

General, R.R.O. 1990, Reg. 718

Current version: in force since Jul 13, 2007

Link to the [latest version](http://www.canlii.org/en/on/laws/regu/rro-1990-reg-718/latest/) : <http://www.canlii.org/en/on/laws/regu/rro-1990-reg-718/latest/>

Stable link to this version : <http://www.canlii.org/en/on/laws/regu/rro-1990-reg-718/7871/>

Currency: Last updated from the [e-Laws](#) site on 2010-06-05

Liquor Licence Act Loi sur les permis d'alcool

R.R.O. 1990, REGULATION 718

GENERAL

Consolidation Period: From July 13, 2007 to the [e-Laws currency date](#).

Last amendment: O. Reg. 353/07

This Regulation is made in English only.

1. (1) In the definition of “beer” in section 1 of the Act, the prescribed proportion is 0.5 of 1 per cent of alcohol by volume or 0.4 of 1 per cent of alcohol by weight. R.R.O. 1990, Reg. 718, s. 1 (1).

(2) In the definition of “Ontario wine” in section 1 of the Act, the prescribed proportion of the concentrated juice of apples grown outside of Ontario used in the production of Ontario wine is 30 per cent or less of the total content of the wine. R.R.O. 1990, Reg. 718, s. 1 (2).

(3) In the definition of “wine” in section 1 of the Act, the prescribed proportion is 0.5 of 1 per cent of alcohol by volume or 0.4 of 1 per cent of alcohol by weight. R.R.O. 1990, Reg. 718, s. 1 (3).

LICENCE TO REPRESENT A MANUFACTURER

2. (1) An application for the issue or renewal of a licence to represent a manufacturer issued under section 11 of the Act must be on a form supplied by the Registrar of Alcohol and Gaming. O. Reg. 211/98, s. 1.

(2) An employee of a manufacturer licensed under section 22 of the Act is exempt from subsection 5 (2) and section 11 of the Act. O. Reg. 211/98, s. 1.

(3) An employee referred to in subsection (2) shall comply with section 2.1. O. Reg. 211/98, s. 1.

2.1 (1) The conditions set out in subsection (2) apply to all holders of a licence to represent a manufacturer except that paragraph 1 of that subsection does not apply to holders who canvass for, receive or solicit orders for the sale of liquor by moving from place to place and not from a premises described in that paragraph. O. Reg. 167/96, s. 1.

(2) The following are conditions of a licence to represent a manufacturer that a holder of such a licence must comply with:

1. The holder shall not canvass for, receive or solicit orders for the sale of liquor except at a premises operated solely for that purpose or solely for that purpose and the purpose of selling items related to liquor.
2. The holder shall notify the Registrar of Alcohol and Gaming of the address of any premises described in paragraph 1 within five business days of the opening of such premises.

3. The holder shall use a form of purchase order referred to in subsection (3) for receiving an order for the sale of liquor by the manufacturer that the holder represents.
 4. The holder shall remit all purchase orders to the Liquor Control Board of Ontario or to a government store operated by the manufacturer and shall not take delivery of the liquor unless the order has been accepted by the Liquor Control Board of Ontario or the manufacturer and a copy of the order is attached to the liquor.
 5. The holder shall not keep liquor except for the purpose of,
 - i. delivering it to the person who ordered it in accordance with the purchase order received by the holder and accepted by the Liquor Control Board of Ontario or the manufacturer,
 - ii. carrying out market research, or
 - iii. providing a sample of a product of the manufacturer on condition that the sample is provided in a sealed, unopened container.
 6. The holder shall not keep more than 180 litres of liquor for all of the purposes set out in paragraph 5 and shall keep liquor only at a premises described in paragraph 1.
 7. The holder shall ensure that a copy of the purchase order is at all times attached to any liquor that is being kept for delivery to the person who ordered it. O. Reg. 167/96, s. 1; O. Reg. 62/98, s. 2; O. Reg. 353/07, s. 1.
- (3) A purchase order referred to in subsection (2) shall contain at least the following information:
1. The name and address of the holder of the licence to represent a manufacturer.
 2. The name and address of the manufacturer represented by the holder.
 3. The purchaser's name and address and, if the purchaser is the holder of a sale licence, the number of the sale licence.
 4. The type and quantity of liquor ordered.
 5. The date and time of the order.
 6. The name and address of the person to whom delivery of the liquor is to be made.
 7. The terms of payment. O. Reg. 167/96, s. 1.

PRIVATE PLACE

3. (1) For the purposes of clauses 30 (13) (a) and 31 (2) (c) of the Act, "private place" means a place, vehicle or boat described in this section. R.R.O. 1990, Reg. 718, s. 3 (1).
- (2) An indoor place to which the public is not ordinarily invited or permitted is considered to be a private place except at the times when the public is invited or permitted access to it. R.R.O. 1990, Reg. 718, s. 3 (2).
- (3) Despite subsection (2), an indoor place that is available for rental by members of the public for occasional use is not a private place. R.R.O. 1990, Reg. 718, s. 3 (3).
- (4) A motor vehicle equipped with sleeping accommodation and cooking facilities is considered to be a private place while it is parked and being used as a residence. R.R.O. 1990, Reg. 718, s. 3 (4).
- (5) Despite subsection (4), a motor vehicle is not considered to be a private place while it is on a highway or a King's Highway within the meaning of the *Highway Traffic Act*. R.R.O. 1990, Reg. 718, s. 3 (5).
- (6) A boat that is used exclusively to carry freight and is under the command of a person certified under the *Canada Shipping Act* is considered to be a private place. R.R.O. 1990, Reg. 718, s. 3 (6).
- (7) A boat with permanent sleeping accommodations and permanent cooking and sanitary facilities, other than a boat used to carry passengers for hire is considered to be a private place while the boat is at anchor or is secured to the dock or land. R.R.O. 1990, Reg. 718, s. 3 (7).