

No. B 005659



Liquor Control and Licensing Act
and Regulation 244/2002

CONTRAVENTION NOTICE

Liquor Control and Licensing Branch,
Ministry of Public Safety and Solicitor General

Establishment name: John & Fox's Irish Snud

Establishment address: 1033 Granville Street
Vancouver, BC V6Z 1L4

Licensee name: John & Fox's Irish Snud

Licence #: 301324 Date CN issued: 01/11/2013

Date and time of alleged contravention(s): 01/11/2013 6:00 PM

On the date noted above, the following alleged contravention(s) of the
Liquor Control and Licensing Act or regulation were identified:

	Contravention	Section
1	OVERSICROWING beyond Person capacity, director	6(4) <input type="checkbox"/> Act <input checked="" type="checkbox"/> Reg
2	THREATENING Load	<input type="checkbox"/> Act <input type="checkbox"/> Reg
3	operate contrary to Primary purpose	20 <input checked="" type="checkbox"/> Act <input type="checkbox"/> Reg
4		<input type="checkbox"/> Act <input type="checkbox"/> Reg

Details: Routine inspection count

seated 71^m 66^e 868^B person cap

54 No food on 2nd, Table 2 over

on all tables persons standing kitchen

5-12 no food

Inspector name: Lavelle Badge #: 89

Telephone: 604 775 0240 LPC #: _____

Management acknowledgement (name and title): _____

M A / 40

The general manager may proceed with enforcement action on the basis of this
contravention notice. The licensee will generally be notified within 45 days if
enforcement action is proposed.

COPY 4: LCLB FIELD OFFICE COPY (place on field establishment file)

No Enforcement Action Recommended

Re: Contravention Notice Number: B005659

Contravention Notice Date: Apr 12, 2013

Job No: 003856143-017

Inspector: Mark Lavallee

Date

Prepared: Apr 15, 2013

Office Location: Vancouver

Submitted To: Donna Lister

Establishment Information:

Establishment Name: Johnnie Fox's Irish Snug

Establishment Address: 1033 Granville Street
VANCOUVER, BC V6Z 1L4

Licence No: 301324

Licence Class: Food Primary

Expiry Date: Jan 31, 2014

Licensee Name: Private Corporation: 641486 B.C. Ltd. c/o Greer, William A

Terms and Conditions noted on licence face:

Contravention Information:

Contravention Name (e.g. supplying to minors)

Date and Time identified

1. Operating contrary to primary purpose -
Food Primary, s. 20 Act, s. 11 Reg.

1. Apr 06, 2013 11:00 PM
-

Review and Analysis:

I have reviewed:

- | | | |
|--|---|-----------------------------|
| Facts and circumstances of the contravention | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No |
| Establishment compliance history | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No |
| <ul style="list-style-type: none">• Number of contravention notices on file: 2• Number of contravention notices in past 12 months: 0• Name, date(s) of any proved contravention(s) and the enforcement action taken: | | |
| Licensee compliance history | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No |
| <ul style="list-style-type: none">• If no, please explain: | | |
| Other file information | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No |
| Compliance and Enforcement Program, Policy and Procedures Manual | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No |
-

Reasons no enforcement action recommended:

On April 6, 2013 Inspectors Lavallee, Regional Inspector Clark and Inspector Osei-Apiah were conducting routine inspections of Licensed establishments in the Granville entertainment area. At 11:00 P.M. Inspectors entered Johnny Fox's Irish Snug which is a Food Primary establishment. The establishment was very crowded and obviously over capacity. The music was loud and it would have been very difficult to engage in a conversation without raising your voice to a near shout volume. All patrons had drinks and were consuming alcoholic beverages either at the bar, at their tables or they were standing and drinking. A full walk through revealed that there were cocktail glasses, either full or partially full as well and beer bottles and beer mugs on all tables. Inspector Lavallee saw no food whatsoever on any table. Furthermore there were no dinner plates that had finished meals on the tables. On entry, one would have easily made the assumption that this establishment was a Liquor Primary establishment. Inspector Lavallee then entered the kitchen area and saw that the kitchen was virtually shut down. No food was being prepared and it appeared that it had been cleaned for the evening. A male in white kitchen smock was wrapping utensils in napkins. Inspector Lavallee formed the opinion that at that time Johnny Fox's had fully changed it's focus from a food primary establishment to a Liquor Primary establishment.

Inspector Lavallee will be arranging a compliance meeting with the licensee to review this contravention and presuming that this will be sufficient to bring the licensee into voluntary compliance specifically in regards to keeping the focus of this establishment in line with a food primary establishment.



NOTICE OF ENFORCEMENT ACTION
Liquor Control and Licensing Act, R.S.B.C. 1996, c. 267

File: EH13-080
Job: 003856143-017

April 24, 2013

641486 B.C. Ltd.
c/o Greer, William A
c/o 1029 Granville Street
Vancouver, BC V6Z 1L4

Re: Licence Number: 301324
Licence Type: Food Primary
Licence Expiry Date: January 31, 2014
Establishment: Johnnie Fox's Irish Snug
CN #: B005659

The purpose of this notice is to inform you that pursuant to section 20 of the *Liquor Control and Licensing Act* (the Act), the general manager is pursuing enforcement action against the licensee.

This Notice of Enforcement Action (NOEA) will:

1. Set out the branch's allegation(s) of non-compliance with the Act, and or the *Liquor Control and Licensing Regulation* (the Regulation) and or the terms and conditions of the licence,
2. Provide a narrative of events,
3. Describe the evidentiary basis for the elements of each alleged contravention,
4. Provide reasons why the branch is pursuing enforcement,
5. Provide reasons why the branch believes the particular enforcement action (i.e. penalty) proposed is warranted, and
6. Outline the licensee's options and the branch procedures that will be followed depending on whether or not the licensee disputes what is being alleged.

Included with this NOEA is the licensee's enforcement history and an explanation of how that history will be applied in any hearing decision of the general manager.

Ministry of Public Safety
and Solicitor General

Liquor Control and
Licensing Branch

Mailing address:
PO Box 9292 Stn Prov Gov
Victoria BC V8W 9J8

Toll Free: 1 866 209-2111
Telephone: 250 952-5787

Location:
Fourth Floor, 3350 Douglas Street
Victoria BC

<http://www.pssg.gov.bc.ca/lclb>

1. THE ALLEGED CONTRAVENTION(S):

No.	Name of Contravention(s)	Section of the Act/Regulation	Date and time of Contravention(s)	Proposed Enforcement Action
1.	Overcrowd beyond person capacity more than occupant load, s. 6(4) Reg.	s. 6(4) Reg.	2013-APR-06 11:00 PM	\$5000 monetary penalty

2. NARRATIVE

Johnnie Fox's Irish Snug is a Food Primary establishment license 301324, located in the Granville Entertainment district. Its operating hours are Monday to Thursday from 9:00 a.m. till 1:00 a.m. Friday and Saturday from 9:00 a.m. till 2:00 a.m. and Sunday 9:00 a.m. till 1:00 a.m. It has a person capacity of 54.

