

LIQUOR ACT
**OFFICIAL CONSOLIDATION OF NAUJAAT LIQUOR
RESTRICTION REGULATIONS**
C.R.Nu. L-45-1990

(Consolidation date: August 30, 2019)

R.R.N.W.T. 1990,c.L-45

AS AMENDED BY

R-021-2019

In force August 30, 2019

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GLOSSARY OF TERMS USED IN CONSOLIDATIONS

Miscellaneous

c.	means "chapter".
CIF	means "comes into force".
NIF	means "not in force".
s.	means "section" or "sections", "subsection" or "subsections", "paragraph" or "paragraphs".
Sch.	means "schedule".

Citation of Acts

R.S.N.W.T. 1988,c.D-22	means Chapter D-22 of the <i>Revised Statutes of the Northwest Territories, 1988</i> .
R.S.N.W.T. 1988,c.10(Supp.)	means Chapter 10 of the Supplement to the <i>Revised Statutes of the Northwest Territories, 1988</i> . (Note: The Supplement is in three volumes.)
S.N.W.T. 1996,c.26	means Chapter 26 of the 1996 Annual Volume of the Statutes of the Northwest Territories.
S.Nu. 2002,c.14	means Chapter 14 of the 2002 Annual Volume of the Statutes of Nunavut.

Citation of Regulations and other Statutory Instruments

R.R.N.W.T. 1990,c.A-1	means Chapter A-1 of the <i>Revised Regulations of the Northwest Territories, 1990</i> .
R-005-98	means the regulation registered as R-005-98 in 1998. (Note: This is a Northwest Territories regulation if it is made before April 1, 1999, and a Nunavut regulation if it is made on or after April 1, 1999 and before January 1, 2000.)
R-012-2003	means the regulation registered as R-012-2003 in 2003. (Note: This is a Nunavut regulation made on or after January 1, 2000.)
SI-005-98	means the instrument registered as SI-005-98 in 1998. (Note: This is a Northwest Territories statutory instrument if it is made before April 1, 1999, and a Nunavut statutory instrument if it is made on or after April 1, 1999 and before January 1, 2000.)
SI-012-2003	means the instrument registered as SI-012-2003 in 2003. (Note: This is a Nunavut statutory instrument made on or after January 1, 2000)

NAUJAAT LIQUOR RESTRICTION REGULATIONS

1. In these regulations,

"Committee" means the Alcohol Education Committee referred to in section 2; (*comité*)

"restricted area" means all that portion of Nunavut that lies within a radius of 25 km from the building in the Hamlet of Naujaat known as the Hamlet Office.
(*secteur de restriction*).

R-021-2019,s.3.

2. (1) There shall be a Naujaat Alcohol Education Committee whose functions shall include the education and counselling of persons in the use of alcohol for the prevention of alcohol abuse and the functions assigned to it by these regulations.

(2) The Committee consists of seven persons elected in accordance with the *Liquor Plebiscites and Elections Regulations*.

(3) **Repealed, R-021-2019,s.5.**

(4) The Committee shall elect from its members a chairperson, vice-chairperson and secretary. R-021-2019,ss.4,5.

3. Every person who desires to order liquor in the restricted area, or to import or bring liquor into that area, must apply to the Committee for approval.

4. (1) The rules of procedure to be followed by the Committee for receipt, consideration and disposition of applications shall be as set out in the Schedule to these regulations.

(2) The Committee may establish rules for regulating its proceedings provided that the rules are not inconsistent with the *Liquor Act* or these regulations.

5. (1) The Committee may approve, vary or reject any application in whole or in part.

(2) The decision of the Committee shall be noted on each application, accompanied by the signature of the chairperson, vice-chairperson or secretary, and stamped with the seal of the Committee.

6. (1) Any person aggrieved by a decision of the Committee may appeal to a justice of the peace for the locality.

(2) On appeal, the justice of the peace, after hearing the parties and such evidence that he or she considers relevant, may vary, confirm or overrule the decision of the Committee and the Committee shall give effect to that decision.

- (3) The decision of the justice of the peace is final.
- 7.** No person shall without the approval of the Committee
- (a) order liquor in the restricted area, or
 - (b) import or bring liquor into that area.
- 8.** No person shall possess liquor which has been imported or brought into the restricted area in contravention of these regulations.
- 9.** Every person who contravenes section 7 or 8 is guilty of an offence and liable on summary conviction to a maximum fine of \$500 or to a maximum sentence or six months in jail or to both.

SCHEDULE

(Section 4)

RULES OF PROCEDURE

1. An application to the Committee shall be in such written form as is from time to time approved by the Committee and shall be forwarded to the chairperson or secretary of the Committee.
2. The chairperson shall call meetings of the Committee from time to time as required to deal with applications received, and shall advise each applicant as to when the application is to be considered.
3. Meetings of the Committee to consider applications shall be held at the municipal council chambers. An applicant shall have the right to attend and be heard at the meeting at which his or her application is to be considered. An applicant has the right to be represented by a relative or friend or by legal counsel.
4. The secretary shall keep minutes of all meetings and records of approved and rejected applications, which records shall be treated as confidential.
5. A quorum of the Committee shall consist of three members personally present.
6. Decisions of the Committee shall be by majority vote of the members personally present. In the event of a tie vote, the chairperson shall have a deciding vote.
7. A member of the Committee shall declare any interest in an application and shall not vote on an application in which he or she or any member of his or her family has an interest.
8. An application may be partially approved or rejected where an applicant has, in the opinion of the Committee, caused problems to his or her family, friends or to the community as the result of the use or abuse of liquor.
9. Where an application has been approved or partially approved, the approved quantities of liquor shall be noted on the application and initialled.
10. Where an application has been partially approved or rejected, the chairperson shall, if requested by the applicant, advise the applicant of the reasons for the decision of the Committee.

R-021-2019,s.6.