

# **The Corporation of the Township of Douro-Dummer**

## **By-law Number 2024-03**

### **Being a By-law to appoint Lottery Licencing Officers for the Corporation of The Township of Douro-Dummer and to provide for the issuance of licences to manage and conduct Bingo Lotteries, Break Open Ticket Lotteries (Nevada) Lottery Schemes at Bazaars and Raffle Lotteries under the terms and conditions as set out in the Criminal Code of Canada, the Order in Council and the policies of the Alcohol and Gaming Commission of Ontario and repeal By-law 2002-36**

**Whereas** the Municipal Act, S.O. 2001, Chapter 25 and amendments thereto, it is the role of the officers and employees of the municipality, (a) to implement council's decisions and establish administrative practices and procedures to carry out council's decisions; (b) to undertake research and provide advice to council on the policies and programs of the municipality; and (c) to carry out other duties required under this or any Act and other duties as assigned by the municipality;

**And whereas** by Order in Council 2688/93, as amended by Order in Council 2038/97 and Order in Council 267/98, a municipal council may, where it deems it to be in the best interests of the inhabitants of the municipality, issue a licence authorizing any eligible charitable or religious organization to conduct and manage a bingo lottery, a break-open ticket lottery, a raffle lottery, a bingo or a lottery scheme held at a bazaar;

**And whereas** it is deemed expedient that the Lottery Licencing Officer carry out the requirements in respect of granting lottery licences on behalf of the municipality for charitable or religious purposes;

**Now therefore** the Council of The Corporation of the Township of Douro-Dummer hereby enacts as follows:

1. That the Clerk and the Legislative Services Assistant are hereby appointed as Lottery Licensing Officers for the Corporation of the Township of Douro-Dummer and shall perform such duties as prescribed below in this By-law and Provincial and Federal Legislation;
  - a) Receive all lottery licence applications and financial reports from eligible charitable organizations;
  - b) Upon receipt of such an application, together with all required documentation, determine the eligibility of the organization using the criteria set out in the Lottery Licencing Policy Manual and any subsequent

correspondence or bulletins issued by the Alcohol and Gaming Commission of Ontario;

- c) Review all lottery reports and financial statements and enforce compliance with any lottery licence issued.

## 2. Definitions:

- a) "Bingo" means a Lottery where consideration is given for a chance to win a prize or prizes consisting of cash or merchandise by being the first to complete a specified arrangement of number or symbols on paper from number or symbols selected at random.
  - b) "Break Open Ticket" means a device which is made of cardboard and which has one or more perforated covered window tabs behind which are winning and losing numbers or symbols that must be revealed by the tearing off of the covered tabs.
  - c) "Charitable object or purpose" means any object or purpose relating to:
    - i. The relief of poverty;
    - ii. Education;
    - iii. The advancement of religion; or
    - iv. Any other purpose beneficial to the community
  - d) "Charitable Organization" means an organization which performs services of public good or welfare without profit and includes an organization designated as such by the Minister of Consumer and Commercial Relations.
  - e) "Licensee" means a person to whom a licence is issued.
  - f) "Raffle" means a lottery scheme where tickets are sold for a chance to win a prize by way of a draw.
3. The Lottery Licencing Officer may, upon determination of eligibility and where it is deemed expedient and in the best interest of the inhabitants of the municipality and upon payment of the appropriate fee, issue a licence authorizing any charitable or religious organization to conduct and manage a break open ticket (Nevada) lottery, a bingo lottery, a raffle lottery, or a lottery scheme at a bazaar under the Terms and Conditions set out by the Alcohol and Gaming Commission of Ontario.

In addition to such special terms and conditions as set out by the Alcohol and Gaming Commission, each licence shall be subject to the following terms and conditions:

- a) The licensee shall maintain all funds raised in a separate Trust Account and shall provide such records to the Lottery Licencing Officer on an annual basis, or upon request;
  - b) The gross receipts derived from the lottery shall be used for the charitable or religious object or purpose as set out by the licensee in the application for licence, less the cost of the prizes awarded and such reasonable and necessary administrative expenses actually incurred in the management and conduct of the lottery, provided the expenses do not exceed such limits as may be prescribed by the Alcohol and Gaming Commission of Ontario.
4. All applications shall be made in the form prescribed by the Alcohol and Gaming Commission of Ontario.
  5. The Lottery Licencing Officer, on behalf of the Corporation of the Township of Douro-Dummer, may suspend or cancel a licence for the breach of any term or condition.
  6. The Alcohol and Gaming Commission of Ontario may at any time suspend or cancel a licence where, in their opinion, to do so is in the public interest.
  7. The fees charged for the issuing of licences shall be 3% of the prize value with a minimum charge of \$15.00.
  8. That By-law 2002-36 is hereby repealed.

Passed in open council this 16<sup>th</sup> day of January, 2024.

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Mayor, Heather Watson

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Clerk, Martina Chait-Hartwig