

The Corporation of the Town of Ajax

By-law Number 44-2017

A Bylaw to licence lotteries.

Whereas section 207 of the Criminal Code, R.S.C. 1990, provides an exemption for a charitable or religious organization, pursuant to a licence issued by the Lieutenant Governor in Council of a province or by such other person or authority in the province as may be specified by the Lieutenant Governor in Council thereof, to conduct and manage a lottery scheme in that province if the proceeds from the lottery scheme are used for a charitable or religious object or purpose,

And whereas regulations were approved by the Lieutenant Governor in Council by Order in Council 1413-08 giving authority to municipal corporations to licence lotteries to be operated and managed in the manner prescribed by the Regulations,

Now therefore the Council of the Corporation of the Town of Ajax enacts as follows:

1. The Council of the Corporation of the Town of Ajax deems it expedient that a Lottery Licensing Officer be appointed to issue licences authorizing charitable or religious organizations to conduct and manage lottery schemes in accordance with the Regulations approved by Order in Council 1413-08 and any subsequent Regulations.
2. The Lottery Licensing Officer is hereby authorized to issue a licence in the approved form to any organizations deemed to be religious or charitable within the meaning of the Order in Council provided the terms and conditions and procedures provided by the Order in Council are complied with.
3. No person or company or organization shall conduct a lottery without a licence or when the licence has been suspended.
4. In the event that a licensee fails to comply with any of the provisions of the Criminal Code or of any Regulations or with this By-law or any amendment thereto, the Lottery Licensing Officer may notify the licensee by registered mail or serve upon the licensee notice of suspension of the licence, and thereupon the licensee shall cease the lottery.
5. No licence shall be issued to an applicant that is in default of compliance on any previous occasion with the terms of this By-law or the Rules and Regulations provided by Order in Council unless approved by the Town Council.
6. No licence shall be issued until the licence fee is paid.
7. Where prizes are of a combined value of \$10,000.00 or greater or the Licencing Officer deems appropriate, the licensee must submit an irrevocable letter of credit from a bank or financial institution, made payable to the Corporation of the Town of Ajax. The letter of credit must be in the amount of the total value of the prizes to be awarded and with a minimum expiry date of not less than 120 days after the date of the event.
8. The licence fee shall be as provided in Schedule "A" of this By-law.
9. That By-law Number 72-2016, as amended, is hereby repealed.

Read a first and second time
this Twenty-sixth day of June,
2017.

Read a third time and passed
this Twenty-sixth day of June,
2017.

Mayor Steve Parish

D-Clerk Alexander Harras

By-law Number 44-2017

Schedule "A"

The fee schedule for the licences issued to charitable and/or religious organizations to conduct and manage a bingo lottery, a raffle lottery, a Nevada (break open) lottery, a lottery scheme at a bazaar, or a Catch the Ace lottery shall be as follows:

A. Bingo Lottery

A fee of 3% of the total value of all prizes to be awarded.

B. Raffle Lottery

A fee of 3% of the total value of all prizes to be awarded in cash or merchandise or articles at equivalent market retail value.

C. Nevada (Break Open) Lottery

A fee of 3% of the total value of all prizes to be awarded.

D. Bazaar Lottery

A fee of 3% of the total value of all prizes to be awarded in cash or merchandise or articles at equivalent market retail value and/or \$10.00 per wheel

E. Catch the Ace Lottery

A fee of 3% of the total value of all prizes to be awarded contained within each interim report and final report.