

1993

CHAPTER 45

An Act to amend *The Alcohol Control Act* and to make certain consequential amendments to certain Acts as a result of the enactment of this Act

(Assented to May 31, 1993)

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of Saskatchewan, enacts as follows:

Short title

1 This Act may be cited as *The Alcohol Control Amendment Act, 1993*.

S.S. 1988-89, c. A-18.01 amended

2 *The Alcohol Control Act* is amended in the manner set forth in this Act.

New long title

3 **The long title is repealed and the following substituted:**

“An Act respecting the Control of the Distribution and Consumption of Beverage Alcohol and the Regulation of Gaming in Saskatchewan”.

Section 1 amended

4 **Section 1 is amended by striking out “*The Alcohol Control Act*” and substituting “*The Alcohol and Gaming Regulation Act*”.**

Section 2 amended

5 **Section 2 is amended:**

(a) by repealing clause (a) and substituting the following:

“(a) `authority' means the Liquor and Gaming Authority continued pursuant to section 3;

“(a.1) `beer' means a beverage obtained by the alcoholic fermentation of an infusion or decoction of barley, malt or hops or of any similar product in drinkable water and not containing more than 8.5% alcohol by volume”;

(b) by repealing clause (c);

(c) by adding the following clause before clause (d):

“(c.1) `certificate of registration' means a certificate of registration granted pursuant to section 98.8”;

(d) by repealing clause (d) and substituting the following:

“(d) `commission' means the Liquor and Gaming Licensing Commission established pursuant to section 12”;

(e) by adding the following clauses after clause (g):

“(g.1) `gaming employee' means a person who for compensation or the promise of compensation is employed by a person licensed pursuant to section 207 of the *Criminal Code* or a gaming supplier in the conduct and management of a lottery scheme in any capacity, but does not include:

(i) subject to the regulations, a person licensed pursuant to section 207 of the *Criminal Code*; or

(ii) any person who:

(A) acts as a bona fide volunteer for a person licensed pursuant to section 207 of the *Criminal Code* in the conduct and management of a lottery scheme;

(B) does not have a financial interest in any gaming services being supplied to a person licensed pursuant to section 207 of the *Criminal Code*; and

(C) is not employed by a registrant;

“(g.2) **`gaming establishment'** means any premises in which a lottery scheme is licensed to operate;

“(g.3) **`gaming services'** means:

(i) the sale, rental, lease, gift, exchange or loan of any gaming establishment;

(ii) the sale, rental, lease, gift, exchange, loan, printing, publication, distribution or manufacturing of any gaming supplies including any lot, card, ticket, paper, slip, symbol, token, coin, machine, device, equipment or game; or

(iii) the provision of:

(A) gaming employees; or

(B) promotional, financial or management services;

“(g.4) **`gaming supplier'** means a person who for compensation or the promise of compensation, either alone or through a registered gaming employee or any employee or agent, supplies gaming services to another for the conduct and management of a lottery scheme, but does not include:

(i) subject to the regulations, a person licensed pursuant to section 207 of the *Criminal Code*; or

(ii) a landlord who has no interest in the conduct or management of the lottery scheme other than to provide the premises on which the lottery scheme is to be conducted”;

(f) by repealing clause (i) and substituting the following:

“(i) `licence' means, except where otherwise provided, a licence issued pursuant to Part IV of this Act or section 207 of the *Criminal Code*”;

(g) by adding the following clauses after clause (k):

“(k.1) `local authority' means a local authority specified by the Lieutenant Governor in Council pursuant to section 207 of the *Criminal Code* for the issuance of licences pursuant to that section;

“(k.2) `lottery scheme' means a lottery scheme within the meaning of section 207 of the *Criminal Code*”;

(h) by adding the following clause after clause (l):

“(l.1) `minister' means the member of the Executive Council to whom for the time being the administration of this Act is assigned”;

(i) by striking out “section 16” in clause (o) and substituting “section 8”;

(j) by adding “issued pursuant to Part IV” after “licence” in subclause (t)(vii);

(k) by adding the following clause after clause (t):

“(t.1) `registrant' means a person who is required pursuant to this Act to be registered as:

- (i) a gaming supplier; or
- (ii) a gaming employee”.

New Part II

6 Parts II and III are repealed and the following substituted:

“PART II

The Liquor and Gaming Authority
CONTINUATION AND COMPOSITION

Authority

- 3(1) The Liquor Board is continued as a body corporate to be known as the Liquor and Gaming Authority consisting of the persons appointed as members by the Lieutenant Governor in Council.
- (2) Every member of the authority holds office at pleasure and, notwithstanding the expiry of any term designated by the Lieutenant Governor in Council for the member, continues to hold office until his or her successor is appointed.
- (3) The Lieutenant Governor in Council may create a seal for the authority.
- (4) A board of directors of the authority, consisting of those persons who are appointed to constitute the authority pursuant to subsection (1), shall manage the affairs and business of the authority.
- (5) The Lieutenant Governor in Council may designate one of the members of the board of directors as chairperson and another member as vice-chairperson.
- (6) Where the chairperson is absent or unable to act or the office of chairperson is vacant, the vice-chairperson or, in the absence of the vice-chairperson, any other member may act in the place of the chairperson.
- (7) All acts performed by the vice-chairperson or a member pursuant to subsection (6) have the same force and effect as if they had been performed by the chairperson.
- (8) The Lieutenant Governor in Council may fix the number of members of the board of directors that shall constitute a quorum for the transaction of business at meetings of the board of directors.
- (9) The authority shall:
 - (a) pay to the members of the authority the remuneration determined by the Lieutenant Governor in Council; and
 - (b) reimburse members of the authority for travelling and living expenses at rates established by the Public Service Commission.
- (10) The authority may do any act or thing pursuant to this Act by way of a resolution of the board of directors.

Committees of the board of directors

- 4(1) The board of directors may, from time to time:
 - (a) appoint from its number an executive committee; and

- (b) delegate to the executive committee any powers that it considers necessary for the efficient conduct of the affairs and business of the authority.
- (2) A member of the executive committee holds office until he or she:
 - (a) is removed by the board of directors; or
 - (b) has ceased to be a member of the board of directors.
- (3) The executive committee may exercise any powers of the board of directors that are delegated to it by resolution of the board of directors, subject to any restrictions contained in the resolution.
- (4) The executive committee shall:
 - (a) fix its quorum at not less than a majority of its members;
 - (b) keep minutes of its proceedings; and
 - (c) submit to the board of directors, at each meeting of the board of directors, the minutes of the executive committee's proceedings during the period since the most recent meeting of the board of directors.

- (5) The board of directors may, from time to time:
- (a) appoint any advisory committees that it considers necessary for the efficient conduct of the affairs and business of the authority;
 - (b) prescribe the duties of any committee appointed pursuant to clause (a); and
 - (c) fix the remuneration and allowances for expenses of members of any committee appointed pursuant to clause (a).

Head office

5 The head office of the authority is to be at any place in Saskatchewan designated by the Lieutenant Governor in Council.

