

Department Public Safety
Liquor Control Act

Information on Off-Licence Purchases Under the Liquor Control Act

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This notice is intended to provide information respecting off-licence purchases by liquor licensees under the *Liquor Control Act* and regulations. This notice should not be regarded or relied upon as a legal interpretation of the *Act*. In all cases, the legislation should be reviewed to determine the proper application of the *Act*.

Authority

The rules prohibiting off-licence purchases are found in the *Liquor Control Act*, sections 163(1), 167, 170(1), 172(1),(2) and section 17 of the Regulation 84-265.

General Information

A licensee must purchase all the liquor sold in his licensed premises from a NB Liquor Corporation store or an outlet.

A licensee who purchases liquor from sources other than the NB Liquor Corporation is in violation of the *Act*.

A licensee who purchases liquor at a NB Liquor Corporation store or an outlet without identifying himself as a licensee is in violation of the *Act*.

The following procedure will be applied when a licensee is in violation of the *Act* regarding off-licence purchases.

- ▶ The liquor will be seized by the inspector or peace officer.
- ▶ The licensee may be charged within fourteen days following the seizure by the inspector or peace officer.
- ▶ If charged, the licensee will be notified of an Adjudication hearing or court proceedings.

Penalties

Violations under the *Liquor Control Act* could result in fines ranging from \$100.00 to \$25,000.00, suspension and/or revocation of the holders' licence to operate their place of business. Department of Public Safety Compliance Inspectors will visit locations to ensure compliance with legislation.

Inquiries:

For further information, please contact.

Department of Public Safety
Compliance and Regulatory Services
P. O. Box 6000
Fredericton, NB
E3B 5H1
Telephone: (506) 453-7472
Fax: (506) 453-3044