

Tobacco and Vapour Products Control Act

ADMINISTRATIVE PENALTY NOTICE

0749470 B.C. Ltd
(DBA Kimberley Shell)
ATTN: Malcolm Sargent
445 Ross St
Kimberley BC V1A 2C5

On January 10, 2019, Adjudicator Hugh McCall, acting as my delegate, conducted a teleconference 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."

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

1. 0749470 B.C. Ltd. (dba Kimberley Shell), must pay a monetary penalty in the amount of **\$5000.00**, 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: Lee Scalzo
Tobacco and Vapour Products Program
PO Box 9646 Stn Prov Gov't
Victoria BC V8W 9P1

2. 0749470 B.C. Ltd. (dba Kimberley Shell), must not sell or offer to sell tobacco and vapour products at retail for a **period of 91 consecutive calendar days** at the following location; 445 Ross St., Kimberley, BC V1A 2C5.
Suspension period is February 12, 2019 until May 13, 2019.

Dated: Feb 1, 2019

Signature of Administrator