Conflict of interest

- 6(1) No member or employee of the authority shall, as owner, part owner, partner, member of a syndicate, shareholder, agent or employee, whether for his or her own benefit or in a fiduciary capacity for another person:
- (a) be directly or indirectly interested or engaged in any business or undertaking dealing in beverage alcohol;
 - (b) be a registrant or licensee;
 - (c) be directly or indirectly interested or engaged in any business or undertaking with a registrant or licensee or any business or undertaking that is associated with a registrant or licensee; or
 - (d) be directly or indirectly interested or engaged in any business or undertaking dealing in gaming services.
- (2) The authority may waive the provisions of subsection (1) with respect to an employee where it appears to the authority that the interest of the employee will not affect his or her ability to carry out his or her duties.

Authority to administer Act

- 7(1) The authority shall administer this Act.
- (2) The authority is responsible to the minister in the performance of its responsibilities and the exercise of its powers.

Employees

- 8(1) The authority shall appoint a person to be the chief executive officer of the authority who shall have supervision over and direction of the work of the staff of the authority.
- (2) The authority may:
- (a) employ persons required for the administration of its responsibilities pursuant to this Act and the regulations and may determine their respective powers, duties, conditions of employment and remuneration;
 - (b) engage the services of experts and persons having special technical or other knowledge;
 - (c) appoint persons or categories of persons for the purpose of enforcing all, or any provision, of this Act and the regulations with respect to all, or any geographic area, of Saskatchewan;
 - (d) appoint any person to conduct investigations for the purposes of this Act and the regulations;
 - (e) delegate to any employee of the authority any or all of its powers, including the power to issue, grant, refuse, suspend or cancel permits, licences pursuant to Part IV and certificates of registration.

POWERS AND RESPONSIBILITIES

Responsibilities

- 9 The authority is responsible for the regulation and control of:
- (a) the manufacture of beverage alcohol in Saskatchewan;
 - (b) the importation of beverage alcohol into Saskatchewan;

- (c) the possession, sale and delivery of beverage alcohol in Saskatchewan by any person other than a person licensed pursuant to Part IV;
- (d) lottery schemes in Saskatchewan.

Powers

- 10(1) In accordance with this Act and the regulations, the authority may:
 - (a) with the approval of the Lieutenant Governor in Council:
 - (i) purchase or sell any land;
 - (ii) purchase, construct or sell any buildings;
 - (b) lease any land, building, furnishings or equipment;
 - (c) purchase or dispose of any furnishings, equipment and supplies;
 - (d) lease to another person any land, buildings, furnishings, equipment or supplies;
 - (e) cause any property owned or leased by it to be insured against loss from any cause;
 - (f) enter into agreements with any person, agency, organization, association, institution or body;
 - (g) perform any other duties that may be designated by the Lieutenant Governor in Council;
 - (h) do any other things the authority considers advisable or necessary for the purpose of carrying this Act into effect.

- (2) In accordance with this Act and the regulations, the authority may:
- (a) purchase, import and have in its possession and sell beverage alcohol, and furnish stocks of beverage alcohol to stores and franchises;
 - (b) determine the location, construction, accommodation, furnishings, equipment, operation and management of its stores, franchises and warehouses;
 - (c) determine the places in which its stores, franchises and warehouses are to be established and have the general control, management and supervision of those stores and warehouses in Saskatchewan;
 - (d) determine the days and hours that stores shall be kept open for the sale of beverage alcohol;
 - (e) where it has established a store, close the store for any reason it considers sufficient;
 - (f) fix the prices at which any class, variety or brand of beverage alcohol may be sold by the authority and provide for the making and distribution of price lists for each class, variety or brand of beverage alcohol to be kept for sale pursuant to this Act.
- (3) The authority may act as a registrant.
- (4) With the approval of the Lieutenant Governor in Council, and in accordance with any directions that the Lieutenant Governor in Council may prescribe, the authority may conduct and manage lottery schemes for the Government of Saskatchewan:
- (a) within Saskatchewan; or
 - (b) within Saskatchewan and another province of Canada in accordance with any agreement entered into pursuant to subsection (5).
- (5) With the approval of the Lieutenant Governor in Council, the authority may, on behalf of the Government of Saskatchewan, enter into any agreement with the government of another province of Canada for the purpose of clause (4)(b).
- (6) For the purpose of conducting lottery schemes for the Government of Saskatchewan pursuant to subsection (4), the authority may:
- (a) with respect to any premises in which it conducts a lottery scheme, determine:
 - (i) the location and construction of the premises;
 - (ii) the furnishings and equipment to be used in the premises; and
 - (iii) the operation and management of the premises;
 - (b) control, manage and supervise the premises in which it conducts a lottery scheme;

- (c) with respect to a lottery scheme conducted and managed by the authority, enter into agreements with any person:
 - (i) for the conduct of operations; or
 - (ii) for the provision of services;
 - (d) subject to the regulations:
 - (i) determine the lottery schemes and games, operations and devices to be used with respect to a lottery scheme conducted by the authority;
 - (ii) determine the consideration to be paid by persons participating in the lottery scheme; and
 - (iii) determine the kinds and amounts of prizes available to participants in the lottery scheme.
- (7) The authority may:
- (a) become a shareholder or member in any corporation to which a licence is issued pursuant to section 207 of the *Criminal Code*;
 - (b) appoint persons to act as directors of a corporation mentioned in clause (a);
 - (c) participate in any way it considers advisable in the affairs of a corporation mentioned in clause (a); and
 - (d) enter into agreements or arrangements with a corporation mentioned in clause (a).

Powers re licences

- 11(1) With respect to licences issued pursuant to Part IV, the authority shall:
- (a) fix the price at which beverage alcohol may be sold by a licensee;
 - (b) determine the land or buildings that constitute premises with respect to which a licence may be issued;
 - (c) regulate and restrict the nature and conduct of entertainment at any place where a licence is, or is to be, issued.
- (2) Subject to this Act and the regulations, the authority may:
- (a) grant any application for a licence, permit or certificate of registration on any terms and conditions it considers expedient;
 - (b) refuse any application for a licence, permit or certificate of registration;
 - (c) refer an application for a licence or certificate of registration to the commission for a hearing pursuant to clause 16(1)(a) where it is of the opinion that it is in the public interest to conduct a hearing;
 - (d) determine the duration of licences, permits and certificates of registrations.

Agreements with Canada

- 11.1(1) In this section:
- (a) **'beverage alcohol'** means beverage alcohol brought into Saskatchewan from outside Canada;
 - (b) **'customs officer'** means an officer, as defined in the *Customs Act* (Canada), who is employed at a customs office in Saskatchewan.
- (2) The authority may enter into an agreement with the Government of Canada:
- (a) identifying the beverage alcohol or class of beverage alcohol to be covered by the agreement;
 - (b) appointing customs officers as agents of the authority to do the following on behalf of the authority:
 - (i) accept beverage alcohol;
 - (ii) collect and remit to the authority the mark-up set by the authority for the beverage alcohol accepted pursuant to subclause (i);
 - (iii) when the mark-up set by the authority has been paid, sell and release the beverage alcohol accepted pursuant to subclause (i) to the individual who brought the beverage alcohol into Saskatchewan from outside Canada;
 - (iv) when the mark-up set by the authority has not been paid, detain and release to

- the authority the beverage alcohol accepted pursuant to subclause (i);
 - (c) authorizing the payment on behalf of the authority of a refund of all or a part of the mark-up collected pursuant to subclause (b)(ii) to the individual who paid the mark-up;
 - (d) prescribing the circumstances and conditions governing a payment pursuant to clause (c);
 - (e) prescribing the manner in which and times at which a mark-up collected pursuant to subclause (b)(ii) must be remitted to the authority;
 - (f) respecting forms to be used in relation to beverage alcohol;
 - (g) respecting any other matter in relation to beverage alcohol.
- (3) For the purpose of this section, the authority may establish mark-ups on the resale price of beverage alcohol.