On April 6th 2013 Inspector Lavallee, Regional Manager Lister, Regional Inspector Clark and Inspector Osei-Appiah were working a night shift for the purpose of conducting routine inspections of liquor primary and food primary establishments to ensure that they were complying with the terms and conditions of their respective liquor licenses. At 11:00 P.M. Regional Manager Lister indicated to Inspector Lavallee that she looked through the front window of Johnnie Fox's Irish Snug and it appeared to be extremely crowded. At that time Inspector Lavallee also looked through the window and concurred with Regional Manager Lister's opinion. Inspector Lavallee then approached a male employee who was standing at the door and asked him if he knew what the count of patrons inside the restaurant was. This male informed Inspector Lavallee that he didn't know what the count was. Inspector Lavallee, Regional Inspector Clark and Inspector Osei-Appiah then entered the front door of the establishment and all three Inspectors did separate counts. Johnnie Fox's Irish Snug is basically a rectangular establishment with no raised or lower areas and conducting a count either from front to back or back to front is relatively easy. Regional Inspector Clark and Inspector Osei-Appiah followed behind conducting their own count. Inspector Lavallee used a mechanical counter and "zeroed" the counter ensuring that it read zeros all across, prior to this at the beginning of the shift Inspector Lavallee also checked the counter to ensure that it only registered one digit per depression of the trigger. Inspector Lavallee started his count from inside the front door and proceeded to the rear. This ensured that persons leaving would be counted and persons who may enter during the count would not be counted, thus giving an accurate count of persons inside during the count. The establishment was so crowded that Inspector Lavallee found it difficult to navigate through the establishment. It was not possible to move through the establishment without having to physically squeeze between standing patrons. At all times during the count physical contact was made either by finding it necessary to squeeze between patrons or just having to stop to let patrons know that you needed to move by them. At the conclusion of the count Inspector Lavallee counted 71 without staff; with staff, Inspector Lavallee added two to the final count. Inspector

Osei-Appiah finished his count which was done by sight without a counter was 66 without staff. Regional Inspector Clark finished his count which was also done by sight without a counter which was 68 without staff. On completion of the count which took approximately five to seven minutes, Regional Inspector Clark spoke with the manager and informed her that the establishment would be receiving a contravention notice for overcrowding beyond person capacity. Inspector Lavallee within a week filled out a contravention notice which was hand delivered to the licensee by Inspector Osei-Appiah.

3. THE ELEMENTS OF THE ALLEGED CONTRAVENTION(S)

3.1 Overcrowd beyond person capacity more than occupant load, s. 6(4) Reg.

1. What is the licensed person Capacity? The license capacity is 54 persons.
2. What is the occupant load? The occupant load is 54 persons.
3. What was the amount of Persons in the establishment? The Inspectors conducted three counts, Inspector Lavallee: 71 patrons and 2 staff for a total of 73 persons, Inspector Osei-Appiah: 66 patrons and 2 staff for a total of 68 persons, Regional Inspector Clark: 68 patrons and 2 staff for a total of 70 persons.
4. The establishment exceeded their patron occupant load by at the very least 14 persons. In other words they exceeded their person load by 25%.

Other Factors: .

4. REASONS FOR PURSUING ENFORCEMENT

4.1 Overcrowd beyond person capacity more than occupant load, s. 6(4) Reg.

Licensees that exceed their capacity by overcrowding are operating contrary to the public interest. Specifically, they are operating contrary to the principles of public safety and community standards.

The issue of public safety is most apparent when the overcrowding exceeds the occupant load. Getting out of a building safely during a fire or other threat is difficult in a place where liquor is served, loud music is playing and lighting is dim. The risk of death or serious injury is greater when the building is overcrowded.

The public interest in community standards is also relevant to the contravention of overcrowding. The maximum capacity established for a liquor-primary licence is the result of community input during the licensing process. The maximums are set so as to reduce the risk of negative impacts on neighbourhoods and communities. These

negative impacts include late night disturbances, parking problems and traffic flow problems. Allowing licensees to exceed their approved capacity effectively negates this community input.

In this case the licensee had a person at the door to monitor patrons entering and exiting the establishment. When asked by Inspector Lavallee if he knew what the count inside was he replied that he had no idea. After the counts were conducted it was determined that the establishment had exceeded their person capacity by 25 percent. Therefore enforcement is necessary to impact on the licensee the importance of maintaining an accurate count of persons inside as not to exceed same.

5. REASONS FOR THE PROPOSED ENFORCEMENT ACTION (i.e. penalty)

5.1 Overcrowd beyond person capacity more than occupant load, s. 6(4) Reg. : \$5000 monetary penalty proposed

For the alleged contravention of overcrowd beyond person capacity more than occupant load, s. 6(4) reg. (Contravention Notice Number B005659), a monetary penalty of \$5,000.00 (Five Thousand Dollars) is proposed. This recommended monetary penalty falls within the penalty range set out in schedule 4, item 15 of the Regulation for a first contravention.

In this case a penalty of \$5000.00 is the minimum set penalty for a first contravention of overcrowding. This should be sufficient to bring the licensee into voluntary compliance.

6. THE PROCEDURES

You (the licensee) may agree with or dispute the above allegation(s) and proposed penalty.

If there is a dispute, the general manager will decide if the contravention(s) occurred and what enforcement action, if any, is warranted. A hearing may be scheduled for that purpose.

If the general manager decides that enforcement action is warranted, the general manager will determine the enforcement action to be imposed on the licensee and may:

- Impose a suspension of the liquor licence for a period of time
- Impose a monetary penalty
- Cancel the liquor licence
- Rescind, amend or impose new terms and conditions on the licence
- Order a transfer of the licence

Imposing any penalty is discretionary. Where the general manager finds that a suspension or monetary penalty is warranted the general manager must follow the minimums set out in Schedule 4 of the Regulations. The general manager is not bound by the maximums and may impose a higher suspension or monetary penalty when it is

in the public interest to do so. The general manager is not bound to order the penalty proposed in this NOEA.

Schedule 4 of the Regulation sets out the range of enforcement actions for when a contravention occurs in an establishment within a 12 month period of a contravention of the same type. It is the date that the contravention occurred that is used for the purpose of determining if a contravention is a first, second or subsequent contravention for penalty purposes.

If you (the licensee) agree that the contravention(s) took place and accept the enforcement action proposed, there is no need for a hearing. In that case, you must sign a document called a waiver. By signing a waiver, you irrevocably

- Agree that the contravention(s) occurred,
- Accept the proposed penalty,
- Agree that the contravention(s) and penalty will form part of the compliance history of the licensee, and
- Waive the opportunity for an enforcement hearing.

If you decide to sign a waiver, or if you have any questions regarding this matter, please contact me at 604 775-0240 as soon as possible. If you do not sign a waiver, the branch will schedule a pre-hearing conference for you (the licensee) to discuss the hearing process with the branch registrar and the branch advocate.

For further information about the hearing and waiver process please visit our website at http://www.pssg.gov.bc.ca/lclb/comp_enforce/index.htm

Yours truly,



Mark Lavalley
Liquor Inspector

Enclosures

*Copy of Liquor Control and Licensing Branch Enforcement Process –
Information for Liquor Licensees* (located at <http://www.pssg.gov.bc.ca/lclb/docs-forms/LCLB168.pdf>)

ENFORCEMENT ACTION

If the general manager determines that the licensee has committed the above alleged contravention(s), the general manager may consider the following when determining what enforcement action, if any, is warranted pursuant to section 20(2) of the Act:

Past Enforcement Action Taken

No compliance history found

Compliance Meetings

Date	Topic
April 03, 2009	Operating contrary to primary purpose - Food Primary, s. 20 Act, s. 11 Reg.

Not Responsive

Other Factors



File: EH13-080
Job: 003856143-017

July 22, 2013

641486 B.C. Ltd.
c/o Greer, William A
1033 Granville Street
Vancouver, BC V6Z 1L4

Dear Licensee:

Re: Licence Number: 301324

JOHNNIE FOX'S IRISH SNUG
1033 Granville Street
Vancouver, BC V6Z 1L4

The purpose of this letter is to inform you of the procedures of the Liquor Control and Licensing Branch for imposing enforcement action on the above noted licence. The enforcement action was ordered in the enforcement decision dated July 17, 2013.

