

ADMINISTRATIVE PENALTY NOTICE

To: Komal Enterprises Ltd.
#170 8047 120 St
Delta, BC V4C 6P7
Attn: Harjit Nanda

On January 9, 2024, Adjudicator John Rogers, acting as my delegate, conducted a hearing and determined that you have contravened the following provisions of the *Tobacco and Vapour Products Control Act* (the "Act") or the Tobacco and Vapour Products Control Regulation (the "Regulation"):

1. Section 2(2) of the Act, "A person must not sell, offer for sale, provide or distribute tobacco or vapour products to an individual who has not reached the age specified by regulation under section 11(2)(g)." As provided by this section in the Regulation, "The age for the purposes of section 2(2) of the Act is 19 years."

and;

2. Section 2.4(1) of the Act, "A person must not (a) display tobacco products or vapour products." The Regulation provides, in section 4.31(1), that "A retailer must not, on the premises of a retail establishment, display tobacco or vapour products, or advertise or promote the use of tobacco or vapour products, in any manner by which the tobacco or vapour products or the advertisement or promotion (a) may reasonably be seen or accessed by a minor inside the retail establishment", or "(b), are clearly visible to a person outside the retail establishment." The Regulation provides, in section 2, that "The age for the purposes of section 2.4(1) of the Act is 19 years."

Pursuant to section 6.1 of the *Tobacco and Vapour Products Control Act*, it is hereby ordered that:

1. Komal Enterprises Ltd. must pay a monetary penalty totaling **\$4,000** for the contraventions named in the Decision of the Administrator, no later than 30 days after the date of this Order. You may pay this by cheque or money order, **payable to the Minister of Finance**, mailed to the administrator at the following address:

Attention: Jaya Prasad
Tobacco and Vapour Products Program
Population and Public Health Branch
PO Box 9646 Stn Prov Gov't
Victoria BC V8W 9P1

2. Komal Enterprises Ltd. must not sell or offer to sell tobacco and vapour products at retail for **a period of 7 consecutive calendar days** at the following location: #170 8047 120 St, Delta BC V4C. **Suspension period is from March 29, 2024, to April 5 2024.**

Dated: March 12, 2024

Signature of Administrator



Geneen Russo, Executive Director