

Gouvernement du Québec

O.C. 337-2008, 9 April 2008

An Act respecting the Société des alcools du Québec (R.S.Q., c. S-13)

Alcoholic beverages

— **Terms of sale by holders of a grocery permit**

— **Amendments**

Regulation to amend the Regulation respecting the terms of sale of alcoholic beverages by holders of a grocery permit

WHEREAS, under subparagraph 1 of the first paragraph of section 37 of the Act respecting the Société des alcools du Québec (R.S.Q., c. S-13), the Government may make regulations determining the conditions or modalities of purchase, making, bottling, keeping, handling, storing, sale or shipping of alcoholic beverages;

WHEREAS, under subparagraph 7 of the first paragraph of section 37 of the Act, the Government may make regulations determining which wines and alcoholic beverages made or bottled by the Société or a brewer's, cider maker's or wine maker's permit holder, other than alcohol and spirits, may be sold by grocery permit holders;

WHEREAS, under subparagraph 8 of the first paragraph of section 37 of the Act, the Government may make regulations determining, for grocery permit holders, the conditions and modalities of supplying, marketing and fixing the retail price of alcoholic beverages contemplated in subparagraph 7;

WHEREAS, under subparagraph 10 of the first paragraph of section 37 of the Act, the Government may make regulations prescribing any other useful measure for the administration of the Act;

WHEREAS, by Order in Council 2165-83 dated 19 October 1983, the Government made the Regulation respecting the terms of sale of alcoholic beverages by holders of a grocery permit and it is expedient to amend the Regulation;

WHEREAS, in accordance with sections 10 and 11 of the Regulations Act (R.S.Q., c. R-18.1), a draft of the Regulation to amend the Regulation respecting the terms of sale of alcoholic beverages by holders of a grocery permit was published in Part 2 of the *Gazette officielle du Québec* of 26 September 2007 with a notice that it could be made by the Government on the expiry of 45 days following that publication;

WHEREAS the 45-day period has expired and no comments were received before the expiry of the 45-day period;

WHEREAS it is expedient to make the Regulation without amendment;

IT IS ORDERED, therefore, on the recommendation of the Minister of Economic Development, Innovation and Export Trade and the Minister of Public Security:

THAT the Regulation to amend the Regulation respecting the terms of sale of alcoholic beverages by holders of a grocery permit, attached to this Order in Council, be made.

GÉRARD BIBEAU,
Clerk of the Conseil exécutif

Regulation to amend the Regulation respecting the terms of sale of alcoholic beverages by holders of a grocery permit*

An Act respecting the Société des alcools du Québec (R.S.Q., c. S-13, s. 37, 1st par., subpars. 1, 7, 8 and 10)

1. Section 3 of the Regulation respecting the terms of sale of alcoholic beverages by holders of a grocery permit is amended

(1) by replacing subparagraph 5 of the first paragraph by the following:

“(5) which cannot be identified and associated with a person authorized by the Société to sell alcoholic beverages under subparagraph *h* of the first paragraph of section 17 of the Act respecting the Société des alcools du Québec or with a holder of a permit issued under the Act respecting liquor permits.”;

(2) by striking out the third paragraph.

2. Section 4 is amended

(1) by striking out the second paragraph;

* The Regulation respecting the terms of sale of alcoholic beverages by holders of a grocery permit, made by Order in Council 2165-83 dated 19 October 1983 (1983, *G.O.* 2, 3668), was last amended by the regulation made by Order in Council 763-2004 dated 10 August 2004 (2004, *G.O.* 2, 2455A). For previous amendments, refer to the *Tableau des modifications et Index sommaire*, Québec Official Publisher, 2007, updated to 1 September 2007.

(2) by striking out “and brand names of a person authorized to sell alcoholic beverages under subparagraph *h* of the first paragraph of section 17 of the Act respecting the Société des alcools du Québec” in the third paragraph;

(3) by replacing “third” in the fourth paragraph by “second”.

3. This Regulation comes into force on the fifteenth day following the date of its publication in the *Gazette officielle du Québec*.

8650

Gouvernement du Québec

O.C. 338-2008, 9 April 2008

An Act respecting the Société des alcools du Québec (R.S.Q., c. S-13)

Alcoholic beverages

— Wine and other beverages made or bottled by holders of a wine maker’s permit — Amendment

Regulation to amend the Regulation respecting wine and other alcoholic beverages made or bottled by holders of a wine maker’s permit

WHEREAS, under subparagraph 1 of the first paragraph of section 37 of the Act respecting the Société des alcools du Québec (R.S.Q., c. S-13), the Government may make regulations determining the conditions or modalities of purchase, making, bottling, keeping, handling, storing, sale or shipping of alcoholic beverages;

WHEREAS, under subparagraph 7 of the first paragraph of section 37 of the Act, the Government may make regulations determining which wines and alcoholic beverages made or bottled by the Société or a brewer’s, cider maker’s or wine maker’s permit holder, other than alcohol and spirits, may be sold by grocery permit holders;

WHEREAS, under subparagraph 8 of the first paragraph of section 37 of the Act, the Government may make regulations determining, for grocery permit holders, the conditions and modalities of supplying, marketing and fixing the retail price of alcoholic beverages contemplated in subparagraph 7;

WHEREAS, under subparagraph 10 of the first paragraph of section 37 of the Act, the Government may make regulations prescribing any other useful measure for the administration of the Act;

WHEREAS, by Order in Council 2166-83 dated 19 October 1983, the Government made the Regulation respecting wine and other alcoholic beverages made or bottled by holders of a wine maker’s permit and it is expedient to amend the Regulation;

WHEREAS, in accordance with sections 10 and 11 of the Regulations Act (R.S.Q., c. R-18.1), a draft of the Regulation to amend the Regulation respecting wine and other alcoholic beverages made or bottled by holders of a wine maker’s permit was published in Part 2 of the *Gazette officielle du Québec* of 26 September 2007 with a notice that it could be made by the Government on the expiry of 45 days following that publication;

WHEREAS the 45-day period has expired and no comments were received before the expiry of the 45-day period;

WHEREAS it is expedient to make the Regulation without amendment;

IT IS ORDERED, therefore, on the recommendation of the Minister of Economic Development, Innovation and Export Trade and the Minister of Public Security:

THAT the Regulation to amend the Regulation respecting wine and other alcoholic beverages made or bottled by holders of a wine maker’s permit, attached to this Order in Council, be made.

GÉRARD BIBEAU,
Clerk of the Conseil exécutif