Commission

- 12(1) A branch of the authority to be known as the Liquor and Gaming Licensing Commission is established to exercise the powers set out in this Act.
- (2) The commission consists of not less than three and not more than seven members to be appointed by the Lieutenant Governor in Council.
- (3) Every member of the commission holds office at pleasure and, notwithstanding the expiry of any term designated by the Lieutenant Governor in Council for the member, continues to hold office until his or her successor is appointed.
- (4) The authority shall:
- (a) pay to the members of the commission the remuneration determined by the Lieutenant Governor in Council; and
 - (b) reimburse members of the commission for travelling and living expenses at rates established by the Public Service Commission.
- (5) Any three or more members of the commission may sit as a panel of the commission and that panel may exercise or perform any powers or duties that the commission itself could exercise or perform.
- (6) Any number of panels may sit concurrently.
- (7) Two members of a panel constitute a quorum at any hearing conducted by a panel.
- (8) A decision or action of a panel is the decision or action of the commission.

Officers

- 13(1) The Lieutenant Governor in Council shall designate one of the members of the commission to be the chairperson, one of the members to be the vice-chairperson and one of the members to be the secretary.
- (2) In the absence of the chairperson or in case of his or her inability to act or in the case of a vacancy in the office of chairperson, the vice-chairperson has the authority to act in place of the chairperson.
- (3) All acts performed by the vice-chairperson pursuant to subsection (2) have the same force and effect as if performed by the chairperson.
- (4) The secretary shall:
- (a) keep a record of all proceedings conducted before the commission;
 - (b) have custody and care of all records and documents pertaining to or filed with the commission;
 - (c) authenticate and cause to be published all orders made by the commission.

Certain interests prohibited

- 14 No member of the commission shall, as owner, part owner, partner, member of a syndicate, shareholder, agent or employee, whether for his or her own benefit or in a fiduciary capacity for another person:
- (a) be directly or indirectly interested or engaged in any business or undertaking dealing in beverage alcohol;
 - (b) be a registrant or licensee;

- (c) be directly or indirectly interested or engaged in any business or undertaking with a registrant or licensee or any business or undertaking that is associated with a registrant or licensee; or
- (d) be directly or indirectly interested or engaged in any business or undertaking dealing in gaming services.

Non-liability of members

15 No action lies or shall be instituted for any loss or damage suffered by any person by reason of anything in good faith done, caused, permitted or authorized to be done, attempted to be done or omitted to be done by any of the following pursuant to or in the exercise or supposed exercise of any power conferred by this Act or the regulations or in the carrying out or supposed carrying out of any decision or order made pursuant to this Act or the regulations or any duty imposed by this Act or the regulations:

- (a) the authority;
- (b) any member of the authority;
- (c) the commission;
- (d) any member of the commission;
- (e) any employee or other person acting under the instructions of the authority or the commission or under the authority of this Act or the regulations.

Hearings

16(1) The commission:

- (a) shall hold an oral hearing where the authority has received an application for a licence or certificate of registration and, in the opinion of the authority, it is in the public interest to conduct an oral hearing;
 - (b) shall hold an oral hearing where the authority has received an application for a licence from an applicant who is qualified pursuant to section 45 or 46 and the authority has received notice pursuant to subsection (10);
 - (c) shall hold a hearing where the authority has refused an application for a licence, permit or certificate of registration and the applicant applies for a review in accordance with section 17;
 - (d) shall hold an oral hearing where the authority proposes to suspend or cancel a licence, permit or certificate of registration and the licensee, permittee or registrant, as the case may be, applies for a hearing in accordance with section 18;
 - (e) shall hold an oral hearing in accordance with section 21 where the authority has suspended a licence, permit or certificate of registration pursuant to that section;
 - (f) shall hold a hearing where the authority has imposed terms and conditions on a certificate of registration pursuant to subsection 98.8(4) and the registrant applies for a hearing in accordance with that section;
 - (g) may rehear any application for the issuance, suspension or cancellation of a licence, permit or certificate of registration.
- (2) Where an oral hearing is to be held pursuant to this Act, the commission shall give the person with respect to whom the oral hearing is to be held written notice of the oral hearing indicating the time and place at which the oral hearing is to be held.
- (3) The notice to be given pursuant to subsection (2) shall:
- (a) with respect to a hearing to be held pursuant to clause (1)(a), (b), (c) or (f), be given in accordance with subsection (11);
 - (b) with respect to a hearing to be held pursuant to clause (1)(d), be given in accordance with subsection (12);
 - (c) with respect to a hearing to be held pursuant to clause (1)(e), be given in accordance with section 21.
- (4) Subject to subsections (5) and (6), the commission may regulate its own practice and procedures for the conduct of hearings.
- (5) Oral hearings conducted pursuant to this Act are to be open to the public.

- (6) Notwithstanding subsection (5), the commission may exclude the public from any part of an oral hearing where the commission is of the opinion that admitting the public would unduly violate the privacy of, result in financial loss or gain to or prejudice the competitive position of any person.
- (7) Every person:
- (a) who is the subject of an oral hearing shall be given an opportunity to be heard and may be represented by counsel at that person's expense;
 - (b) who, in the opinion of the commission, is an interested party may appear at an oral hearing but only with the permission of the commission.
- (8) The commission has all the powers conferred or that may be conferred on commissioners pursuant to *The Public Inquiries Act*.
- (9) Where a hearing is to be conducted pursuant to clause (1)(a), the notice given by the commission pursuant to subsection (2) shall indicate the grounds on which the authority considers the hearing to be advisable.
- (10) Notwithstanding clause (7)(b), every person who has filed a written objection with the authority pursuant to subsection 49(3) at least five days before the date of the oral hearing shall be given an opportunity to be heard at the oral hearing and to make written representations.
- (11) A notice mentioned in clause (3)(a) shall be sent by ordinary mail.
- (12) A notice mentioned in clause (3)(b) shall be served by:
- (a) personal service made:
 - (i) in the case of an individual, on that individual;
 - (ii) in the case of a partnership, on any partner; or
 - (iii) in the case of a corporation, on any officer or director; or
 - (b) registered mail addressed to the address for service indicated by the applicant in the application for the review or hearing.
- (13) A notice sent by ordinary or registered mail is deemed to have been delivered on the seventh day after the date of its mailing unless the person to whom it is sent establishes to the satisfaction of the commission that, through no fault of that person, the person did not receive it or received it at a later date.

