

## ADMINISTRATIVE PENALTY NOTICE

To: Simatech Satellite Services Inc.,  
201- 2377 Bevan Avenue  
Sidney, BC V8L 4M9  
Attn: Gino Vincenzo Capone Diaz, Director

On January 24, 25 and 26, 2023, 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 S.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. Simatech Satellite Services Inc. must pay a monetary penalty totaling \$5,350 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. Simatech Satellite Services Inc., must not sell or offer to sell vapour products at the following retail outlets during the dates below specified:


Location: 255 Island Highway East, Parksville  
Dates: March 27, 2023, to April 2, 2023  
April 20, 2023, to April 28, 2023  
May 16, 2023, to May 22, 2023  
June 6, 2023, to June 12, 2023

Location: 4A-6338 Metral Drive, Nanaimo  
Dates: April 3, 2023, to April 10, 2023  
May 1, 2023, to May 8, 2023  
May 23, 2023, to May 29, 2023  
June 13, 2023, to June 19, 2023

Location: 2149A Bowen Road, Nanaimo  
Dates: April 11, 2023, to April 19, 2023  
May 9, 2023, to May 15, 2023  
May 30, 2023, to June 5, 2023  
June 20 2023 to June 26, 2023

Dated: April 5, 2023

Signature of Administrator

  
Geneen Russo, Executive Director