It is important to note that you are responsible for the actions of your employees. You should ensure that managers and staff are familiar with the terms of the enforcement action and their responsibilities.

Enforcement Action

Monetary Penalty:

Arising from the licensee's non-compliance with section s. 6(4) Reg. a monetary penalty of \$5000 (Five Thousand Dollars) must be paid by August 19, 2013.

The payment must be made to the Minister of Finance and sent to Liquor Control and Licensing Branch headquarters at the address indicated in Appendix A. It is important to attach the accompanying Appendix A so that the payment can be correctly recorded on your file.

Signs satisfactory to the general manager showing that a monetary penalty has been imposed will be placed in a prominent location in the establishment by a Liquor Control and Licensing Branch inspector or a police officer, and must remain in place for four (4) business days starting at the opening of business on Saturday, August 3, 2013 until the close of business on Tuesday, August 6, 2013. "Business day" means a day on which the establishment would normally be opened for business.

Posting of Signs:

A Liquor Control and Licensing Branch inspector or police officer will attend your establishment prior to opening time on Saturday, August 3, 2013 to post the signs referenced above. You must allow the Liquor Control and Licensing Branch inspector or police officer to post the monetary penalty signs. You must not remove, obscure, or alter the prominence and visibility of those signs during the time they are required to be posted.

Consequences of non-payment:

There are serious consequences for non-payment of the full amount of a monetary penalty by the due date.

1. The general manager may refuse to renew or transfer a licence if a monetary penalty has not been fully paid by the due date.
2. The general manager may refer an unpaid penalty to the Ministry of Finance for collection.
3. The general manager will consider imposing a suspension penalty for failure to pay a monetary penalty by the due date. The suspension penalty for this contravention is described in schedule 4 to the Liquor Control and Licensing Regulations. However, the general manager has the authority to impose a suspension penalty greater than the one set out in the schedule when it is in the public interest to do so.

Contact Number

If you have any questions about the matters covered in this letter, please contact the inspector responsible for your area at 604 775-0240.

Yours truly,

Bruce Edmundson
Deputy General Manager
Compliance and Enforcement

CC: Vancouver Police Dept. – Cst. Alex Clarke
Clerk/Secretary City of Vancouver
Manager of Licensing Rebecca Villa-Arce
Manager of Finance Scott McElroy
Regional Manager Donna Lister
Inspector Mark Lavallee

Encl: Appendix A

Appendix A
Monetary Penalty Payment Tracking Form

To ensure your payment is promptly credited against your monetary penalty, please include this form with the monetary penalty payment.

Please forward a cheque or money order payable to the Minister of Finance to:

Liquor Control and Licensing Branch
PO Box 9292 STN PROV GOVT
Victoria, BC
V8W 9J8

Licensee Name: 641486 B.C. Ltd.
Address: c/o 1033 Granville Street
Vancouver, BC V6Z 1L4
Licence Number: 301324
Establishment Name: Johnnie Fox's Irish Snug

The enclosed monetary penalty payment is for enforcement action pursuant to:

An enforcement decision dated July 17, 2013, in which the general manager decided that a payment of \$5000 (Five Thousand Dollars) will be paid by August 19, 2013.

For office use only:

Date Payment Received: _____

Amount of payment Received: _____



**BRITISH
COLUMBIA**

No. B000537

Liquor Control and Licensing Act
and Regulation 244/2002

CONTRAVENTION NOTICE

Liquor Control and Licensing Branch,
Ministry of Public Safety and Solicitor General

Establishment name: John C Fox's IRISH PUB

Establishment address: 1033 Granville St Vancouver BC

Licensee name: 541486 B.C. LTD

Licence #: 301324 Date CN issued: 01/05/2009

Date and time of alleged contravention(s): 02AM 2009 2009 2009

On the date noted above, the following alleged contravention(s) of the
Liquor Control and Licensing Act or regulation were identified:

	Contravention	Section
1	<u>operate contrary to p. 11, sec. 11</u>	20(1)(1D) <input type="checkbox"/> Act <input checked="" type="checkbox"/> Reg
2		<input type="checkbox"/> Act <input type="checkbox"/> Reg
3		<input type="checkbox"/> Act <input type="checkbox"/> Reg
4		<input type="checkbox"/> Act <input type="checkbox"/> Reg

Details: Reactive inspection, 53 patrons
two tables had no cash. Kitchen had no
Food point. Patrons were all clean. 8 orders
on Receipt spoke liquor on most tables
2400 on liquor receipts 18 500.00 food tax, total

Inspector name: M. Lavellee Badge #: 89

Telephone: 604-775-0240 LPC #: N/A

Management acknowledgement (name and title): _____

M. Lavellee

The general manager may proceed with enforcement action on the basis of this
contravention notice. The licensee will generally be notified within 45 days if
enforcement action is proposed.

COPY 4: LCLB FIELD OFFICE COPY (place on field establishment file)

No Enforcement Action Recommended

Re: Contravention Notice Number: B000537

Contravention Notice Date: Mar 5, 2009

Job No: 003856143-010

Inspector: Mark Lavallee

Date

Prepared: Mar 05, 2009

Office Location: Surrey

Submitted To: Donna Lister

Establishment Information:

Establishment Name: Johnnie Fox's Irish Snug

Establishment Address: 1033 Granville Street
VANCOUVER, BC V6Z 1L4

Licence No: 301324

Licence Class: Food Primary

Expiry Date: Jan 31, 2010

Licensee Name: Private Corporation: 641486 B.C. Ltd. c/o Greer, William A

Terms and Conditions noted on licence face:

Contravention Information:

Contravention Name (e.g. supplying to minors)

Date and Time identified

1. Operating contrary to primary purpose, s. 20 Act and s. 11 Reg

1. Feb 28, 2009 10:30 PM
-

Review and Analysis:

I have reviewed:

Facts and circumstances of the contravention

☒ Yes☐ No

Establishment compliance history

☒ Yes☐ No

- Number of contravention notices on file: 1
- Number of contravention notices in past 12 months: 0
- Name, date(s) of any proved contravention(s) and the enforcement action taken:

Licensee compliance history

☒ Yes☐ No

- If no, please explain:

Other file information

☒ Yes☐ No

Compliance and Enforcement Program, Policy and Procedures Manual

☒ Yes☐ No

Reasons no enforcement action recommended:

On February 28, 2009 inspector Lavallee (herein after refereed as I) was in company of Inspector Clark. I was conducting routine inspections of food and liquor establishments in the downtown area. At 10:30 P.M. we entered the Johnie Fox's snug Food primary. At that time I observed 53 patrons seated throughout the establishment. On two tables I noted baskets of Nachos. No food on any other table. On most if not only all tables of patrons were glasses and jugs of beer or glasses of cocktail drinks. At that time I entered the kitchen area. I observed that there was no food on the go at all. The pots and pans were clean and tidied up. The cook informed us that the chef had left. At that time I spoke to the manager and requested that he bring the receipts for the day. He produced receipts that indicated \$400.00 in Food and \$2300.00 in liquor. It let me to believe that the food primary was operating contrary to primary purpose. At that time I advised the Manager that I would be issuing a contravention notice.

