



Tobacco and Vapour Products Control Act

ADMINISTRATIVE PENALTY NOTICE

To: Matthew Carrat, Director
Storm Ventures Company Ltd.
dba: 22 Carrat Smoke and Vape Shop
103-1909 Maple Drive
Squamish BC, V8B 0T1

On April 29, 2020, 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:

Storm Ventures Company Ltd., dba: 22 Carrat Smoke and Vape Shop, is ordered to pay:

- a monetary penalty of \$1,000 for contravention of section 2(2) of the Act; and
- a monetary penalty of \$2,000 for contravention of section 2.4(1) of the Act

For a total monetary penalty assessed against the Retailer of **\$3000.00**, payable 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
Population and Public Health Branch
PO Box 9646 Stn Prov Gov't
Victoria BC V8W 9P1

Dated: April 21, 2020



Timothy Lambert, Executive Director
Administrator, *Tobacco and Vapour Products Control Act*