

# YUKON LIQUOR CORPORATION BOARD OF DIRECTORS BYLAW 2025-016

## Rules Respecting Suspensions

### *preamble*

**WHEREAS** the Yukon Liquor Corporation Board of Directors has determined that it is necessary, desirable and in the public interest that rules be enacted respecting suspensions under the *Act* and the *Liquor Regulations*.

**THEREFORE** the majority of a quorum of the Yukon Liquor Corporation Board of Directors present at a meeting of the Yukon Liquor Corporation Board of Directors duly convened enacts this bylaw to provide for rules respecting suspensions under the *Act* and the *Liquor Regulations*.

1. This Bylaw: **(1)** is enacted for the purpose of providing rules respecting suspensions under the *Act* and the *Liquor Regulations*; **(2)** may be cited as the *Suspension Rules*; **(3)** applies to all suspensions under the *Act* and the *Liquor Regulations*; and, **(4)** must be read with the *Definitions Bylaw*, the *Inspectors, Peace Officers And Forfeiture Rules* and the *Rules Respecting Appeals, Hearings and Reviews*.

### *suspension of licence by president*

2. The President: **(1)** may, by Order, for cause that the President considers sufficient, suspend any Licence issued under the *Act*<sup>1</sup>; **(2)** shall immediately notify the Licensee of the Order, in writing and served personally or sent by registered mail to the Licensee at the address stated in the Licence and the suspension takes effect on the day and hour specified in the notice;<sup>2</sup> and, **(3)** may, by further Order, terminate the suspension before the expiration of the mandatory period, *i.e.*, not exceeding 12 months.<sup>3</sup>

### *suspension of licence by inspector*

3. An Inspector may by Order suspend a Licence if, in the Inspector's opinion<sup>4</sup>: **(1)** a violation of the *Act* or the *Liquor Regulations* has been committed on the Licensed Premises<sup>5</sup>; **(2)** unsanitary conditions exist in the Licensed Premises<sup>6</sup>; or, **(3)** the owner or operator of the Licensed Premises permits or encourages excessive

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<sup>1</sup>*Liquor Act*, s. 17 (1)

<sup>2</sup>*Liquor Act*, s. 18 (1) and (2)

<sup>3</sup>*Liquor Act*, s. 17 (2) and (3)

<sup>4</sup>*Liquor Act*, s. 79 (2)

<sup>5</sup>*Liquor Act*, s. 79 (2) (a)

<sup>6</sup>*Liquor Act*, s. 79 (2) (b)

drinking on the Licensed Premises.<sup>7</sup>

***suspension of permit by inspector***

4. An Inspector may suspend a Permit for disorderly conduct on the Permitted Premises.<sup>8</sup>

***suspension takes effect***

5. Suspension of a Licence pursuant to Rule 3 shall not be effective until a copy of the Order of suspension signed by the Inspector is: **(1)** personally served on the Licensee<sup>9</sup>; or, **(2)** posted in some prominent place on the Licensed Premises.<sup>10</sup>

***copy by registered mail***

6. If an Order of suspension is posted in the Licensed Premises, under Rule 5, sub-rule **(2)**, a copy thereof shall be sent by registered mail to the Licensee at the Licensee's latest known address.<sup>11</sup>

***rights immediately suspended***

7. Except as provided by Rules 5 and 6, if a Licence is suspended pursuant to Rule 3, all rights and privileges conferred on the Licensee under the *Act* are immediately suspended.<sup>12</sup>

***period of suspension***

8. An Order under Rule 3 shall be for a period not exceeding 14 days, but this period may be extended by Order of the Board for any period the Board sees fit.<sup>13</sup>

***appeal to president***

9. Despite Rule 7, if a Licence is suspended pursuant to Rule 3, the Licensee may appeal to the President whereupon the provisions of Parts Two and Four of the *Rules Respecting Appeals, Hearings and Reviews* shall apply *mutatis mutandis*.<sup>14</sup>

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<sup>7</sup>*Liquor Act*, s. 79 (2) (c)

<sup>8</sup>*Liquor Act*, s. 53 (20)

<sup>9</sup>*Liquor Act*, s. 79 (3)

<sup>10</sup>*Liquor Act*, s. 79 (3)

<sup>11</sup>*Liquor Act*, s. 79 (4)

<sup>12</sup>*Liquor Act*, s. 79 (5)

<sup>13</sup>*Liquor Act*, s. 79 (6)

<sup>14</sup>*Liquor Act*, s. 79 (7)

***recommendation by court for licence suspension***

10. A Judge who convicts a Licensee of an offence under the *Act* may, in addition to any other penalty, recommend to: (1) the Board<sup>15</sup>; or (2) the President suspension or cancellation of any Licence held by the convicted Licensee.<sup>16</sup>

***licence return to board***

11. Unless the Board otherwise directs, a Licensee shall, when a Licence has been suspended or cancelled, return the Licence, on demand, to the Board.<sup>17</sup>

DATED this 12<sup>th</sup> day of November, 2025.

**CERTIFIED** to be a true and complete copy of bylaw regarding rules respecting suspensions under the *Act* and the *Liquor Regulations* enacted by the Yukon Liquor Corporation Board of Directors on the 12<sup>th</sup> day of November, 2025, which bylaw is in full force and effect, unamended.



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Eva Bidrman, Chair

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<sup>15</sup>*Liquor Act*, s. 87 (1)

<sup>16</sup>*Liquor Act*, s. 87 (1) and (2)

<sup>17</sup>*Liquor Regulations*, s. 10 (1) (e)