

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 159-86

WHEREAS the Council of The Corporation of the City of North Bay deems it desirable to adopt rules for granting licences for Nevada Ticket Lotteries;

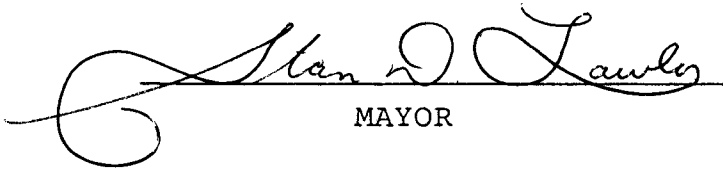
NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE CITY OF NORTH BAY HEREBY ENACTS AS FOLLOWS:

1. The Municipal Council may grant to a person or corporation a licence to permit the conduct of a Nevada Ticket Lottery within the Municipality.
2. No licence to permit the conduct of a Nevada Ticket Lottery shall be granted unless the applicant therefore has first complied with the terms set out in Schedule 'A' hereto.
3. (a) An application for a Nevada Ticket Lottery licence shall be in the form set out in Schedule 'B' hereto and shall be filed with the Clerk of the Municipal Corporation who shall present each such application to the Municipal Council for its approval and no such licence shall be issued until it has been authorized by resolution of the Council.  
  
(b) An applicant for a Nevada Ticket Lottery licence shall pay to the Clerk of the Municipality at the time of filing the application a licence fee in the amount of 3% of the amount of the prizes authorized by the licence.
4. This by-law shall come into force and effect on 1 October 1986.

READ A FIRST TIME IN OPEN COUNCIL THE 2ND DAY OF SEPTEMBER, 1986.

READ A SECOND TIME IN OPEN COUNCIL THE 15TH DAY OF SEPTEMBER, 1986.

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 15TH DAY OF SEPTEMBER, 1986.

  
MAYOR

  
CITY CLERK

TERMS AND CONDITIONS UNDER WHICH THE NEVADA TICKET LICENCE IS ISSUED

It is a condition of each licence that:

- (1) The licensee shall comply with Sections 189 and 190 of the Criminal Code of Canada.
- (2) The licensee shall comply with all the terms and conditions set out in the application for licence.
- (3) Each applicant for a licence shall specify one designated location within the premises at which all Nevada Tickets will be sold. If a licence is issued, tickets shall not be sold outside of the premises or at any place other than the location within the premises designated in the application and specified on the licence.
- (4) A licence shall be issued only for the sale of Nevada Break-Open Tickets which conform with the ticket quantities, prices and prize payouts as provided below; scratch-off or other forms of break-open tickets are not permitted. The value of any prize awarded shall not exceed \$100.00.
- (5) The licensee shall have the manufacturer of the tickets indicate on the face of the tickets the name of the organization, the numbers and amounts of the prizes to be awarded, the price of a ticket, the serial number of the ticket, the licence number and the name of the manufacturer of the ticket.
- (6) The licensee shall maintain all funds raised in a separate account. Such account shall be appropriately designated and into it shall be deposited all and only monies received from the operation of the Nevada Ticket Lottery less the cash payments made for prizes and sales commissions to ticket sellers. All withdrawals from such designated lottery account shall be exclusively by cheque and only be for the purpose of the payment of the defined administrative costs incurred in the operation of the Lottery or for the disbursement of net proceeds derived for one or more charitable objects or purposes. The commingling of monies derived from the conduct of a lottery with any other funds of the licensee or monies derived from a Nevada Ticket Lottery with monies derived from any other type of lottery is strictly prohibited.
- (7) The gross receipts derived from the sale of Nevada Tickets shall be used for the charitable or religious objects or purposes set out by the licensee in the application for the licence less all reasonable costs actually expended for the payment of prizes, the purchase of tickets, sales commissions and licence fees.
- (8) All proceeds derived from the sale of Nevada Tickets shall be used for a charitable or religious object or purpose in Ontario.
- (9) No licensee shall offer for sale any ticket or number of tickets not contained in a jar, box or other container in which all tickets of the given unit have been placed for sale. Nevada Tickets shall not be dispensed through a machine.
- (10) When the number of tickets within the container has been apparently reduced by one-half, the licensee shall refill the container by adding an additional unit (units) of tickets of the same colour.
- (11) Principal Officers of the Organization selling Nevada Tickets shall not be permitted to purchase a ticket or participate in the winnings of any ticket sold by that Organization.
- (12) No person shall receive any remuneration for selling Nevada Tickets other than a sales commission which shall not exceed \$.02 (two cents) for each ticket sold.
- (13) The licensee shall not sell any ticket at a price other than the price appearing on the face of the ticket.
- (14) All Nevada Tickets shall be opened by the purchaser at the premises stated on the licence and all winning tickets shall be exchanged for cash on the day of sale.
- (15) The licensee shall retain all winning tickets for a period of no less than 90 days following the expiry date of the licence.

