



NATIONAL ASSEMBLY

FIRST SESSION

THIRTY-SIXTH LEGISLATURE

Bill 84
(1999, chapter 74)

**An Act to amend the Act respecting
the Société des loteries du Québec**

**Introduced 11 November 1999
Passage in principle 25 November 1999
Passage 15 December 1999
Assented to 16 December 1999**

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EXPLANATORY NOTES

The object of this bill is to prohibit the operator of a business from selling to a minor a lottery ticket for a lottery scheme conducted and administered by Loto-Québec.

The bill also proposes penal provisions that may be enforced by local municipalities.

Bill 84

AN ACT TO AMEND THE ACT RESPECTING THE SOCIÉTÉ DES LOTERIES DU QUÉBEC

THE PARLIAMENT OF QUÉBEC ENACTS AS FOLLOWS :

1. The Act respecting the Société des loteries du Québec (R.S.Q., chapter S-13.1) is amended by replacing “PENAL” in the heading of Division V by “MISCELLANEOUS”.

2. The said Act is amended by inserting the following section after the heading of Division V and before section 26 :

“25.1. No operator of a business may sell a lottery ticket for a lottery scheme conducted and administered by the company to a minor.

Any person may be required to provide proof of age when purchasing a ticket referred to in the first paragraph.

Every document determined in a regulation made by the Government pursuant to the third paragraph of section 13 of the Tobacco Act (1998, chapter 33) may be used for the purposes of the second paragraph.”

3. The said Act is amended by inserting the following sections after section 26 :

“26.1. The operator of a business who contravenes the first paragraph of section 25.1 is liable to a fine of \$300 to \$2,000 and, for a subsequent offence in the same retail outlet, to a fine of \$600 to \$6,000.

“26.2. In proceedings for a contravention of the first paragraph of section 25.1, no penalty may be imposed on the operator of a business who shows that a reasonable effort was made to verify the age of the person and that there were reasonable grounds to believe that the person was of full age.

“26.3. Penal proceedings for an offence under the first paragraph of section 25.1 that was committed in its territory may be instituted by a local municipality before a municipal court.

“26.4. The fine and costs imposed by the municipal court for an offence under this Act shall belong to the local municipality and shall form part of its general fund, except any part of the costs remitted by the collector to another

prosecuting party who has borne expenses related to the prosecution and the costs paid to the defendant pursuant to article 223 of the Code of Penal Procedure (chapter C-25.1).”

4. This Act comes into force on 1 February 2000.