

Brew Pub Endorsement

TERMS AND CONDITIONS

Licensees are responsible to comply with all general liquor service terms and conditions; terms and conditions specific to the type of licence held; and any terms and conditions specific to the premises.

1.0 Definitions

“**brew pub operator**” means the holder of a liquor service licence with a brew pub endorsement issued under section 25 of the Act.

“**licensee**” means a person, business entity or association of persons holding a licence issued by the LGA; in these terms and conditions it means the holder of a brew pub endorsement.

“**off-premises sale**” means the sale of beer produced at the subject premises for consumption outside of the subject premises.

“**subject premises**” means the premises that are the subject of the liquor service licence with a brew pub endorsement.

2.0 Brew Pub Endorsement Specific

2.1

The holder of a liquor service with a brew pub endorsement is authorized to:

- a) produce beer at the licensed premises up to the maximum volume stated in 2.4.
- b) sell the beer it produces:
 - i) for consumption in the licensed premises.
 - ii) to sell the beer by retail sale from the licensed premises for consumption outside the licensed premises.
 - iii) to the MLLC for sale at retail premises.

2.2

The brew pub operator must continue to hold the required Canada Revenue Agency (CRA) licensing.

2.3

The brew pub operator must ensure that all beer produced at the subject premises is produced in accordance with the requirements of the *Food and Drugs Act* (Canada).

2.4

Unless authorized by the LGA, the brew pub operator must not produce more than 2,000 hectolitres of beer at the subject premises in a year.

2.5

The brew pub operator must produce the beer at the subject premises according to the following:

- a) all brewing equipment must be commercially-manufactured; and
- b) proper metering devices must be attached to the brewing equipment that record the amount of beer produced, as required by CRA licensing.

2.6

Only beer produced on the premises may be sold for consumption off-premises.

2.7

The licensee must ensure that liquor is sold from the retail area of the subject premises for off-premises consumption in accordance with the Act and that the retail premises area are operated in accordance with the Act.

2.8

The licensee must post signage indicating the type and brand of beer, the package size and the price for each package size available for retail.

2.9

The brew pub operator retailing beer produced on the premises for off-premises sale must:

- a) make all sales from a location immediately adjacent to the entrance of the premises;
- b) ensure any person who has purchased beer from the off-premises sales area immediately leave the premises with the beer following the purchase; and
- c) not sell beer produced on the premises for off-premises sales outside the liquor service hours of the licensed premises.

2.10

No proprietary rights accrue with the brew pub endorsement.

2.11

A minor is prohibited from selling or providing a complimentary sample of liquor.

2.12

The brew pub operator may provide a complementary 120 ml sample of the beer they produce at the premises to adult patrons.

2.13

The brew pub operator may provide a licensee with a complimentary sample of beer produced at the subject premises for consumption by the licensee and its adult employees for informational and training purposes.

2.14

The brew pub operator may deliver liquor to the purchaser provided that the brew pub operator does:

- a) not deliver liquor to a minor;
- b) not deliver liquor to an intoxicated person;
- c) not deliver liquor to another person who is not authorized to sell liquor if the licensee knows that the other person intends to sell the liquor in contravention of the Act;
- d) not deliver liquor to a place where liquor may not be lawfully kept or possessed.

2.15

Licensees may accept liquor delivery orders:

- a) from 8:00 a.m. until 12:00 midnight; and
- b) from 1:00 p.m. until 12:00 midnight on Remembrance Day.

2.16

Licensees must ensure that payment of the liquor order is made at the time the order is placed.

2.17

Licensees may deliver liquor:

- a) from 8:00 a.m. until 12:30 a.m.; and
- b) from 1:00 p.m. until 12:30 a.m. on Remembrance Day.

2.18

Licensees are responsible to ensure that any person delivering liquor on behalf of the licensee complies with these terms and conditions.

2.19

The brew pub operator may impose a delivery charge on any liquor that is delivered to the purchaser.

2.20

A licensee must not:

- a) deliver or transport liquor; or
- b) send, or cause to be sent, a package, parcel or other container containing liquor to a minor or to a place where liquor may not lawfully be kept or possessed.

2.21

If the holder of a social occasion permit purchases liquor for the social occasion from the brew pub operator, the brew pub operator must provide the holder of the social occasion permit with written confirmation that the liquor provided was obtained from the retail premises.