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

Liquor Control (Miscellaneous Provisions) Regulation

Regulation 200/94
Registered October 26, 1994

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All persons making use of this consolidation are reminded that it has no legislative sanction. Amendments have been inserted into the base regulation for convenience of reference only. The original regulation should be consulted for purposes of interpreting and applying the law. Only amending regulations which have come into force are consolidated. This regulation consolidates the following amendments: 133/2001; 163/2002; 85/2005; 138/2008; 165/2009.

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Interpretation

1 In this regulation,

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

"**beer and wine**" means beer and wine, or beer or wine.

PART 1

HOME-MADE WINE AND BEER

Restriction on quantity

2 No person shall have and keep in the person's residence more than 227 L of home-made beer and 227 L of home-made wine.

Transportation

3 A person may carry or transport home-made beer and wine from a place where it may lawfully be kept to any other place where it may lawfully be kept, if the person does not carry it for a period longer than reasonably necessary for that purpose, and

(a) the beer and wine is kept in the person's personal baggage in a train, bus or aircraft; or

(b) the beer and wine is kept in the trunk or space in a vehicle designed for the carriage of baggage.

PART 2

CONSUMPTION IN LICENSED BREWERY,
DISTILLERY AND WINERY PREMISES**Report on complimentary consumption**

4(1) The holder of a manufacturer's licence who gives liquor to employees or casual visitors of the licensed premises in accordance with subsection 111(3) of the Act shall, within 15 days after the end of every month, prepare a record setting out

- (a) the total quantity of beer, spirits or wine given to employees in that month;
- (b) the number of casual visitors who were given beer, spirits or wine in the month and the total quantity of beer, spirits and wine given to casual visitors in that month; and
- (c) if any casual visitors who were given beer, spirits or wine in that month were represented as being associated with an organization, the name of the organization.

M.R. 163/2002

Preservation of records

4(2) The holder of a manufacturer's licence shall preserve the records referred to in subsection (1) until such time as the commission authorizes their destruction.

M.R. 163/2002

Examination of records

4(3) The commission may, at any reasonable time, examine the records of a holder of a manufacturer's licence referred to in subsection (1).

M.R. 163/2002

Public consumption at premises of manufacturer

5 A licensee referred to in section 4 shall not permit any person except of an employee of the licensee to consume alcoholic beverages on the licensed premises

- (a) on Sunday, from 2:00 a.m. until 11:00 a.m.;
- (b) on all other days of the week, from 2:00 a.m. until 9:00 a.m.;
- (c) on Good Friday, Easter Sunday and Christmas Day, after 2:00 a.m.; and
- (d) on Remembrance Day, from 2:00 a.m. until 1:00 p.m.

M.R. 133/2001

PART 3

MARKETING REPRESENTATIVES

Names to be provided

6 If a brewer, distiller or wine manufacturer employs a person in the province to act as a marketing representative in respect of the marketing of liquor sold by that person to the commission, the brewer, distiller or manufacturer of wine shall notify the commission of the name of that person and provide such further information concerning that person as the commission may require.

Prohibitions

7 No marketing representative shall

- (a) canvass for, receive, take or solicit orders for the purchase or sale of liquor, unless registered with the commission;
- (b) advance or lend money to pay for liquor purchased by or on behalf of a licensee, an occasional permittee, or any other person; or
- (c) delegate any of his or her work to a person without prior notice to the commission, unless that person is a marketing representative whose name has already been reported to the commission.

PART 4

SAMPLING

Complimentary samples

8(1) For the purpose of subsection 111(7) of the Act, a distiller, brewer or wine manufacturer, or any officer, employee or agent of the distiller, brewer or wine manufacturer may give complimentary samples of liquor to a licensee in such quantities and under such conditions as may be prescribed by the commission.

Approval for samples

8(2) For the purpose of subsections 101(3), 111(6) and 118(1) of the Act, a distiller, brewer, or wine manufacturer or any officer, employee or agent of the distiller, brewer, or wine manufacturer may provide complimentary servings of liquor in a liquor store, liquor vendor, specialty wine store, licensed premises or licensed retail premises for consumption there by any person not otherwise disqualified under the Act from consuming liquor, in such quantities and under such conditions as may be prescribed by the commission.

M.R. 85/2005

Samples at retail premises

8(3) For the purpose of subsection 101(3) of the Act, an employee of a liquor store, the operator or an employee of a specialty wine store or the operator or an employee of a liquor vendor may provide complimentary servings of liquor in his or her respective liquor store, specialty wine store or liquor vendor for consumption there by any person not otherwise disqualified under the Act from consuming liquor, in such quantities and under such conditions as may be prescribed by the commission.

M.R. 85/2005; 165/2009

PART 5

CULINARY PERMIT

Special permit

9 The holder of a special permit under subsection 39(2.3) of the Act permitting the holder to purchase, keep and use liquor for culinary purposes shall

(a) purchase the liquor from the commission in the manner specified by the commission; and

(b) not use, or permit the use, of the liquor for other than culinary purposes.

M.R. 138/2008

PART 6

LIQUOR AS COLLATERAL

Liquor as collateral

10(1) This section applies when a liquor vendor, a specialty wine store operator or a licensee issued a licence under clauses 60(a) to (j) of the Act uses liquor as collateral for a loan.

10(2) When a person described in subsection (1) defaults under a loan agreement and the lender seizes liquor that has been used as collateral, the lender shall return the liquor to the commission for a refund at the price paid by the person less any amount still owing to the commission for the liquor.

PART 7

REPEAL

Repeal

11 *The Liquor Control (Miscellaneous Provisions) Regulation, Manitoba Regulation 112/89, is repealed.*

October 20, 1994

THE LIQUOR CONTROL COMMISSION:

Grant Holmes
Chairperson

The Queen's Printer
for the Province of Manitoba