Inspector Lavallee feels that since the establishment had not had any enforcement since 2006, a compliance meeting should be sufficient in having the licensee voluntarilly comply with the terms and conditions of his license



Ministry of Public Safety and Solicitor General
Liquor Control & Licensing Branch

Mailing Address:
PO Box 9292 Stn. Prov. Govt
Victoria, BC V8W 9J8
Telephone: 250-387-1254
Fax: 250-387-9184

COMPLIANCE MEETING

No. _____

Inspector's Name: **Mark Lavallee**

APR - 03/09
Date: ~~November 13, 2008~~

Office Locations: **100 – 133 East 8th Avenue, Vancouver, BC V5T 1R8**

ESTABLISHMENT INFORMATION:

Establishment Name: **Johnnie Fox's Irish Snug**

Establishment Address: **1033 Granville St
VANCOUVER, BC V6Z 1L4**

Licensee No.: **301324** License Class: **FP** Expiry Date: **January 31, 2010**

Licensee Name: **641486 BC Ltd.**

MEETING DETAILS:

Attendees at compliance meeting:

Name: **Mark Lavallee** - Association/Position: **Liquor Inspector** Contact No.: **(604) 775-0240**

Name: *BARRY PEIRCE* Association/Position: *Manager* Contact No.:

Name: *PAUL ROBERTS* Association/Position: *Manager* Owner Contact No.:

Name: *Sebastian Greer* Association/Position: *Manager* Contact No.:

Licensee provided a copy of Updated June 2007 - Food Primary Terms and Conditions –
Appendix One – Penalty Schedule Four

Reason compliance meeting was convened to discuss: This is a follow-up to an LCLB routine inspection on February 28, 2009 regarding

- **Operating Contrary to Primary Purpose -**
(When Inspectors arrived at 10:33 P.M. – there were 53 customers in the establishment and there was evidence of food on two tables. Upon entering, the chef was gone and there was one cook in the kitchen and was not preparing any food.)

Operating Contrary to Primary Purpose:

SECTION 9: Food Service

9.1

The availability of food in licensed establishments promotes moderation by encouraging people to eat While they drink — or better yet, to view alcohol consumption as a complement to a meal. The distinction is not an insignificant one. Consumption of food lessens the intoxicating effects of liquor. Just as important, though, is encouraging a public attitude in which liquor is seen as an accompaniment to food, rather than an activity that is indulged in for its own sake. State of mind is as important to moderation as are the moderating physical effects produced by eating while drinking.

In part, this is the reasoning behind food primary licensed restaurants enjoying greater flexibility within the terms and conditions of their liquor licences than is true for liquor primary licence-holders. As noted in section 11(1) of the Liquor Control and Licensing Regulations, a food primary licence is specifically for an establishment in which "... the primary purpose of the business ... is the service of food during all hours of its operation". Liquor is, then, offered as a pleasant accompaniment to a meal.

Branch policy for food primary licensed establishments prohibits liquor service in fast food or take-out restaurants where people may be leaving the premises with their meal or perhaps be inclined to "eat and run" to get on with the other commitments of their day.¹⁰⁶ For other types of food primary establishments, branch policy largely reiterates the requirement under section 11(2)(b) of the regulations, which states that "liquor must not be served unless the establishment is open for service of a varied selection of food items, including both appetizers and main courses, or their equivalent".

Finally, the policies below address the authority of compliance and enforcement officers to inspect the records and premises of licensed establishment to determine whether the necessary food items and non-alcoholic beverages are available to customers. Additionally, compliance and enforcement officers may inspect the premises to ensure that the establishment's food preparation facilities are sufficient to provide these items.

9.1.3. Type of food service in food primary licensed establishments

Licensees of food primary establishments must make a varied selection of food items available to patrons, including both appetizers and main courses or their equivalent. Liquor must not be served unless the establishment is open for service of these food items.

[Liquor Control and Licensing Regulations, section 11(2)(b), Liquor Control and Licensing Branch Policy]

9.1.4. Inspection to determine availability of food and non-alcoholic beverages

Compliance and enforcement officers may inspect the records and licensed premises of liquor primary establishments, food primary establishments, winery lounges, and special event areas to determine whether required food items and non-alcoholic beverages are available to customers.

[Liquor Control and Licensing Act, section 73(1), Liquor Control and Licensing Regulations, sections

☒ **Relevant section(s) of the Liquor Control and Licensing Act:**

12 (1) The general manager, having regard for the public interest, may, on application, issue a licence for the sale of liquor.

(b) designate the areas of an establishment, both indoor and outdoor, where liquor may be sold and served,

(d) designate the areas within an establishment where minors are permitted,

(f) exempt a class or category of licensee from requirements with respect to serving food and non-alcoholic beverages in an establishment,

(l) Control signs used in or for an establishment.

☒ **Relevant section(s) of the Liquor Control and licensing Regulations:**

Food primary licences

11 (1) A food primary licence in respect of an establishment may be issued, renewed or transferred if the primary purpose of the business carried on in the establishment is the service of food during all hours of its operation.

(2) The following terms and conditions apply to a food primary licence:

(a) minors are allowed in the establishment;

(b) liquor must not be served unless the establishment is open for service of a varied selection of food items, including both appetizers and main courses, or their equivalent;

(c) Subject to limitation by the general manager, hours of liquor service must start no earlier than 9:00 a.m. and end no later than 4:00 a.m. the next day.

(3) The general manager may consider, in determining whether the primary purpose of the business carried on in the establishment is or will be the service of food during all hours of its operation, any or all of the following:

(a) kitchen equipment;

(b) furnishings and lighting;

(c) menu;

(d) type and hours of entertainment and games offered by the licensee;

(e) advertising;

- (f) hours of operation;
- (g) financial records;
- (h) the ratio of receipts from food sales to receipts from liquor sales in the establishment;
- (l) any other relevant consideration that may assist in the determination.

Production of records

34 For the purposes of section 73 (1) of the Act, the following documents are prescribed in relation to a licensee:

- (a) liquor purchase records;
- (b) liquor sales records;
- (c) liquor disposal records;
- (d) food sales records;
- (e) sales records respecting other merchandise or services provided by the licensee that are incidental to the business of the licensed establishment;

☒ Relevant section(s) of the Compliance and Enforcement Program, Policy and Procedures Manual:

Food-primary Establishment Operating Contrary to Primary Purpose.

10.1 Food-primary Establishment Operating Contrary to Primary Purpose

Food-primary establishments must be primarily engaged in the service of food during all hours of operation. Restaurants offer liquor service as an accompaniment to food, rather than as the primary activity. This contravention occurs if the primary focus of a food-primary establishment shifts from the service of food to the service of liquor.

It is contrary to the public interest for the branch to allow restaurants to operate as bars. The current liquor licensing process requires public and local government or First Nations input for liquor-primary licences but not for food-primary licences. Obtaining a liquor licence for a restaurant and then operating as a bar circumvents this process. Restaurants operating as bars also tend to be associated with community complaints from neighbours about noise, drunkenness and unruly patrons.

Policy

10.1.1 Primary purpose of a food-primary licence

A food-primary licence may be issued, renewed or transferred if the primary purpose of the business is the service of food during all hours of its operation. Food-primary establishments with restaurant lounges must maintain this primary purpose for the establishment as a whole.

[Liquor Control and Licensing Regulation, section 11(1)]

liquor must not be served unless the kitchen is open and customers can order a range of different food, including appetizers and main courses or their equivalents, at all times. Serving salsa, chips, nachos and other similar types of “finger food” is not sufficient.

• the establishment must be operated as a restaurant at all times. **A licensee can not shift its operation to become a bar during certain hours of the day.**

• the ratio of food to liquor sales for the entire establishment must support the fact that the primary purpose is the service of food. Generally, liquor sales must not exceed food sales.

• the kitchen must be fully equipped and must be open and staffed whenever liquor is served

• the décor must be suitable for dining and table service. There must be enough tables and chairs and /or counters and stools to seat everyone. The tables must be big enough to hold the plates, cutlery and glassware associated with a full meal. There must be enough china, flatware and other table accessories for eating.