Review of refusal

- 17(1) An applicant may apply, within 15 days after being notified of a decision of the authority to refuse to issue a licence or permit or grant a certificate of registration to the applicant, for a review by the commission of that decision by:
- (a) filing an application for review with the commission;
 - (b) where the applicant wishes an oral hearing, requesting a date and time for the oral hearing; and
 - (c) paying the prescribed fee.
- (2) The application for review mentioned in clause (1)(a):
- (a) shall be substantially in the form prescribed in the regulations; and
 - (b) may be accompanied by any other information that the applicant wishes the commission to consider.
- (3) The commission is not required to hold an oral hearing unless the applicant, at the time of filing the application for review, requests an oral hearing.
- (4) On a review conducted pursuant to this section, the commission may consider:
- (a) any information submitted by the applicant;
 - (b) any information considered by the authority in making its decision; and
 - (c) where an oral hearing is held, any information given or representations made at the oral hearing.
- (5) Where an applicant who requests an oral hearing fails to appear at the oral hearing without the prior approval of the commission:
- (a) the applicant is deemed to have waived the applicant's right to an oral hearing; and
 - (b) the commission shall consider the application on the basis of the material mentioned in clauses (4)(a) and (b).

Suspension or cancellation

- 18(1) Subject to section 21, where the authority proposes to suspend or cancel a licence, permit or certificate of registration, it shall give notice to the licensee, permittee or registrant, as the case may be, of the action it intends to take.
- (2) A licensee, permittee or registrant who receives a notice pursuant to subsection (1) may, within 15 days after it is served with the notice, apply for a review by the commission by:
- (a) filing an application for an oral hearing with the commission; and
 - (b) paying the prescribed fee.
- (3) The application for a hearing mentioned in clause (2)(a):
- (a) shall be substantially in the form prescribed in the regulations; and
 - (b) may be accompanied by any other information that the applicant wishes the commission to consider.
- (4) At a hearing conducted pursuant to this section, the commission may consider:
- (a) any information submitted by the applicant;
 - (b) any information considered by the authority in determining that the licence, permit or certificate of registration should be suspended or cancelled; and
 - (c) any information given or representations made at the oral hearing.
- (5) Where an applicant fails to appear at an oral hearing without the prior approval of the commission:
- (a) the applicant is deemed to have waived the applicant's right to an oral hearing; and
 - (b) the commission shall consider the application on the basis of the material mentioned in clauses (4)(a) and (b).
- (6) At a hearing conducted pursuant to this section, the commission may suspend or cancel a licence, permit or certificate of registration where the commission is satisfied that:
- (a) the licensee, permittee or registrant has violated this Act, the regulations, any terms and conditions to which the licence, permit or certificate of registration is subject or an order of the authority or the commission; or
 - (b) it is not in the public interest that the licence, permit or certificate of registration remain outstanding.
- (7) Where the authority has given notice to the licensee, permittee or registrant in accordance with subsection (1) and the licensee, permittee or registrant does not apply for a review pursuant to subsection (2), the authority may suspend or cancel the licence, permit or certificate of registration in accordance with the terms of the notice.

Powers

- 19 Where the commission holds a hearing pursuant to section 16 it may:
- (a) issue a licence or permit or grant a certificate of registration on any terms and conditions it considers appropriate;
 - (b) refuse to issue a licence or permit or grant a certificate of registration;
 - (c) suspend a licence, permit or certificate of registration for the period of time it considers expedient;
 - (d) direct a refund of any fees paid for a review pursuant to section 17 or a hearing pursuant to section 18;
 - (e) revoke the suspension of a licence, permit or certificate of registration on those terms and conditions that it considers expedient;
 - (f) cancel a licence, permit or certificate of registration;
 - (g) suspend or renew a licence, permit or certificate of registration for any period of time that it considers expedient;
 - (h) on a rehearing pursuant to clause 16(1)(g), review, rescind, change, alter or vary any order made by the commission.

Finality of decision

- 20 Subject to clause 19(h), every decision or order of the commission is final, and no order, decision

or proceeding of the commission shall be questioned or reviewed, restrained or removed by prohibition, injunction, certiorari or any other process or proceeding in any court.

Immediate suspension

21(1) The authority may, by order, suspend a licence, permit or certificate of registration for a period not exceeding seven days without giving notice to the licensee, permittee or registrant in accordance with subsection 18(1) where it considers the immediate suspension to be necessary in the public interest.

(2) The authority shall serve on the licensee, permittee or registrant:

(a) a copy of the order made pursuant to subsection (1); and

(b) a notice fixing a time and place for an oral hearing by the commission pursuant to clause 16(1)(e) to determine whether a suspension imposed pursuant to subsection (1) should be extended, or whether the licence, permit or certificate of registration should be cancelled.

(3) An order made pursuant to subsection (1) takes effect immediately on being served on the licensee, permittee or registrant.

(4) The time fixed for an oral hearing in the notice described in clause (2)(b) shall be prior to the expiration of the order made pursuant to subsection (1).

(5) The commission may adjourn a hearing held pursuant to clause 16(1)(e) and extend an order made pursuant to subsection (1) to a date not later than the date it makes an order at the conclusion of the hearing held pursuant to clause 16(1)(e).

Terms and conditions

22 Every licence and certificate of registration is subject to all the terms and conditions imposed by this Act, the regulations, the authority and the commission.

Compliance with terms and conditions

23 No holder of a licence or certificate of registration shall fail to comply with any terms and conditions imposed on the licence or certificate of registration by this Act, the regulations, the authority and the commission.

When effective

24 A licence or certificate of registration becomes effective on the date stated in the licence or certificate of registration as the effective date, or if no effective date is stated, on the date of issue of the licence or certificate of registration.

Fees

25(1) Every application for a licence or certificate of registration is to be accompanied by the fee prescribed in the regulations.

(2) Every licensee or registrant shall pay, in addition to the fee mentioned in subsection (1), any of the following sums that may be prescribed in the regulations:

(a) any further sum on the issuance of the licence or granting of the certificate of registration or, in the case of a licence issued pursuant to Part IV, on the making of any endorsement of the licence;

(b) any periodic sum during the duration of the licence, certificate of registration or endorsement.

Licence and certificate of registration not transferable

26(1) Every licence and certificate of registration is to be issued in the name of the applicant.

(2) No certificate of registration is transferable.

(3) Subject to sections 66 and 67, no licence is transferable to any other person or any other premises.

Licence and certificate of registration property of authority

27 Every licence and certificate of registration is the property of the authority and if a licence or certificate of registration is cancelled or suspended, the licensee or registrant shall immediately return it to the authority.

Investigations

28(1) The authority may make investigations through persons appointed by the authority pursuant to section 8 for the purpose of:

- (a) determining whether a licence should be issued or a certificate of registration should be granted;
- (b) determining whether a licence or certificate of registration should be suspended or cancelled;
- (c) inspecting alterations, renovations or the reconstruction of licensed premises where the authority has approved those alterations or renovations or that reconstruction;

(d) inspecting licensed premises or premises with respect to which a licence or permit has been granted for the purpose of ascertaining whether or not this Act, the regulations or the terms and conditions of the licence or permit are being complied with;

(e) administering and enforcing this Act and the regulations.