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- (16) The licensee shall record the names, addresses and telephone numbers of all \$100.00 and \$50.00 winners and produce such records, upon request, to any authorized person. Records of winners shall be retained for a period of no less than 90 days following the expiry date of the licence.
- (17) Each licensee will be held responsible for and shall guarantee the payment of all winnings.
- (18) The licensee shall post the Nevada Ticket licence in a conspicuous place at the premises where tickets are being sold.
- (19) The licensee shall obtain invoices for all Nevada Tickets purchased and retain all invoices for a period of no less than two years.
- (20) Each licensee shall at all times maintain complete security over the Nevada Tickets in its possession and all funds associated therewith. For control of inventory purposes, all stock must be stored and kept in one fixed location in order to permit, if requested, the periodic reconciliation of stock usage and cash flow.
- (21) The licensee shall not permit any person apparently under the age of sixteen years to purchase a ticket.
- (22) A maximum value of \$5,000.00 in prizes per licence is permitted.
- (23) A Nevada Ticket Lottery Report shall be submitted within 10 days after the expiry date of the Licence. This Report shall include the details of all ticket sales for the entire period of the Licence.
- (24) Where the Licensee has completed the sale of all Tickets prior to the official expiry date of the Licence, the Licence shall be deemed to have expired and a Final Report shall be submitted within 10 days thereafter. An organization wishing to sell additional Units of Nevada Tickets shall apply for a new Licence.
- (25) If a Licensee shall reasonably determine that the sale of all licenced Nevada Tickets will not be concluded prior to the expiry date of a Licence, the Licensee shall report such information to the Licencing Officer and request that the Licence be extended for a sufficient period to permit the complete sale of all Tickets originally permitted under the Licence.
- (26) Such officers as the Minister and Municipal Council may appoint, and all Peace Officers shall, at all reasonable times, have direct and unencumbered access to enquire into the nature, management and conduct of the proceedings for which the licence has been granted, either prior to, during, or after the conclusion of such proceedings.
- (27) A Municipal Council may suspend or cancel a licence for the breach of any term or condition or where, in its opinion, to do so is in the public interest.
- (28) The Minister may, at any time, suspend or cencel a licence where, in his opinion, to do so is in the public interest.
- (29) At the request of the Clerk the licensee must submit an audited statement.

<u>COMMON NAME</u>	<u>NO. OF TICKETS PER UNIT</u>	<u>PRICE PER TICKET</u>	<u>GROSS UNIT REVENUE</u>	<u>NO. OF WINNING TICKETS PER UNIT</u>	<u>PRIZES PER UNIT</u>
Regular Nevada	1668 or 1664	\$ .50	\$ 834 or \$ 832	224	\$ 600.00
Super Nevada	2184	\$ .50	\$1092	224	\$ 800.00
Junior Nevada	1668 or 1664	\$ .25	\$ 417 \$ 416	224	\$ 284.00

SCHEDULE "B" - BY-LAW NO. 159-86

APPLICATION TO MANAGE AND CONDUCT A NEVADA TICKET LOTTERY

We, the undersigned, as two principal officers of record of (name or organization)

\_\_\_\_\_ (address) \_\_\_\_\_

apply for a licence to manage and conduct a Nevada Ticket Lottery at the premises municipally known as \_\_\_\_\_

\_\_\_\_\_ and situated in the municipality of \_\_\_\_\_

If a licence is granted, all tickets applied for will be sold only at (specify exact location within the above premises) \_\_\_\_\_