• patrons may stand or walk with drinks so long as the primary purpose is the service of food

• games and entertainment must not distract from the primary purpose of the service of food, and

• advertising must accurately reflect the service provided.

[Liquor Control and Licensing Branch Policy]

Authority References

Liquor Control and Licensing Act, section 15(2); Liquor Control and Licensing Branch Policy

☒ **Relevant section(s) of the Guide to Liquor Licensees Provided a Copy of: June 2007 edition – Terms and conditions and RBS responsibilities.**

The Nature of Your Business

Differences Between a Food-Primary and a Liquor-Primary Licence

The Liquor Control and Licensing Branch issues food-primary licences to businesses (restaurants) where the primary purpose, through all hours of operation, is the service of food. The branch issues liquor-primary licences to businesses, such as bars, lounges, and night clubs, where the primary purpose is the service of liquor, as opposed to food. The rules for each type of licence reflect the primary purpose of the establishment. For example, food-primary establishments must offer both appetizers and main courses, while bars are required to offer hot or cold snacks and non-alcoholic beverages. They also reflect the fact that minors are allowed in restaurants but not in bars, which means that certain activities allowed in bars – such as adult entertainment – are prohibited in food-primary establishments. The approval process is also different for each type of licence. For example, in approving a liquor-primary licence, the branch must consider the views of local residents and whether or not local government supports the application. With a food-primary licence, however, local government support is needed only if the restaurant wants to serve liquor after midnight or to offer certain types of entertainment, such as karaoke. Applying for a food-primary licence and then operating your business as a bar circumvents this approval process and is a serious contravention.

Making Sure You Operate Your Establishment as a Restaurant

As a food-primary licensee, you are responsible for operating your establishment as a restaurant. That means you must meet the following requirements at all times:

- **Kitchen equipment:** The kitchen must be fully equipped (with commercial stoves and dishwashers, for example), and must be open and staffed *whenever* liquor is served.
- **Menu:** The menu must include a reasonable variety of appetizers and main courses, and must be available at all times that liquor is being served. Serving salsa, chips, peanuts and other types of "finger food" is not enough to meet this requirement.
- **Furnishings and lighting:** The décor must be suitable for dining and table service. There must be enough tables and chairs, and/or counters and stools to seat everyone. The tables must be big enough to hold the plates, cutlery and glassware associated with a full meal. You must have enough dishes and flatware (and other table accessories) for eating.
- **Entertainment and games:** The type and hours of entertainment and games offered must not distract from the primary purpose of the service of food. For example, adult entertainment and games that cannot be played while you are seated and require diners to get up from the dining area, such as billiards and foosball, are not permitted in a licensed area. (You may, however, apply to provide games or adult entertainment in an unlicensed area; please see below. Please also see the section on Entertainment for more information about what is permitted in licensed areas.)
- **Name:** The name of your restaurant must accurately reflect the service you provide.
 - If you do not have a restaurant lounge endorsement (see below), you may call your business a "pub-style restaurant," but may use the word "bar" only if it is associated with a type of food – "pasta bar" or "oyster bar" for example (but you may not highlight the words, as in "O'Malley's PUB-style Restaurant" or "Nico's Oyster BAR"). "Taverna" is also acceptable, because it means "eating house" in the original Greek, and you may call your establishment a "dining lounge" if yours is a formal restaurant, offering fullcourse meals.
 - If you do have a restaurant lounge endorsement, you may use the words lounge, bar, cocktail lounge or cocktail bar in your name, provided you also include a reference to food – for example, "Bar and Grill" is acceptable, but just "Nico's Bar" is not. (Please see the section on *Advertising* for more information.)

Operating hours:

You must operate as a restaurant at all times. Restaurants cannot shift their operation to become a bar during certain hours of the day, such as between 4 p.m. and 6 p.m., or in the late evening hours.

Hours of sale

You may sell liquor only during the hours indicated on the face of your licence. All liquor (in bottles or glasses) must be removed from the tables within half an hour of liquor service ending (i.e., the time specified on your licence). You may not serve liquor after midnight, unless you apply for, and the general manager approves, late night hours. The only exception is New Year's Eve, when you may serve liquor until 4:00 a.m. on January 1 regardless of your normal closing hour (and provided food is available to customers), unless the general manager has directed otherwise or local bylaws prohibit it.

Licensed Establishments

Branch liquor inspectors conduct regular, unannounced inspections of licensed establishments to make sure licensees are following the Act and Regulations and their licence terms and conditions, and to make sure there are timely consequences when they don't. In addition, a liquor inspector may conduct an inspection:

- in response to a complaint from a member of the public, another licensee, a local government/First Nation, police or any other agency, or
- to follow-up on a Licensed Premises Check (LPC) issued by a police officer.

Minors

Minors (in B.C., that is anyone under 19 years of age) are allowed in food-primary establishments on their own, and in a restaurant lounge if accompanied by an adult. However, it is against the law for you or your employees to sell, serve, or supply liquor to a minor. We expect you and your staff to put effective systems in place to meet this obligation. Minors employed in food-primary establishments who are 16 or older may serve liquor but may not open bottles, pour or mix liquor. Minors serving liquor must be under the supervision of adult staff.

ID requirements

You must demonstrate that you are preventing minors from obtaining liquor. When you verify a customer's age, you and your employees must ask for **two** pieces of identification.

The first piece of identification must:

- be issued by a government agency (e.g. a passport or driver's licence), and
- include the person's name, signature, birth date and picture.

The second piece must:

- include an imprint or the holder's name (e.g. a credit card or Care Card), and
- include the person's signature and/or picture.

If the person cannot produce two pieces of acceptable identification that proves they are 19 or older, you must refuse service. You must cooperate with a liquor inspector if the inspector asks you or your staff to determine whether a person is a minor. You are encouraged (but not required) to retain identification that is clearly false and to turn it over to your liquor inspector. Where possible, the inspector will return the identification to the agency that issued it. (If the patron insists you return the ID, you should do so, but we encourage you to take a photocopy of it first to give to your liquor inspector.)

Entry of Liquor Inspectors and Police Officer

You must give liquor inspectors and police officers immediate access to all areas of your establishment on request. It is a serious contravention to refuse or delay providing access to an inspector or police officer.

Compliance Meeting

A compliance meeting is a meeting between you and the inspector – and possibly others, such as members of your staff, local police, government and fire officials. The purpose of the meeting is to promote voluntary compliance with the liquor licensing rules and to assist you in anticipating, and creating solutions for, potential problems. The inspector will prepare a written record of what is discussed including any procedures you intend to put in place to deal with the problem, and when they will come into effect. Once you and the inspector have signed it, you will receive a copy, and a second copy will be placed in your establishment's file. Compliance meetings are not required step before the branch takes enforcement action.

Contravention Notice

If a liquor inspector believes that you or your staff are contravening the Act, its Regulations or the terms and conditions of your licence, the inspector must issue a Contravention Notice to you, that identifies the alleged contravention. The inspector will then review the evidence and circumstances of the contravention in conjunction with the Liquor Control and Licensing Branch's file for your establishment. Based on that review, the inspector will decide whether to recommend that the general manager take enforcement action against you, as the licensee. If the inspector does not recommend enforcement action, he or she will keep the Contravention Notice in the branch's file on your establishment, and may require you to attend a Compliance Meeting.

Action

If the adjudicator decides the contravention occurred, they may • suspend the liquor licence for a period of time

- impose a monetary penalty
- cancel a liquor licence
- impose, rescind or amend the terms and conditions of a licence, and
- order a licensee to transfer a licence.

