



By-Law

The Corporation of the
City
of
North Bay

By-Law Number *1477*

A By-law to Authorize the Entering Into and the Execution of an Agreement with The Liquor Licence Board of Ontario.

WHEREAS it is expedient that an agreement be entered into with The Liquor Licence Board of Ontario, pursuant to the authority of section 83 of *The Liquor Licence Act, 1946*, for the enforcement within the municipality by the members of the police force of the municipality of *The Liquor Licence Act, 1946*, and the regulations thereunder and *The Liquor Control Act* and the regulations thereunder;

AND WHEREAS the terms of the proposed agreement have been settled and are contained in the draft Memorandum of Agreement attached hereto:

BE IT THEREFORE ENACTED by the Council of The Corporation of the *City* of *North Bay* :

1. That the entering into of the proposed agreement in the terms of the said draft Memorandum of Agreement is hereby approved and authorized.
2. That the Mayor (~~or Reeve~~) and Clerk be and they are hereby authorized and directed to sign a Memorandum of Agreement in duplicate in the terms of the said draft Memorandum of Agreement and affix thereto the seal of the Corporation.

PASSED by the Council of the Corporation of the *City* of *North Bay*, this *20th* day of *January*, 19 *47*

[Signature]
.....
Mayor (~~or Reeve~~)

[Signature]
.....
Clerk

SEAL

Memorandum of Agreement

made in duplicate this 20th day of January, 1947.

BETWEEN:

THE LIQUOR LICENCE BOARD OF ONTARIO,

hereinafter called the "Board",

OF THE FIRST PART;

and

THE MUNICIPAL CORPORATION of the

City of North Bay

hereinafter called the "Municipality",

OF THE SECOND PART;

WHEREAS by an Act passed in the Second Session of the Twenty-Second Legislature of Ontario entitled *The Liquor Licence Act, 1946*, it is provided,

83. Subject to the approval of the Lieutenant-Governor in Council the Board may enter into an agreement with the council of any municipality for the enforcement within the municipality by the council of the provisions of this Act, *The Liquor Control Act* and the regulations hereunder and thereunder, and may in such agreement provide for the payment to the council of,—

(a) a portion of the fees for licences issued in respect of establishments in the municipality; and

(b) the fines or any portion of the fines imposed in any prosecutions instituted by officers designated by the council pursuant to the agreement, for a violation of this Act, *The Liquor Control Act* or the regulations hereunder or thereunder within the municipality;

AND WHEREAS the Board and the Municipality desire to enter into an agreement pursuant to the said provision;

AND WHEREAS the Municipality has passed by-law No. 1477 a copy of which is attached hereto) to authorize the entering into and the execution of this agreement;

NOW THEREFORE THIS AGREEMENT WITNESSETH that in consideration of the premises and of the covenants hereinafter mentioned, the parties hereto covenant and agree as follows:

1. The Municipality shall designate the members of the police force of the Municipality as officers to enforce within the municipality *The Liquor Licence Act, 1946*, and the regulations thereunder and *The Liquor Control Act* and the regulations thereunder.
2. The members of the police force of the Municipality shall at all times diligently and effectively enforce within the Municipality the said Acts and regulations.
3. The Board shall cause to be paid annually to the Municipality twenty per centum of the fees for licences issued in respect of establishments as defined in *The Liquor Licence Act, 1946*, in the Municipality.
4. The Board shall cause to be paid annually to the Municipality the fines imposed in prosecutions instituted by the members of the police force of the Municipality for violations within the Municipality of *The Liquor Licence Act, 1946*, or the regulations thereunder or *The Liquor Control Act* or the regulations thereunder.
5. This agreement may be terminated by either party upon giving the other party one month's notice in writing.
6. This agreement shall come into force upon notice in writing to the parties of its approval by the Lieutenant-Governor in Council.

IN WITNESS WHEREOF the parties hereto have duly executed these presents.

SIGNED, SEALED
AND DELIVERED.

THE LIQUOR LICENCE BOARD
OF ONTARIO

SEAL

[Handwritten Signature]
.....

[Handwritten Signature]
.....

THE CORPORATION OF THE
OF

SEAL

[Handwritten Signature]
.....
Mayor (or Reeve)

[Handwritten Signature]
.....
Clerk