1. The specific Charitable or Religious Objects or Purposes to which proceeds are to be donated are described as

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

2. Type of Nevada Tickets to be sold (check one)

Regular Nevada \_\_\_\_\_ Super Nevada \_\_\_\_\_ Junior Nevada \_\_\_\_\_

3. Description of Scheme

(a) Number of Tickets per box/unit \_\_\_\_\_

(b) Price per ticket \_\_\_\_\_ \$ \_\_\_\_\_

(c) Gross Revenue per unit \_\_\_\_\_ \$ \_\_\_\_\_

(d) Total prizes per unit \_\_\_\_\_ \$ \_\_\_\_\_

(e) Number of winning tickets per unit \_\_\_\_\_

4. Price per unit \_\_\_\_\_ \$ \_\_\_\_\_

5. Ticket sales will commence on (date) \_\_\_\_\_ and terminate on (date) \_\_\_\_\_ (maximum six month period).

6. The total number of units to be sold during the period for which the application is made shall not exceed \_\_\_\_\_

(over)

SCHEDULE "B"

Certificate

We (name) \_\_\_\_\_ and (name) \_\_\_\_\_

of (organization) \_\_\_\_\_

of (municipality) \_\_\_\_\_ of the County of \_\_\_\_\_

jointly and severally, hereby certify that:

- (1) We have knowledge of the matter herein set out,
- (2) We have read over this application,
- (3) All facts stated and information furnished herein are true and correct,
- (4) We are the holders of the offices with descriptive title as set out and appearing under our respective signatures below.
- (5) We understand that if a licence is granted, Nevada Tickets may not be sold outside of the premises entered on the application and specified in the licence.
- (6) We have read, and have in our possession, and agree to comply with, a statement of the Terms and Conditions under which the Nevada Ticket licence is issued.
- (7) We understand that this licence shall be valid during its effective period only so long as the terms and conditions to which such licence is subject have been complied with and that a breach of a term or condition may cause the licence to become null and void.

PRINCIPAL OFFICER		PRINCIPAL OFFICER
	SIGNATURE	
	NAME IN FULL	
	TITLE	
	ADDRESS	
	BUS. PHONE	
	DATE	
	WITNESS (SIGN)	

SCHEDULE "C" - BY-LAW NO. 159-86

NEVADA TICKET  
LOTTERY REPORT

This report must be filed within ten days with the Lottery Licencing Officer in accordance with the Terms and Conditions under which the Nevada Ticket Licence is issued. (see reverse for details)

Name of Organization	
Address	License No.

1. Final Report on ticket sales from (date) \_\_\_\_\_ to date) \_\_\_\_\_

2. Type of Nevada Tickets sold (check one)

		Number of Tickets per Unit	Price per Ticket
<input type="checkbox"/>	Regular Nevada		
<input type="checkbox"/>	Super Nevada		
<input type="checkbox"/>	Junior Nevada		

3. Total Gross Receipts Derived \$ \_\_\_\_\_

Application of Funds

(a) Total Cash Prizes Awarded \$ \_\_\_\_\_

Net Receipts \$ \_\_\_\_\_

(b) Administrative Costs Incurred  
(for Units placed in the container)  
Tickets \$ \_\_\_\_\_

Licence Fees \_\_\_\_\_

Sales Commissions \_\_\_\_\_

Container \_\_\_\_\_

TOTAL COSTS \$ \_\_\_\_\_

(c) Net Proceeds Derived \$ \_\_\_\_\_

4. Details of Nevada Ticket Lottery Account

Name of Bank, Loan or Trust Company or Province of Ontario Savings Office	Account No.
Address	Balance \$

(over)

SCHEDULE "C"

5. Details of Charitable Donations

Name of Payee	Address of Payee	Amount Donated
TOTAL		\$

CERTIFICATE

We, the undersigned, as two Principal Officers of the above organization certify that the above report is a correct statement of the Lottery Funds referred to herein.

Principal Officer		Principal Officer
	Signature	
	Name in Full	
	Title	
	Address	
	Bus. Phone	
	Date	
	Witness (sign)	

Instructions for completing the Nevada Ticket Lottery Report:

A Nevada Ticket Lottery Report shall be submitted within 10 days after the expiry date of the Licence. This Report shall include the details of all ticket sales for the entire period of the Licence.

Where the Licencee has completed the sale of all Tickets prior to the official expiry date of the Licence, the Licence shall be deemed to have expired and a Final Report shall be submitted within 10 days thereafter. An organization wishing to sell additional Units of Nevada Tickets shall apply for a new Licence.

If a Licencee should reasonably determine that the sale of all licenced Nevada Tickets will not be concluded prior to the expiry date of a Licence, the Licencee shall report such information to the Licencing Officer and request that the Licence be extended for a sufficient period to permit the complete sale of all Tickets originally permitted under the Licence.