If the adjudicator finds that either a licence suspension or monetary penalty is warranted, they may not impose a penalty less than the minimums set out in Schedule 4 of the Regulation. They may impose higher penalties when it is in the public interest to do so. They are not bound by the penalties proposed in the Notice of Enforcement Action. The type of enforcement action imposed will depend on a number of factors, including the nature of the contravention, the circumstances of the contravention, your establishment's compliance history, and your compliance history as a licensee. Any enforcement action imposed will form part of the compliance history of the licence and the licensee.

APPENDIX 1

Penalty Schedule

Schedule 4

OPERATING OUTSIDE OF LICENCE PURPOSE

1

Operation of a licensed establishment in a manner that is contrary to the primary purpose of the licence

1 st offence	2 ^d offence	3 rd offence	Monetary Penalty
10 - 15 days	20-30 days	30 – 60 days	\$7 500 - \$10 000

☒ **Other:**

This Inspector requires this licensee to:

1. Take the necessary steps, to be operating like a Food Primary establishment during all hours of liquor service. Refer to: **10.1 Food-primary Establishment Operating Contrary to Primary Purpose & The Nature of Your Business/** Differences Between a Food-Primary and a Liquor-Primary Licence & Making Sure You Operate Your Establishment as a Restaurant (above) for more details.
2. Be aware that liquor can only be served during hours listed on the face of Liquor License **and** when the kitchen is open and in full operation
3. Be advised that the Liquor Inspector requires the presence of food service at each inspection
4. Note, the food to liquor ratio must always support; "Food is your primary purpose" – throughout all hours of liquor service
5. Ensure that your business does not **shift it's focus**, from a Food Primary establishment to a Liquor Primary establishment at any point of the business day
6. Ensure staff are supported, to turn away guests who do not wish to eat food and only wish to drink liquor
7. Customers are allowed to walk/stand, however, they must have a designated seat – to enable them to eat a meal
8. Ensure staff/owner are trained and able to produce timed receipts for any table, to support food and liquor sales at any given time, if requested by a Liquor Inspector or the Police
9. Door staff to maintain accurate counts of customers - In and Out of premises
10. Door count **MUST** include all interior staff working for each business day
11. Licensee must ensure staff does not drink any liquor while working. (See Employee Conduct, Liquor Consumption [above] for staff conduct when not working)
12. Licensee must ensure that customers do not dance. Unless, licensee has applied and received that appropriate approvals to permit dancing from the City of Vancouver and LCLB.

I have read the items listed by the liquor inspector and will commit to all of the items listed

Other:

Inspector Name: Mark Lavallee

Inspector Signature:

Licensee Name:

Licensee Signature: _____

Barry Pierce
Paul Roberts
Sebastian Greer

Bary Peters



Liquor Control and Licensing Branch
Liquor Control and Licensing Act

FOOD PRIMARY LICENCE

Establishment Name: Johnnie Fox's Irish Snug
Licence Name: **Johnnie Fox's Irish Snug**
Mailing Address: c/o 1029 Granville Street
Vancouver, BC V6Z 1L4

Licence Number
301324
Expiry Date
January 31, 2014

Location Address: 1033 Granville Street
VANCOUVER, BC V6Z 1L4

Issued to: 641486 B.C. Ltd.

Third Party Operator: N/A

Hours of Sale:

	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
Open	9:00 AM	9:00 AM	9:00 AM	9:00 AM	9:00 AM	9:00 AM	9:00 AM
Close	1:00 AM	1:00 AM	1:00 AM	1:00 AM	2:00 AM	2:00 AM	1:00 AM

Capacity: Person01 54

TERMS AND CONDITIONS

- For the sale and consumption of all types of liquor in establishments with a primary focus on the service of food.
- The terms and conditions to which this licence is subject include the terms and conditions contained in the publication 'Guide for Liquor Licensees in British Columbia' as that publication is amended from time to time.
- Liquor may only be sold, served and consumed within the areas outlined in red on the official plan, unless otherwise endorsed or approved by the LCLB.

Local Government: VANCOUVER (CITY OF)
LDB Addresses: BUTE STREET-VANCOUVER GLS #94
CROSSROADS GLS #177
CENTRAL LICENSEE VANCOUVER

January 10, 2013

Printed Date

General Manager



LIQUOR CONTROL AND LICENSING BRANCH

LIQUOR LICENCE

\$5000 PENALTY

For Violation(s) of the *Liquor Control and Licensing Act*

By Order of the General Manager
Liquor Control and Licensing Branch

Sign to be displayed from August 3 to August 6, 2013, inclusive.

May 1, 2013

641486 B.C. Ltd.
c/o Greer, William A.
c/o 1029 Granville Street
Vancouver, BC V6Z 1L4

Dear Licensee:

**Re: Johnnie Fox's Irish Snug, 1033 Granville Street, Vancouver BC
Food Primary No. 301324**

Case: EH13-080

As you are aware, the Branch has recently issued the Notice of Enforcement Action enclosed. A telephone prehearing conference has been scheduled in order to:

- Discuss the allegations contained in the Notice of Enforcement Action and explain the Branch enforcement process
- Discuss the licensee's response to the Notice of Enforcement Action and the allegations and proposed penalty
- Determine if an enforcement hearing is required and, if so, dates for the hearing
- Identify the issues that will be the focus of the hearing as well as identify and discuss the evidence that the licensee and the branch will present. This includes identifying who will be called to testify as a witness
- Arrange for the licensee and the branch advocate to exchange copies of documents or other evidence that will be introduced into evidence at the enforcement hearing

Heather Stewart, the Branch's Registrar of Enforcement Hearings, will conduct the prehearing conference by way of a telephone conference call. Peter Mior, the Branch Advocate, will also participate. The prehearing conference will take place on:

Thursday, May 23, 2013 at 11:00 a.m. To participate in the prehearing conference please call **1-877-353-9184** at the scheduled time and when prompted to do so enter the **conference ID number 2853519#**

Waiver

A prehearing conference is not necessary if the licensee has signed a waiver and accepted the proposed penalty set out in the Notice of Enforcement Action. To make arrangements to sign a waiver, please contact the inspector whose name and number appears in the Notice of Enforcement Action.

Licensee Representative

We require your *written* consent in advance of the prehearing conference if you wish to have someone else represent you and speak on your behalf. Please choose a representative who is available for the date of the prehearing conference. In general, the fact that your representative is unavailable on the date of the prehearing conference is not considered justification for rescheduling.

Rescheduling

The prehearing conference will only be postponed in exceptional circumstances. A request for rescheduling must be received prior to the prehearing conference and must be in writing with reasons for the request and proposed alternative dates. The Branch's Registrar of Enforcement Hearings will make the decision.

Failure to Attend Pre-Hearing Conference

If the licensee fails to participate in the prehearing conference, the licensee may lose its opportunity for an oral hearing. When that is the case, the licensee will be given an opportunity to provide a written submission before the Branch's General Manager makes a decision on the enforcement action proposed in the Notice of Enforcement Action.

Additional Background

A fact sheet outlining the Branch's enforcement process is enclosed. Further information regarding the Branch's enforcement process including the Enforcement Hearing Rules and Branch enforcement decisions can be found at http://www.pssg.gov.bc.ca/lclb/comp_enforce/search.htm.

If you have any questions or concerns regarding this matter, please feel free to contact me by phone (250) 952-7032 or facsimile (250) 952-7066. Thank you.

