

# Dining Room / Lounge

## 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.

### 8.0 Dining Room/Lounge Licence - General

#### Definitions

**"private place"** means a private, enclosed area of a business, organization, school or other institution to which the public is not ordinarily invited or permitted, except at any time when the public is invited or permitted access to it.

#### 8.1

Liquor must not be sold or served in the dining room/lounge from:

- a) 2:00 a.m. until 9:00 a.m.; and
- b) 2:00 a.m. until 1:00 p.m. on Remembrance Day.

#### 8.2

Except as authorized in 9.3, the licensee must not:

- a) give, sell or otherwise supply liquor to a minor;
- b) allow a minor to possess or consume liquor in the licensed premises.

#### 8.3

In addition to the records stated in 7.4, the holder of a dining room/lounge licence must also maintain a record of all food purchases and sales for at least two years.

#### 8.4

The licensee that allows a patron to bring their own wine to consume with a meal, or allows a patron to bring their own wine into the premises for a private function, must ensure that:

- a) the wine is commercially-made and in an unopened bottle;
- b) the wine is for consumption with a meal served in the premises;
- c) the wine brought by the patron into the licensed premises is not sold in the premises;
- d) the licensee complies with the Act respecting the service, consumption and handling of liquor in the licensed premises as if the wine had been purchased in the licensed premises.

#### 8.5

Licensees are authorized to sell and serve liquor for consumption with meals prepared by the licensee at catered events in a private residence or private place.

#### 8.6

The licensee who wants to sell and serve liquor for consumption with meals prepared by the licensee at catered events other than in a private residence or private place must apply for written authorization from the LGA prior to the event.

#### 8.7

The licensee who sells and serves liquor at catering events referred to in 8.5 and 8.6 must comply with the following conditions:

- a) all food and liquor served at the catered event by a licensee must be served by employees of the licensee;
- b) all persons attending the event where the licensee is selling or serving liquor must be invited by the organizer of the event and not by the licensee; and
- c) the licensee must comply with the same legislation that applies to liquor sold and served in licensee's dining room.

#### 8.8

Games must not be installed in the dining area of premises licensed under a dining room/lounge licence unless authorized by the LGA.

#### 8.9

Upon authorization of the LGA a licensee holding a dining room/lounge licence may sell and serve liquor to a patron waiting in an entryway, foyer or other waiting area under an existing licence under the following conditions:

- a) the waiting area authorized for liquor service must be included under an existing licence for the premises;
- b) the area for liquor service must be indoors;
- c) no liquor can be served to a patron located in a waiting area or lineup that extends beyond the licensee's leased or owned premises;
- d) the licensee must ensure that no patron who has been served liquor while in the waiting area exits the premises with their drink; and
- e) the licensee must maintain control of the waiting area.

#### 8.10

The licensee holding a dining room/lounge licence must ensure:

- a) the premises are divided into a dining room area and lounge area by a physical barrier acceptable to the LGA; and
- b) the physical barrier is not moved.

## 9.0 Dining Room Area Specific

### 9.1

The licensee may sell liquor for consumption without a meal in the dining room only if at least half of the seating in the licensed premises:

- a) is occupied by patrons who have ordered or who have been served a meal;
- b) is unoccupied; or
- c) a combination of unoccupied seating and seating of patrons who have ordered or have been served a meal.

### 9.2

The licensee must:

- a) operate a kitchen on the licensed premises and ensure that the kitchen is in operation at all times when the licensed premises are open;
- b) offer a sufficient variety of meals to patrons in the dining room area;
- c) ensure the kitchen is equipped to prepare all meals offered;
- d) ensure that the kitchen is stocked with sufficient food and supplies to prepare the meals offered; and
- e) prepare all meals offered if item is ordered by a patron during the time when liquor may be served in the dining room.

### 9.3

A minor may be present in a dining room or dining room area of a dining room/lounge but the minor must not possess or consume liquor in the licensed premises unless:

- a) the liquor is purchased or provided by his or her adult parent, spouse, common-law partner or guardian; and
- b) the liquor is consumed with a meal in the presence of the minor's adult parent, spouse, common-law partner or guardian.

## 10.0 Lounge Area Specific

### 10.1

The licensee may sell liquor in the lounge area with or without the service of a meal.

### 10.2

The licensee must ensure there is a variety of food items available for sale in the lounge area for patrons at all times the lounge area is open.

### 10.3

The licensee must prepare all food served in the lounge area in the licensee's kitchen.

### 10.4

The licensee may sell liquor in the lounge area between 8:00 p.m. and the time when liquor sales must end in the licensed premises even though the dining room area is closed if:

- a) food is available to patrons in the lounge area that has been prepared in the licensee's kitchen; and
- b) the dining room area has been open between 4:00 p.m. and 8:00 p.m. that day.

### 10.5

The licensee must ensure that VLTs are not visible to any minor in the premises.

### 10.6

The holder of a dining room/lounge licence must make sure all patrons leave the lounge area of the licensed premises within 60 minutes after the time when liquor sales must end.

### 10.7

The licensee may only allow a minor to be present in the lounge area of a dining room/lounge if the minor is accompanied by a parent, spouse, common-law partner or guardian who is at least 18 years of age, except as authorized in 10.9.

### 10.8

The licensee must ensure the minor does not possess or consume liquor in the licensed premises unless:

- a) the liquor is purchased or provided by his or her adult parent, spouse, common-law partner or guardian; and
- b) the liquor is consumed with a meal in the presence of the minor's adult parent, spouse, common-law partner or guardian.

### 10.9

A licensee holding a dining room/lounge licence may allow a minor to work in the lounge area of the premises on the following conditions:

- a) the licensee employing a minor in a premises licensed as a dining room/lounge must ensure the minor is not involved in:
  - i) the sale or service of liquor;
  - ii) providing security in the lounge area or checking the proof of age of any person;
- b) a minor working in the lounge area of the licensed premises must be supervised by an on-duty adult;
- c) the licensee must not allow a minor to work in the lounge area of the licensed premises after 10:00 p.m. unless otherwise authorized by the LGA;
- d) the licensee must ensure VLTs are not visible to any minor working in the lounge area;
- e) if the minor is working in the lounge area of the licensed premises the licensee must ensure the minor is not present in the lounge area prior to the commencement of the minor's shift and that the minor leaves the lounge area immediately following his or her shift;

- f) the licensee must ensure that only age-appropriate advertisements are visible in the areas of the licensed premises where minors are working; and
- g) if the minor is working in the lounge area of the licensed premises, the licensee must be able to provide an inspector, upon request:
  - i) written proof of employment of a minor; and
  - ii) written proof that a minor employee is scheduled to work during the hours the minor is in the lounge area.