(2) Every registrant and licensee shall allow an officer access to his or her premises, books, records or other documents at all reasonable times for the purpose of making any inspection that the authority or officer considers necessary.

(3) Where any book, record or other document has been examined pursuant to subsection (2), the officer may make copies of the book, record or other document.

(4) A document certified to be a copy made pursuant to this section is admissible in evidence, without proof of the office or signature of the person appearing to have certified the document, and has the same probative force as the original document”.

New section 28.1

7 The following section is added in Part IV before section 29:

Interpretation of Part

“28.1 In this Part:

(a) ‘**licence**’ means a licence issued pursuant to this Part; and

(b) ‘**licensee**’ means a person who holds a licence issued pursuant to this Part and who is named in the licence”.

Sections 33 to 36 and 38 repealed

8 Sections 33 to 36 and 38 are repealed.

Section 46 amended

9 Clause 46(c) is amended:

(a) **by striking out “Act” in subclause (i) and substituting “Part”; and**

(b) **by striking out “Act” in subclause (ii) and substituting “Part”.**

Section 48 repealed

10 Section 48 is repealed.

Section 49 amended

11 Section 49 is amended:

(a) by adding the following subsection after subsection (3):

“(3.1) Where a written objection is received pursuant to subsection (3), the authority shall not issue a licence to the applicant except in accordance with an order of the commission”; **and**

(b) by repealing subsections (5) and (6) and substituting the following:

“(5) A notice pursuant to subsection (4) is to be sent in accordance with subsection 16(11)”.

Sections 50 and 51 repealed

12 Sections 50 and 51 are repealed.

Section 52 amended

13 Section 52 is amended by striking out “by the commission”.

Section 53 amended

14 Section 53 is amended by striking out “by the commission” wherever it appears.

Section 59 amended

15(1) Subsection 59(1) is repealed and the following substituted:

“(1) The authority may issue a Class `C' licence to any of the following that comply with the requirements of this Act and the regulations and the applicable laws of Canada:

(a) brewers;

(b) distillers;

(c) wine manufacturers”.

(2) Clause 59(2)(c) is amended by striking out “Act” and substituting “Part”.

(3) Clause 59(2)(e) is amended by striking out “and the approval of the commission”.

(4) Subsection 59(4) is amended by striking out “Act” and substituting “Part”.

Section 62 repealed

16 Section 62 is repealed.

Section 64 amended

17 Subsection 64(2) is repealed and the following substituted:

"(2) If, in the opinion of the authority, the layout and construction of the premises does not comply with the plans and specifications filed pursuant to subsection (1), the authority may suspend or cancel the licence after giving the licensee an opportunity to be heard in accordance with section 18".

Section 65 amended

18 Clause 65(b) is amended by striking out "section 16" and substituting "section 8".

New section 68

19 Section 68 is repealed and the following substituted:

Improvement of facilities

"68(1) The authority may, at any time, direct a licensee to install, repair, modernize or otherwise improve the facilities of the premises.

(2) Where a licensee fails to comply with a direction pursuant to subsection (1), the authority may suspend the licence, after giving the licensee an opportunity to be heard in accordance with section 18".

Section 79 amended

20 Section 79 is amended:**(a) in subsection (1):**

(i) by striking out "The commission may, or where the commission has pursuant to clause 16(1)(e) delegated the power to the board, the board may," and substituting "The authority may" in the portion preceding clause (a);

(ii) by repealing clause (h); and

(b) by adding the following subsection after subsection (1):

"(1.1) The Lieutenant Governor in Council may make regulations governing the matters referred to in subsection (1)".

Section 93 amended

21 Clause 93(2)(a) is amended by adding "issued pursuant to Part IV" after "licence".

Section 95 amended

22 Section 95 is amended by adding "issued pursuant to Part IV" after "licence".

Section 98 amended

23 Section 98 is amended by striking out "section 16" and substituting "section 8".

New Parts V.1 and V.2

24 The following Parts are added after Part V:

"PART V.1

Licensed Lotteries

Interpretation of Part

98.1 In this Part:

(a) 'licence' means a licence issued pursuant to section 207 of the *Criminal Code* for the conduct and management of a lottery scheme;

(b) 'licensee' means a person who holds a valid and subsisting licence.

Terms and conditions of licences

98.11(1) Where licences, other than those mentioned in subsection 98.2(1), are issued, those licences are deemed to contain and are subject to the following terms and conditions:

(a) the licensee shall ensure that, where premises are used in the conduct of the lottery scheme, those premises are:

- (i) owned and occupied by the licensee; or
 - (ii) supplied by:
 - (A) a gaming supplier who holds a valid and subsisting certificate of registration; or
 - (B) a landlord who has no interest in the conduct or management of the lottery scheme other than to provide the premises on which the lottery scheme is to be conducted;
 - (b) the licensee shall ensure that, where gaming employees are used in the conduct of the lottery scheme, the gaming employees hold valid and subsisting certificates of registration;
 - (c) the licensee shall ensure that, where gaming services other than premises and gaming employees are used in the conduct of the lottery scheme, those services are supplied by a person who holds a valid and subsisting certificate of registration;
 - (d) the licensee shall ensure that:
 - (i) where premises are being used to conduct the lottery scheme, the licence is prominently posted in those premises; and
 - (ii) where premises are not being used to conduct the lottery scheme, the licence is available for inspection.
- (2) Clauses (1)(a) to (c) do not apply:
- (a) to the provision of gaming employees where those employees act as bona fide volunteers of the licensee in the conduct of the lottery scheme; and

(b) subject to the regulations, to the provision of gaming services other than gaming employees where those services are provided by a licensee.

Local authority licences

98.2(1) Licences issued by local authorities are deemed to contain and are subject to the following terms and conditions:

- (a) the licensee shall use the proceeds of the lottery scheme being conducted for charitable or religious purposes;
 - (b) the licensee shall ensure that the total amount of all prizes offered in the conduct of the lottery scheme does not exceed the lesser of:
 - (i) \$2,000; and
 - (ii) any lower amount that may be prescribed by the Lieutenant Governor in Council pursuant to the *Criminal Code* with respect to the lottery scheme for which the licence was issued; and
 - (c) the licensee shall not conduct more than one event per week.
- (2) Where a licensee who is issued a licence by a local authority breaches a term or condition of that licence, the licence is void.
- (3) Local authorities may charge the fees prescribed in the regulations for the issuance of licences.

Reports by local authorities

98.3 Every local authority that issues licences shall file with the authority, on or before April 1 in each year, a report with respect to its licensing activities for the previous year:

- (a) in the form required by the authority; and
- (b) containing any information that the authority may require, including:
 - (i) the name of each licensee who was issued a licence by the local authority;
 - (ii) the amount or value of the prizes awarded with respect to each licensed lottery scheme;
 - (iii) the revenue generated, expenses incurred and profit realized with respect to each licensed lottery scheme; and
 - (iv) the purpose for which the proceeds from each licensed lottery scheme were or are to be used.