Yours truly,

Original signed by

Mandy Fisher
Case Management Administrator

cc: Heather Stewart, Registrar, Enforcement Hearings
Peter Mior, Branch Advocate

Attachments:

- Notice of Enforcement Action
- Enforcement Hearing Fact Sheet



June 12, 2013

Mr. George Fuller
General Manager's Delegate
c/o Liquor Control & Licensing Branch
PO Box 9292 Stn Prov Govt
Victoria, BC V8W 9J8

Dear Mr. Fuller:

Re: Johnnie Fox's Irish Snug, 1033 Granville Street, Vancouver BC
Food Primary No. 301324

Case: EH13-080

This matter is being referred to you, as delegate of the general manager, for a decision under section 20 of the *Liquor Control and Licensing Act*.

The branch's allegations and proposed penalty are set out in the NOEA dated April 24, 2013. The branch alleges that on April 6, 2013, the licensee contravened section 6(4) of the *Liquor Control and Licensing Regulation* (the "Regulation") by overcrowding beyond person capacity more than occupant load. The proposed enforcement action outlined in the NOEA is a \$5,000 monetary penalty. This proposed monetary penalty falls within the penalty range set out in item 15, Schedule 4 of the *Liquor Control and Licensing Regulation* (the "Regulation") for a first contravention of this type.

At the May 23, 2013 pre-hearing conference, the licensee admitted that the contravention occurred. The licensee said he was embarrassed by the contravention and working to resolve the problem. The licensee said that his business is small (54 seats) and he can't afford a \$5,000 monetary penalty. He was also opposed to a suspension penalty. After discussing the options, the licensee indicated that he wished to pursue a penalty-only hearing. Therefore, I have decided that the hearing regarding what penalty, if any, is warranted will take place by way of written submissions.

**Liquor Control and
Licensing Branch**

Mailing Address:
PO Box 9292 Stn Prov Govt
Victoria BC V8W 9J8
Telephone: 250 952-5787
Toll free: 1-866-209-2111
Facsimile: 250 952-7066

Location:
4th Floor, 3350 Douglas Street
Victoria BC

www.pssg.gov.bc.ca/lclb

Please find enclosed copies of the following evidence for your review and consideration:

1. The branch's submissions, including:
 - (i) Notice of Enforcement Action letter dated January 17, 2013
 - (ii) Handwritten notes of Inspector Lavallee
 - (iii) Handwritten notes of Inspector Clark
 - (iv) Handwritten notes of Inspector Osie-Appiah
 - (v) Contravention Notice B005659
 - (vi) Food Primary Licence 301324
 - (vii) Red Lined Floor Plan
 - (viii) Food Primary Licence Terms and Conditions: A Guide for Liquor Licensees in British Columbia
 - (ix) Inspection Interview Sheet
 - (x) Legal Entity Summary
 - (xi) Compliance Meeting form dated September 6, 2006
 - (xii) Compliance Meeting form dated April 3, 2009
 - (xiii) Section 6 of the Regulations to the *Liquor Control and Licensing Act*

2. The licensee's written submission (1 page)

Please note that the branch advocate did not have a response to the licensee's submission. We look forward to your decision in due course.

Sincerely,



Heather Stewart
Registrar, Enforcement Hearings
encls.

cc: Mr. William Greer, licensee
Peter Mior, branch advocate



**DECISION OF THE
GENERAL MANAGER
LIQUOR CONTROL AND LICENCING BRANCH
IN THE MATTER OF
A hearing pursuant to Section 20 of
The Liquor Control and Licensing Act RSBC c. 267**

Licensee:	641486 B.C. Ltd. dba Johnnie Fox's Irish Snug 1033 Granville Street Vancouver, BC V6Z 1L4
Case:	EH13-080
For the Licensee:	William A. Greer
For the Branch:	Peter Mior
Enforcement Hearing Adjudicator	George C.E. Fuller
Date of Hearing:	Written Submissions
Date of Decision:	July 17, 2013

INTRODUCTION

The Corporate Licensee, 641486 B.C. Ltd., (the "Licensee") owns and operates an establishment known as Johnnie Fox's Irish Snug, at 1033 Granville Street, Vancouver, BC. The Licensee holds Food Primary Licence Number 301324 (the "Licence"). The authorized representative of the Licensee is William A. Greer.

According to the terms of its Licence, the Licensee may sell liquor from 9:00 am to 1:00 am, Sunday, Monday, Tuesday, Wednesday, Thursday and from 9:00 am to 2:00 am Friday and Saturday. The Licence is, as are all liquor Licences issued in the Province, subject to the terms and conditions contained in the publication "Guide for Liquor Licensees in British Columbia" (the "Guide").

ALLEGED CONTRAVENTION AND PROPOSED PENALTY

The Liquor Control and Licensing Branch's (the "Branch") allegations and proposed penalty are set out in the Notice of Enforcement Action (the "NOEA") dated April 24, 2013.

The Branch alleges that on April 6, 2013 the Licensee contravened Section 6(4) of the *Liquor Control and Licensing Regulation* (the "Regulation") by overcrowding beyond person capacity more than occupant load. The proposed enforcement action outlined in the NOEA is a \$5,000 monetary penalty. This proposed monetary penalty falls within the penalty range set out in item 15, Schedule 4, of the Regulation, for a first contravention of this type.

The Licensee does not dispute that the contravention occurred. However, it disputes the proposed penalty. The Branch and the Licensee agreed that the hearing would take place by way of written submissions.

RELEVANT STATUTORY PROVISIONS

Capacity

6(4) It is a term and condition of the Licence that there must not be, in the Licensed establishment at any one time, more persons than the person capacity under subsection (1) or (3).

ISSUES

1. Did the contravention occur?
2. If so, has the Licensee established a defence to the contravention?
3. If the contravention is proven, what penalty, if any, is appropriate?

EXHIBITS

The following documents were submitted and were considered:

- Exhibit 1 – the Branch's book of documents, Tabs 1 to 12 inclusive.
- Exhibit 2 – undated letter to the Branch from William Augustus Greer, the representative of the Licensee's establishment.

EVIDENCE – THE BRANCH

As previously noted, the Licensee does not dispute that the contravention occurred as alleged and, therefore, it is deemed to accept the facts as put forward by the Branch with respect to the issue of whether the contravention occurred. The Licensee has, however, made submissions in respect to the appropriateness and fairness of the penalty which the Branch has recommended. Accordingly, the evidence may be summarized as follows.

On April 6, 2013, Liquor Inspectors A and B, Regional Manager C and Regional Inspector D were working a night shift for the purpose of conducting routine inspections of both liquor primary and food primary establishments to determine whether they were complying with their respective Licences. At 11:00 pm Regional Manager C noted that the Licensee's establishment was extremely crowded and Inspector A concurred with that assessment. Inspector A then approached a male employee who was standing at the door and asked him if he knew what the count of patrons was inside the restaurant. This male informed Inspector A that he did not know what the count was. Inspectors A and B and Regional Inspector D then entered the establishment and all three conducted separate counts. The establishment was so crowded that Inspector A found it difficult to navigate through the crowd. It was not possible to move through the establishment without having to physically squeeze between standing patrons.

At the conclusion of the count, Inspector A counted 71 patrons, excluding staff and 73 with staff. Inspector B, who conducted his count by sight without a counter, noted 66 patrons, without any staff. Regional Manager C, who also conducted the count without a counter, counted 68 patrons, excluding staff. Upon the conclusion of the count, Regional Manager C spoke with the Licensee's manager and informed her that the establishment would be receiving a contravention notice for overcrowding beyond the person capacity. The counts which were conducted determined that the Licensee on this occasion exceeded its patron occupant load by at least 14 persons, or by 25%.

