

THE RURAL MUNICIPALITY OF STANLEY
BY-LAW NO. 11-06

Being a By-law to allow for the licensed sale of liquor within the municipality pursuant to the provisions of *The Liquor Control Act*.

WHEREAS Sub-Section 152(1) of *The Liquor Control Act*, RSM 1988, c. L160, provides as follows:

Subject as herein otherwise provided, the commission may issue, in respect of premises in a municipality, a licence of any one or more of the classes mentioned in subsection 60(1) only if a by-law approving the issue of that class or those classes of licences in respect of premises in a municipality is in force.

AND WHEREAS Section 149 of *The Liquor Control Act*, RSM 1988, c. L160, provides as follows:

Notwithstanding any other provision of this Act, the council of a municipality may give first reading to any by-law of a kind mentioned in this Part and, subject to submitting the by-law to a vote, and to obtaining approval of the by-law by the required majority of the duly qualified electors of the municipality, may pass the by-law where no petition therefor has been filed as provided in this Part.

AND WHEREAS Council deems it expedient and in the best interests of the residents of the municipality to allow for the sale of liquor within the municipality in accordance with the provisions of *The Liquor Control Act*;

NOW THEREFORE be it enacted as a by-law of the Rural Municipality of Stanley in council duly assembled, as follows:

1. In this by-law the following definitions shall apply:
 - (a) "Municipality" means the Rural Municipality of Stanley;
 - (b) "Liquor Control Act" means *The Liquor Control Act*, RSM 1988, c. L160;
 - (c) "Liquor" has the meaning ascribed thereto under the Liquor Control Act.
2. The issue of all classes of licenses which may be issued by The Liquor Control Commission under s.s. 60(1) of the Liquor Control Act for the sale of Liquor within the boundaries of the Municipality is hereby approved.
3. This by-law shall come into force and effect upon the date of final reading.

DONE AND PASSED by the Council of the Rural Municipality of Stanley, this 7th day
of December, 2006.

RURAL MUNICIPALITY OF STANLEY

per: 
Reeve

per: 
Chief Administrative Officer

Read a first time this 21st day of September, 2006.
Read a second time this 21st day of September, 2006.
Read a third time this 7th day of December, 2006.

PART III

PARTIE III

THE SALE OF LIQUOR

VENTE DE BOISSONS ALCOOLISÉES
LICENCES**Classes of licences**

60(1) The commission may grant the following classes of licences to sell liquor:

- (a) dining room;
- (b) cocktail lounge;
- (c) beverage room;
- (d) cabaret;
- (e) sports facility;
- (f) spectator activities;
- (g) private club;
- (h) transportation;
- (i) canteen;
- (j) retail;
- (k) manufacturer's.

Catégories de licences

60(1) La Société peut accorder des licences de vente de boissons alcoolisées. Une telle licence peut appartenir à l'une des catégories suivantes :

- a) licence pour salle à manger;
- b) licence pour bar-salon;
- c) licence pour débit de boisson;
- d) licence pour cabaret;
- e) licence pour établissement sportif;
- f) licence pour activités de spectateurs;
- g) licence pour club privé;
- h) licence de transport;
- i) licence pour cantine;
- j) licence de vente au détail;
- k) licence de fabricant.

Interim Licence

60(2) The commission may grant an interim licence for such purposes as it considers advisable.

Licence provisoire

60(2) La Société peut délivrer une licence provisoire aux fins qu'elle juge souhaitables.

Qualification of licensees

61 A licence shall be issued only to

Qualités requises des titulaires de licence

61 Une licence ne peut être délivrée qu'à :

- (a) an adult of good reputation and character who is a Canadian citizen or a permanent resident who is resident in Canada; or
- (b) a partnership each of the members of which meets the requirements of clause (a); or
- (c) a corporation
 - (i) that is incorporated, or authorized to carry on its business in Manitoba, under the laws of the province; and

a) un adulte de bonnes moeurs qui est citoyen canadien ou un résident permanent du Canada;

b) une société en nom collectif dont chacun des membres remplit toutes les conditions prévues à l'alinéa a);

c) une corporation qui répond aux exigences suivantes :

(i) elle est constituée en corporation ou autorisée à exercer ses activités au Manitoba conformément aux lois de la province,

UNDER THE LIQUOR CONTROL ACT AND THE MUNICIPAL ACT

In Accordance with subsection 159(1) of The Manitoba Liquor Control Act, the Council of the Rural Municipality of Stanley has given first reading to By-Law No. 11-06, being a by-law to allow for the issuance of licences for the sale of liquor as described in Subsection 60(1) of The Manitoba Liquor Control Act in the Rural Municipality of Stanley. A vote on the proposed by-law will be held on Wednesday, the 25th of October, 2006 from 8:00 a.m. to 8:00 p.m. at the following locations:

Ward One at the Southwood School, 224 Hespeler Avenue
East in Schanzenfeld, MB.
Ward Two at the Morden Recreation Centre, 111 Gilmour
Street in Morden, MB.

An elector who is unable, for any reason, to go in person to the polling place to vote, may apply to vote by sealed envelope ballot in person, in writing or by fax to the Senior Election Official at the Rural Municipality of Stanley Office, 100-379 Stephen Street, Morden, MB., R6M 1V1 by October 20th, 2006.

Advance Poll - Wednesday, October 18th, 2006 from 8:00 a.m. to 8:00 p.m. at the Rural Municipality of Stanley Council Chambers, 100-379 Stephen Street, Morden, MB.

Mobile Voting - Wednesday, October 25th, 2006 from 1:00 p.m. to 2:00 p.m. at Boundary Trails Health Centre at the Junction of Highway #3 and #14.

The proposed by-law is available for viewing at the Rural Municipality of Stanley Office, 100-379 Stephen Street, Morden, MB. during regular office hours 9:00 a.m. to 5:00 p.m. - Monday to Friday of each week.

Further consideration to said By-Law 11-06 by the Council of the Rural Municipality of Stanley, after taking of the vote thereon, is fixed for the Regular Meeting of the said Council which will be held in the Council Chambers, 100-379 Stephen Street, Morden, MB. on November 23rd, 2006.

RICK KLIPPENSTEIN,
Chief Administrative Officer
Rural Municipality of Stanley

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