Form and manner of reports

98.4(1) Subject to subsection (2), every licensee shall file a report with the authority:

- (a) in the form and manner required by the authority; and

- (b) containing any information the authority may require, including:
 - (i) the dates on which and the places at which lottery schemes were conducted by the licensee;
 - (ii) the accounts relating to the conduct of the lottery scheme; and
 - (iii) the disposition of the proceeds of the lottery scheme.
- (2) Unless the authority otherwise requires, subsection (1) does not apply to a licensee whose licence was issued by a local authority.

Restriction on cancellation

98.5 When a licence or a certificate of registration has been cancelled:

- (a) no licence or certificate of registration shall be issued for a period of at least one year to the person named as the holder of that licence or certificate of registration;
- (b) if another licence or certificate of registration is issued to that person and is cancelled, no licence or certificate of registration shall be issued to that person after that time.

"PART V.2

Registration

Authorization to work as gaming employee or act as a gaming supplier

98.6(1) No person shall work as a gaming employee or act as a gaming supplier unless he or she has been granted a certificate of registration by the authority that authorizes him or her to work as a gaming employee or act as a gaming supplier, as the case may be.

(2) Any person who seeks information from the authority as to whether a person has been registered pursuant to this Act is entitled to the information without delay and without payment of any fee.

Application to be registered

98.7 Any person who applies to the authority to be registered as a gaming employee or a gaming supplier shall:

- (a) apply in a form required by the authority; and
- (b) provide any information that the authority may require.

Requirements for registration

98.8(1) Where a person makes an application:

- (a) to be registered as a gaming employee, the authority shall not grant a certificate of registration to that person unless, in the opinion of the authority, the applicant:
 - (i) is of good character; and
 - (ii) has suitable training or experience;

- (b) to be registered as a gaming supplier, the authority shall not grant a certificate of registration to that person unless, in the opinion of the authority, the applicant:
 - (i) is of good character; and
 - (ii) is capable of supplying gaming services that are suitable for the conduct of lottery schemes.
- (2) Where the regulations require that a person be bonded, the authority shall not issue a certificate of registration to that person until he or she is bonded in accordance with the regulations.
- (3) Subject to subsections (1) and (2), the authority may:
 - (a) register and grant certificates of registration in the form provided by the authority to persons who have applied to be registered and set the terms and conditions of the registration of those persons;
 - (b) renew a certificate of registration granted pursuant to clause (a) and set the terms and conditions of that renewal.
- (4) The authority may amend, vary, or repeal and substitute any terms and conditions imposed pursuant to clause (3)(a) or (b) or impose new terms and conditions after a certificate of registration is granted or renewed, as the case may be.
- (5) A registrant may apply, within 15 days after being notified of a decision by the authority to impose terms and conditions on a certificate of registration pursuant to subsection (4), for a review by the commission of those terms and conditions.
- (6) Section 17 applies, with any necessary modification, to an application for a review pursuant to subsection (5).

Reports to be filed

- 98.9 Every person who is registered as a gaming supplier or as a gaming employee shall file a report with the authority:
- (a) in the form and manner required by the authority; and
 - (b) containing any information the authority may require, including:
 - (i) in the case of a gaming supplier:
 - (A) the accounts relating to his or her business as a gaming supplier; and
 - (B) the names of those persons with whom the registrant has done business in his or her capacity as a gaming supplier; and
 - (ii) in the case of a gaming employee:
 - (A) the records and other documents relating to his or her employment as a gaming employee; and

(B) the names of those persons who have employed the registrant as a gaming employee”.

Section 103 amended

25 **Subsection 103(2) is amended by striking out** “the conditions prescribed by the board” **and substituting** “any conditions prescribed in the regulations or by the authority”.

Section 131 amended

26 **The following section is added after subsection 131(3):**

“(4) In this section, ‘**licence**’ means a licence issued pursuant to Part IV”.

Section 139 amended

27 **Section 139 is amended by adding** “, certificate of registration” **after** “licence” **wherever it appears**.

Section 140 amended

28 **Section 140 is amended by adding** “, certificate of registration” **after** “licence”.

Section 142 amended

29 **Section 142 is amended:**

(a) **by striking out** “\$2,500” **in subclause (a)(i) and substituting** “\$10,000”;

(b) **by striking out** “\$10,000” **in subclause (a)(ii) and substituting** “\$50,000”; **and**

(c) **by striking out** “two months” **in clause (b) and substituting** “six months”.

Section 145 amended

30(1) **Subsection 145(1) is repealed and the following substituted:**

“(1) A justice may issue a warrant to search a place or premises named in the warrant and seize anything that may be evidence of an offence against this Act or the regulations or a breach of a term or condition of a certificate of registration on the oath of an officer that there are reasonable and probable grounds to believe that:

(a) an offence against this Act or the regulations has occurred and that beverage alcohol is being kept for sale or disposal contrary to this Act or the regulations in the place or premises;
or

(b) an offence against this Act or the regulations or a breach of a term or condition of a certificate of registration has occurred and evidence of that offence or breach can be found in the place or premises”.

(2) **Clause 145(2)(c) is amended by adding** “or a breach of a term or condition of a certificate of registration” **after** “regulations”.

Section 153 amended

31 **Subsection 153(2) is amended by striking out** “signed by the chairman of the board” **and substituting** “issued by the authority”.

New section 161

32 **Section 161 is repealed and the following substituted:**

Proof of licence

“161 A certificate issued by the authority stating that:

(a) a licence or certificate of registration has been issued; or

(b) no licence or certificate of registration has been issued;

is admissible in evidence as *prima facie* proof of the facts stated in the certificate without proof of the appointment or signature of the person purporting to have signed it”.

Section 162 amended

33 Subsection 162(1) is repealed and the following substituted:

"(1) The authority may appoint any person as an analyst for the purpose of analyzing beverage alcohol pursuant to this Act.

"(1.1) The authority may prescribe the form of the certificate of analysis to be issued by an analyst appointed pursuant to subsection (1)".

New section 166.1

34 The following section is added after section 166:

Agent of the Crown

"166.1 The authority:

(a) is for all its purposes an agent of the Crown and may exercise its powers pursuant to this Act only as an agent of the Crown;

(b) has capacity to contract and to sue and be sued in its name with respect to any right acquired or obligation incurred by it on behalf of the Crown as if the right or obligation had been acquired or incurred on its own behalf;

(c) may sue with respect to any tort, and may be sued with respect to any liabilities in tort, to the extent to which the Crown is subject by reason of *The Proceedings against the Crown Act*; and

(d) may, on behalf of the Crown, contract in its name without specific reference to the Crown".

Section 171 amended

35 Subsection 171(1) is amended by striking out "licences or permits" and substituting "licences, permits or certificates of registration".

Section 173 amended

36 Section 173 is amended by striking out "board or by the commission" and substituting "authority".

New section 174

37 Section 174 is repealed and the following substituted:

Books and accounts

"174(1) The fiscal year of the authority is the period commencing on April 1 in one year and ending on March 31 in the following year.

(2) The Provincial Auditor, or any other auditor or firm of auditors that the Lieutenant Governor in Council may appoint, shall annually, and at any other time that the Lieutenant Governor in Council may require, audit the accounts and financial statements of the authority".

