



## BRITISH COLUMBIA

December 29, 2020

The Honourable Raj Chouhan  
Speaker of the Legislative Assembly  
Parliament Buildings  
Victoria BC V8V 1X4

Dear Mr. Speaker:

Please find attached a report regarding a regulation made on December 22, 2020, under the *COVID-19 Related Measures Act*, SBC 2020, c. 8 (CRMA). This report is presented pursuant to subsection 4 (2) of the CRMA.

Subsection 4 (4) of CRMA requires that this report be laid before the Legislative Assembly as soon as possible. Fellow Members of the Legislative Assembly have expressed to me their desire that, despite the Legislative Assembly not currently sitting, reports made under Section 4 of CRMA be distributed to them by your office as soon as is possible.

This regulation adds the Food Delivery Service (COVID-19) Order made under Section 10 of the *Emergency Program Act* (EPA) to Schedule 2 of the CRMA. The Order provides:

- The maximum fees food delivery service providers may charge restaurants for each customer order in respect of the delivery of food from the restaurant to the customer is 15 per cent.
- The maximum fees food delivery service providers may charge for all other related services provided to restaurants for use of their online platform is 5 per cent.
- These maximums do not apply to businesses that provide food and beverage delivery services to fewer than 500 restaurants in British Columbia.
- Food delivery service providers are prohibited from reducing the compensation they provide to employees or contractors who perform delivery services, or retaining any portion of amounts intended as a tip or gratuity to the person delivering the food or beverages.

Contravention of the order could result in a fine of up to \$2,000.

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This regulation will be effective from December 27, 2020 until 90 days after the date on which the last extension of the declaration of a state of emergency made on March 18, 2020 under Section 9 (1) of the EPA expires or is cancelled.

Members may direct any questions to me in respect of this report and the effects of the attached regulation.

Yours truly,

A handwritten signature in black ink, appearing to be 'D. Eby', written in a cursive style.

David Eby, QC  
Attorney General and  
Minister Responsible for Housing

Attachment: BC Regulation 301/2020