

Legislative
Assembly
of Ontario



Assemblée
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66 ELIZABETH II, 2017

Bill 116

**An Act to amend the Liquor Control Act and the
Alcohol and Gaming Regulation and Public Protection Act, 1996 with respect to
authorizations for brand owners to sell spirits manufactured for them in Ontario**

Mr. P. Hatfield

Private Member's Bill

1st Reading March 30, 2017

2nd Reading

3rd Reading

Royal Assent



An Act to amend the Liquor Control Act and the Alcohol and Gaming Regulation and Public Protection Act, 1996 with respect to authorizations for brand owners to sell spirits manufactured for them in Ontario

Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1 The definition of “distillery retail store” in subsection 17 (1) of the *Alcohol and Gaming Regulation and Public Protection Act, 1996* is repealed and the following substituted:

“distillery retail store” means,

- (a) a store in Ontario owned and operated by a spirits manufacturer from which the manufacturer is authorized under clause 3 (1) (e) of the *Liquor Control Act* to sell spirits to purchasers; or
- (b) a store in Ontario owned and operated by a person that contracts with a manufacturer to manufacture spirits in Ontario under a brand the person owns from which the person is authorized under clause 3 (1) (e.0.1) of the *Liquor Control Act* to sell spirits to purchasers; (“magasin de détail de distillerie”)

2 Subsection 3 (1) of the *Liquor Control Act* is amended by adding the following clause:

(e.0.1) to authorize persons that contract with a manufacturer to manufacture spirits in Ontario under a brand the person owns to operate a store for the sale of those spirits to the public if the store is located within 500 metres of the manufacturer’s manufacturing premises;

Commencement

3 This Act comes into force on the day it receives Royal Assent.

Short title

4 The short title of this Act is the *Liquor Statute Amendment Act (Sale of Spirits Manufactured for Brand Owners), 2017*.

EXPLANATORY NOTE

Currently, clause 3 (1) (e) of the *Liquor Control Act* provides that manufacturers of beer and spirits and wineries that manufacture Ontario wine may be permitted to sell their beer, spirits or Ontario wine in stores they own and operate. The Bill amends the Act to provide that a person who contracts with a manufacturer to manufacture spirits in Ontario under a brand the person owns may be permitted to operate a store at which the person sells those spirits to the public. The store must be located within 500 metres from the manufacturer’s manufacturing premises.

A consequential amendment is made to the definition of “distillery retail store” in the *Alcohol and Gaming Regulation and Public Protection Act, 1996* to reflect the new type of permission in the *Liquor Control Act*. The definition applies for the purposes of Part II (Tax on Beer, Wine and Spirits) of that Act.