New section 176

38 Section 176 is repealed and the following substituted:

Annual statement and report

"176(1) In each fiscal year the authority shall, in accordance with *The Tabling of Documents Act, 1991*, prepare and submit to the minister:

(a) a report of the authority on its business for the preceding fiscal year; and

(b) a financial statement showing the business of the authority for the preceding fiscal year in any form that may be required by Treasury Board.

(2) The minister, in accordance with *The Tabling of Documents Act, 1991*, shall lay before the Legislative Assembly each report and statement received by him or her pursuant to subsection (1)".

New Section 177

39 Section 177 is repealed and the following substituted:

Oath of office

"177 Every member of the commission and every member and employee of the authority shall take

the oath of office prescribed in the regulations”.

Section 179 amended

40(1) Clause 179(a) is repealed.

(2) Clause 179(b) is amended:

(a) by adding the following paragraphs after paragraph (xviii)(A):

“(A.1) the fees to be paid by applicants for certificates of registration;

“(A.2) the fees payable for any goods, materials or services provided by the authority to any person”;

(b) by repealing paragraph (xviii)(G) and substituting the following:

“(G) an oath of office for members of the commission and members and employees of the authority”;

(c) by adding the following subclauses after subclause (xxi):

“(xxi.1) prescribing the food-beverage alcohol ratio applicable to any Class `A' licence;

“(xxi.2) respecting any aspect or matter relating to the manufacture of beverage alcohol;

“(xxi.3) prescribing standards with which brewers associations that sell or deliver beer pursuant to section 93 must comply;

“(xxi.4) requiring registrants or categories of registrants to be bonded;

“(xxi.5) prescribing the circumstances in which a person to whom a licence is issued pursuant to section 207 of the *Criminal Code* for the conduct and management of a lottery scheme is required to be registered as a gaming supplier or gaming employee;

“(xxi.6) prescribing:

(A) the lottery schemes that may be conducted and managed by the authority on behalf of the Government of Saskatchewan; and

(B) the games, operations and devices to be used in the conduct of the lottery schemes;

“(xxi.7) fixing a maximum number of gaming establishments or any category of gaming establishments that may operate in Saskatchewan or any part of Saskatchewan;

“(xxi.8) exempting any person or category of persons from this Act or any provisions of this Act”.

Schedule 1

41 The provisions listed in Schedule 1 are amended by striking out “commission” wherever it appears and in each case substituting “authority”.

Schedule 2

42 The provisions listed in Schedule 2 are amended by striking out “board” wherever it appears and in each case substituting “authority”.

S.S. 1989-90, c.S-18.1 repealed

43 *The Saskatchewan Gaming Commission Act* is repealed.

Transition

- 44(1) Subject to subsection (2), The Liquor Licensing Commission and the Saskatchewan Gaming Commission are disestablished.
- (2) Notwithstanding the disestablishment of The Liquor Licensing Commission and the Saskatchewan Gaming Commission pursuant to subsection (1):
- (a) any application for a licence, permit or certificate of registration received by one of the commissions prior to the date this section comes into force is to be considered an application pursuant to this Act;
 - (b) any hearings commenced before either commission before the coming into force of this section may be continued before that commission;
 - (c) subject to clause (d), the commissions continue in force and the members of the commissions continue to be members for the purpose of hearing and deciding the matters described in clause (b);
 - (d) the Lieutenant Governor in Council may remove persons who continue to be members of the commissions pursuant to clause (c) and may appoint other persons as members of the commissions; and
 - (e) the provisions of *The Alcohol Control Act* and *The Saskatchewan Gaming Commission Act*, as they existed on the day before the coming into force of this section, continue in force for the purpose of deciding matters described in clause (b).
- (3) Notwithstanding the disestablishment of the Saskatchewan Gaming Commission, the authority, in accordance with *The Tabling of Documents Act, 1991*, shall prepare and submit to the minister:
- (a) a report on the activities of the Saskatchewan Gaming Commission for the year in which the commission is disestablished; and
 - (b) a financial statement showing the business of the Saskatchewan Gaming Commission for the year in which the commission is disestablished.
- (4) Notwithstanding the disestablishment of The Liquor Licensing Commission, the authority, in accordance with *The Tabling of Documents, 1991*, shall prepare and submit to the minister:
- (a) a report on the activities of The Liquor Licensing Commission for the year in which the commission is disestablished; and
 - (b) a financial statement showing the business of The Liquor Licensing Commission for the year in which the commission is disestablished.
- (5) The financial statements mentioned in clauses (3)(b) and (4)(b) are to be in the form required by Treasury Board.
- (6) The minister shall, in accordance with *The Tabling of Documents Act, 1991*, lay before the Assembly the reports and financial statements received by the minister pursuant to subsections (3) and (4).

(7) The assets, liabilities, rights and obligations of The Liquor Licensing Commission and the Saskatchewan Gaming Commission immediately prior to the coming into force of this Act are transferred to, and become the assets, liabilities, rights and obligations of the Liquor and Gaming Authority.

(8) A licence, certificate of registration or permit issued by The Liquor Licensing Commission, the Liquor Board, the Saskatchewan Gaming Commission or a local authority prior to the day this Act comes into force that has not been cancelled or suspended prior to the day this Act comes into force continues in force until it expires or is cancelled or suspended pursuant to this Act.

CONSEQUENTIAL AMENDMENTS

R.S.S. 1978, c.A-32 amended

45(1) *The Attachment of Debts Act* is amended in the manner set forth in this section.

(2) Section 6 is amended:

(a) **by striking out** “the Liquor Board, the Liquor Licensing Commission” **and substituting** “the Liquor and Gaming Authority” **in subsection (2);**

(b) **in clause (3)(e):**

(i) **by striking out** “the chairman or secretary of the Liquor Board” **and substituting** “the chief executive officer of the Liquor and Gaming Authority”; **and**

(ii) **by striking out** “the board” **and substituting** “the authority”; **and**

(c) **by repealing clause (3)(f).**

(3) Section 7 is amended:

(a) **in subsection (1):**

(i) **by striking out** “, the Liquor Board, and the Liquor Licensing Commission” **and substituting** “and the Liquor and Gaming Authority”; **and**

(ii) **by striking out** “, board or commission” **and substituting** “or authority”;

(b) **in clause (2)(c):**

(i) **by striking out** “the chairman or secretary of the Liquor Board” **and substituting** “the chief executive officer of the Liquor and Gaming Authority”; **and**

(ii) **by striking out** “the board” **and substituting** “the authority”; **and**

(c) **by repealing clause (2)(d).**

R.S.S. 1978, c.E-6 amended

46 **Subsection 30(5) of *The Election Act* is amended by striking out** “a licensed liquor outlet under *The Liquor Licensing Act*” **and substituting** “a licensed premises pursuant to *The Alcohol and Gaming Regulation Act*”.

S.S. 1986, c.H-3.1 amended

47 Subclause 81.9(2)(b)(ii) of *The Highway Traffic Act* is amended by striking out "*The Alcohol Control Act*" and substituting "*The Alcohol and Gaming Regulation Act*".

