retail sale**" has the same meaning as it has under *The Retail Sales Tax Act*;

"**retailer**" means a person who in the course of business, sells, offers to sell or displays for sale, goods to the public;

"**rubbing alcohol**" means isopropyl alcohol, and ethyl alcohol to which methyl alcohol or any other denaturant is added, in a container that is labelled on the principal display panel, pursuant to the *Consumer Packaging and Labelling Act* (Canada), as "rubbing alcohol", "rubbing alcohol compound", "denatured ethyl alcohol", or "isopropyl alcohol"; and

"stomach bitters" means any tonic containing more than 1% alcohol by volume in which herbs or roots have steeped or which has been impregnated with a bitter medicine.

NON-POTABLE INTOXICATING SUBSTANCES

Designated substances

2 The following substances are designated non-potable intoxicating substances pursuant to subsection 11(3) of the Act:

- (a) any extract, essence, tincture, or any food flavouring containing alcohol;
- (b) any perfume, lotion, disinfectant, germicide, antiseptic, spray, polish or other similar preparation of a solid, semi-solid or liquid nature containing alcohol and not designed or intended by the maker or producer to be used as a beverage;
- (c) denatured alcohol or any preparation containing denatured alcohol; or
- (d) any cooking wine or cooking liquor or other similar substance containing more than 1% alcohol by volume and used for cooking, other than those cooking wines, cooking liquors or other similar substances that fall within the definition of "liquor" under the Act.

Prohibition re sale of non-potable intoxicating substances

3 No person shall sell, offer to sell or display for sale, for use as a beverage, a non-potable intoxicating substance.

Cooking wine or cooking liquor

4(1) No retailer shall sell, offer to sell or display for sale any substance referred to in clause 2(d) that contains 20% or more alcohol by volume.

4(2) No retailer shall sell any substance referred to in clause 2(d) that contains less than 20% alcohol by volume, unless the retailer

- (a) makes diligent inquiries of the purchaser and is satisfied that the substance will not be used as a beverage;
- (b) makes diligent inquiries to ascertain that the purchaser is 18 years of age or over; and
- (c) makes diligent inquiries to ascertain that the purchaser is not intoxicated at the time of the sale.

STOMACH BITTERS AND RUBBING ALCOHOL

Stomach bitters

5(1) Stomach bitters are declared to be liquor pursuant to subsection 11(1) of the Act.

5(2) The maximum size of container in which stomach bitters may be sold is 113.7 ml (four ounces).

Rubbing alcohol

6 Rubbing alcohol is declared to be liquor pursuant to subsection 11(1) of the Act.

Conditions of sale

7 Stomach bitters or rubbing alcohol may be sold

(a) where the sale is not a retail sale within the meaning of *The Retail Sales Tax Act*, by a manufacturer or wholesaler

(i) to another wholesaler or, respecting rubbing alcohol only, to another manufacturer,

(ii) to a person for industrial, manufacturing, scientific or agricultural use, or

(iii) to a licensed pharmacist;

(b) by a licensed pharmacist from a dispensary in a licensed pharmacy.

REPEAL

Repeal

8 The *Stomach Bitters Regulation*, Manitoba Regulation 422/88, the *Rubbing Alcohol Regulation*, Manitoba Regulation 96/90 and the *Non-Potable Intoxicating Substances Regulation*, Manitoba Regulation 126/92, are repealed.

October 20, 1994

THE LIQUOR CONTROL COMMISSION:

Grant Holmes
Chairperson

The Queen's Printer
for the Province of Manitoba