R.S.S. 1978, c.I-4 amended

48 Subsection 29(2) of *The Industrial Development Act* is amended:

(a) by striking out "the Liquor Board, the Liquor Licensing Commission" and substituting "the Liquor and Gaming Authority" in clause (c); and

(b) by striking out "the Liquor Board, the Liquor Licensing Commission" wherever it appears in the portion following clause (e) and in each case substituting "the Liquor and Gaming Authority".

R.S.S. 1978, c.L-19 amended

49(1) *The Liquor Board Superannuation Act* is amended in the manner set forth in this section.

(2) Section 2 is amended by adding the following clause after clause (b):

"(b.1) 'Liquor Board' means the Liquor and Gaming Authority".

(3) Subsection 34(8) is amended by striking out "*The Liquor Act*" and substituting "*The Alcohol and Gaming Regulation Act*".

(4) Section 53 is repealed.

(5) Clause 54(1)(a) is amended by striking out "members of the Liquor Board and".

(6) Clause 54(1)(b) is repealed and the following substituted:

"(b) the nature of their employment".

(7) Section 56 is repealed.

S.S. 1979, c.L-19.1 amended

50(1) *The Liquor Consumption Tax Act* is amended in the manner set forth in this section.

(2) Section 2 is amended:

(a) by striking out "*The Liquor Licensing Act*" and substituting "Part IV of *The Alcohol and Gaming Regulation Act*" in clause (d);

(b) by repealing clause (e) and substituting the following:

"(e) 'liquor' means beverage alcohol as defined in *The Alcohol and Gaming Regulation Act*";

(c) by repealing clause (i) and substituting the following:

"(i) **'special liquor vendor'** means the holder of a franchise pursuant to *The Alcohol and Gaming Regulation Act*"; and

(d) by striking out "the Liquor Board" and substituting "the Liquor and Gaming Authority" in subclause (j)(ii).

(3) Section 14 is amended:

(a) by striking out "*The Liquor Act* or *The Liquor Licensing Act*" and substituting "*The Alcohol and Gaming Regulation Act*" in the portion preceding clause (a); and

(b) by striking out "the Liquor Board" and substituting "the Liquor and Gaming Authority" in clause (b).

(4) Section 18 is amended by striking out "Liquor Board" wherever it appears and in each case substituting "Liquor and Gaming Authority".

R.S.S. 1978, c.L-22 amended

51(1) *The Litter Control Act* is amended in the manner set forth in this section.

(2) Clause 2(b) is amended by striking out "*The Liquor Act*" and substituting "*The Alcohol and Gaming Regulation Act*".

(3) Clause 19(a) is amended by striking out "*The Liquor Act*" and substituting "*The Alcohol and Gaming Regulation Act*".

(4) Section 21 is amended by striking out "the Liquor Board and the Liquor Licensing Commission" and substituting "the Liquor and Gaming Authority".

(5) Clause 22(1)(i) is amended by striking out "*The Liquor Licensing Act*" and substituting "*The Alcohol and Gaming Regulation Act*".

S.S. 1982-83, c.L-30.1 amended

52 Section 137 of *The Local Government Election Act* is repealed.

S.S. 1983, c.N-5.1 amended

53 Clause 90.9(c) of *The Northern Municipalities Act* is amended by striking out "*The Alcohol Control Act*" and substituting "*The Alcohol and Gaming Regulation Act*".

R.S.S. 1978, c.P-20 amended

54 Subsection 31(2) of *The Power Corporation Superannuation Act* is amended by striking out "the employ of the Liquor Board" and substituting "the employ of the Liquor and Gaming Authority".

R.S.S. 1978, c.P-42 amended

55 Clause 2(o) of *The Public Service Act* is amended by striking out "the Liquor Board" and substituting "the Liquor and Gaming Authority".

R.S.S. 1978, c.P-43 amended

56 *The Public Service Superannuation Act* is amended by striking out "the Liquor Board, the Liquor Licensing Commission" and substituting "the Liquor and Gaming Authority" in subsection 36(2).

R.S.S. 1978, c.S-11 amended

57 Subsection 9(2) of *The Saskatchewan Computer Utility Corporation Act* is amended by striking out "the Liquor Board" and in each case substituting "the Liquor and Gaming Authority".

R.S.S. 1978, c.S-35 amended

58 Subsection 29(2) of *The Saskatchewan Telecommunications Superannuation Act* is amended by striking out "the Liquor Board, the Liquor Licensing Commission" and substituting

"the Liquor and Gaming Authority".

S.S. 1990-91, c.S-63.1 amended

59(1) *The Summary Offences Procedure Act, 1990* is amended in the manner set forth in this section.

(2) Subsection 52(2) is amended by striking out "The Alcohol Control Act" and substituting "The Alcohol and Gaming Regulation Act".

(3) Section 53 is amended by striking out "The Alcohol Control Act" and substituting "The Alcohol and Gaming Regulation Act".

S.S. 1986, c.V-2.1 amended

60 Subclause 29(4)(e)(v) of *The Vehicle Administration Act* is amended by striking out "The Liquor Act" and substituting "The Alcohol and Gaming Regulation Act".

R.S.S. 1978, c.W-19 amended

61 Subsection 29(2) of *The Workers' Compensation Board Superannuation Act* is amended by striking out "the Liquor Board, the Liquor Licensing Commission" and substituting "the Liquor and Gaming Authority".

Coming into force

62 This Act or any provision of this Act comes into force on a day or days to be fixed by proclamation of the Lieutenant Governor.

SCHEDULE 1

[Section 41]

- section 29
- section 30
- subsection 31(1)
- section 32
- clause 40(b)
- section 42
- section 43
- section 44
- section 45
- section 46
- subsection 47(1)
- subsection 49(1)
- subsection 49(3)
- section 55
- section 56
- section 57
- section 58
- section 60
- section 61
- subsection 63(1)
- subsection 64(1)
- subsection 64(3)
- section 65
- section 66
- subsection 67(2)
- section 72
- subsection 73(4)
- section 74
- subsection 76(1)
- clause 77(c)
- subsection 78(2)
- clause 79(3)(b)
- subsection 80(1)
- subsection 82(2)
- section 86
- section 88
- section 89
- section 90
- section 94
- section 124
- section 126
- section 127
- section 131
- clause 132(1)(d)
- section 137
- subsection 178(3)

SCHEDULE 2

[Section 42]

- clause 2(g)
- clause 2(v)
- section 53
- subsection 54(1)
- subsections 59(2) to (4)
- subsection 60(3)
- section 61
- section 80
- section 83
- section 85
- section 87
- section 91
- subsection 92(1)
- section 93
- section 96
- section 97
- section 98
- section 99
- section 100
- section 101
- subsection 103(1)
- section 105
- section 106
- clause 108(2)(a)
- subsection 121(1)
- subsection 132(1)
- section 133
- subsection 134(1)
- clause 137(3)(a)
- section 138
- section 142
- subsection 147(3)
- section 149
- subsection 150(2)
- section 151
- clause 152(b)
- subsection 153(1)
- section 155
- section 156
- section 166
- section 167
- section 168
- section 169
- section 170
- section 171
- section 172
- section 175
- subsection 178(2)
- paragraph 179(b)(xviii)(F)