SUBMISSIONS – THE BRANCH

The Branch says that the elements of the contravention have been proven and that the recommended penalty is appropriate and necessary in order to ensure future voluntary compliance, by this Licensee, with respect to Section 6(4) of the Regulation.

The Branch further submits that licensees that exceed their capacity by overcrowding are operating contrary to the public interest. Specifically, they are operating contrary to the principles of public safety and community standards.

The issue of public safety is most apparent when the overcrowding exceeds the occupant load. Exiting from a building safely during a fire is difficult in a place where liquor is served, loud music is playing and lighting is dim. The public interest and community standards are also relevant to the contravention of overcrowding.

Finally the Branch submits that a penalty of \$5,000 is the minimum set penalty for a first contravention of overcrowding and this should be sufficient to bring the Licensee into voluntary compliance.

SUBMISSIONS – THE LICENSEE

The Licensee submits that, because the establishment operates on a small scale of 54 seats, that either a \$5,000 monetary penalty or a suspension could hurt the business beyond repair.

The Licensee submits that this type of contravention will not occur again as the offending manager has now been replaced.

The Licensee submits that it would prefer a maximum fine of \$1,500 which is substantial given the small scale of the Licensee's establishment. This reduced amount would be affordable and would be paid immediately.

ANALYSIS AND DECISION

Contravention

The Licensee has admitted to the contravention. Having considered all of the evidence and the submissions filed in these proceedings, I find that on April 6, 2013 the Licensee contravened Section 6(4) of the Regulation and the terms and conditions of its Licence by overcrowding beyond person capacity more that occupant load.

Due Diligence

The Licensee is entitled to a defence to the contravention, if it can be shown that it was duly diligent in taking reasonable steps to prevent the contravention from occurring.

The Licensee must not only establish the existence of procedures to identify and deal with the problems, it must ensure that those procedures are consistently acted upon and problems are dealt with accordingly.

In the instant case, although the Licensee has stated that it has taken measures to ensure that this contravention will not happen again, it has led no specific evidence as to what those measures are, except for the termination of the manager on duty. The post-contravention termination of the manager in this case does not establish that the Licensee took reasonable steps to prevent the contravention from occurring in the first place, and it does not show how the Licensee will prevent such incidents from occurring in the future.

In these circumstances, I have concluded that the Licensee is not entitled to the benefit of the defence of due diligence.

PENALTY

Pursuant to Section 20(2) of the Act, having found that the Licensee has contravened the Act, the Regulation or the terms and conditions of the Licence, I have discretion to order one or more of the following enforcement actions:

- Take no enforcement action
- Impose a suspension of the Liquor Licence for a period of time
- Cancel a Liquor Licence
- Impose terms and conditions to a Licence or rescind or amend existing terms and conditions
- Impose a monetary penalty
- Order a Licensee to transfer a Licence

Imposing any penalty is discretionary; however, if I find that either a Licence suspension or monetary penalty is warranted, I am bound by the minimums set out in Schedule 4 of the Regulation. I am not bound by the maximums and may impose higher penalties when it is in the public interest to do so. I am not bound to order the penalty proposed in the Notice of Enforcement Action.

The Branch's primary goal in bringing enforcement action and imposing penalties is to achieve voluntary compliance with the Act, the Regulation, and the terms and condition of the Licence. Among the factors that are considered in determining the appropriate penalty is whether there is a past history of warnings by the Branch and/or the police, the seriousness of the contravention, the threat to public safety and the well-being of the community.

Item 15 of Schedule 4 of the Regulation, sets out penalties for first contraventions of Section 6(4) of the Regulation, a licence suspension of four to seven days and/or a monetary penalty of between \$5,000 and \$7,000. The Branch has recommended a monetary penalty of \$5,000, which is the minimum monetary penalty for this particular contravention.

As previously noted, the Licensee has requested that the monetary penalty of \$5,000 be reduced to a monetary penalty of \$1,500, otherwise the business could be, “potentially, hurt beyond repair.” The Licensee has not, however, provided any cogent evidence in support of this supposition. At the very least, the Licensee should have provided documentation in the form of financial statements demonstrating that the Licensee's establishment was in dire financial straights, thus corroborating that the Licensee's fears were realistic. In the absence of such evidence, I am not prepared to grant the Licensee's request.

The Licensee here requested a “warning,” no penalty, or a \$1,500 monetary penalty. With respect to “no penalty” I have the discretion to make that order; however, in this case I have concluded that the penalty is necessary in order to bring this Licensee into compliance. With respect to the licensee's plea for a reduced monetary penalty to \$1,500, I would point out that under the Legislation I am bound to at least impose the minimum set out in the Regulation. Therefore, I am unable to order a \$1,500 monetary penalty due to the fact that the minimum stated in the Regulation is \$5,000.

The Licensee indicated in his written submissions that a licence suspension would be unacceptable as well, otherwise I might have been able to exercise my discretion to order a suspension instead of the monetary penalty. Furthermore, the Licensee did not provide any evidence to support the notion that a monetary penalty would cause undue hardship to the business. Having found that a penalty is warranted under the circumstances, a minimum monetary penalty that I am able to order is \$5,000.

ORDER

Pursuant to Section 20(2) of the Act, I order that the payment of \$5,000 by the Licensee to the General Manager of the Liquor Control and Licensing Branch on or before August 19, 2013.

Signs satisfactory to the General Manager showing that a monetary penalty has been imposed will be placed in a prominent location in the establishment by a Liquor Control and Licensing Branch Inspector, or a police officer.

Original signed by

George C.E. Fuller
Enforcement Hearing Adjudicator

Date: July 17, 2013

cc: Liquor Control and Licensing Branch, Vancouver Regional Office
Attn: Donna Lister, Regional Manager

Liquor Control and Licensing Branch, Vancouver Regional Office
Attn: Peter Mior, Branch Advocate

Establishment Compliance History

Establishment: Johnnie Fox's Irish Snug

Applicant: Private Corporation: 641486 B.C. Ltd.

Not Responsive

Apr 03, 2009 Compliance Meeting

Operating contrary to primary purpose - Food Primary, s. 20 Act, s. 11 Reg., s. s. 20 Act, s.11 Reg Completed

Feb 28, 2009 CN B000537

Operating contrary to primary purpose - Food Primary, s. 20 Act, s. 11 Reg. No enforcement recommended

Apr 06, 2013 CN B005659

Overcrowd beyond person capacity more than occupant load, s. 6(4) Reg. Proven, \$5000 fine

Operating contrary to primary purpose - Food Primary, s. 20 Act, s. 11 Reg. No enforcement recommended

Not Responsive

Processes

Assigned To	Status	Outcome	Scheduled		Actual	
			Start	Completed	Start	Completed
Not Responsive						
Conduct Routine Inspection						
Donna Lister; Marilyn Lowden Lic #301324 FP Establishment:Johnnie Fox's Irish Snug	Complete	No Contravention	Apr 12, 2007		Apr 12, 2007 08:29:57	
Conduct Routine Inspection						
Mark Lavallee Lic #301324 FP Establishment:Johnnie Fox's Irish Snug	Complete	Contravention(s) Identified	Mar 05, 2009		Mar 05, 2009 12:32:16	
Conduct Routine Inspection						
Marilyn Lowden Lic #301324 FP Establishment:Johnnie Fox's Irish Snug	Complete	No Contravention	Jul 05, 2009		Sep 01, 2009 10:12:25	
Conduct Routine Inspection						
Mark Lavallee Lic #301324 FP Establishment:Johnnie Fox's Irish Snug	Complete	No Contravention	Oct 01, 2009		Oct 14, 2010 06:44:00	
Conduct Routine Inspection						
Mark Lavallee; Bruce Clark Lic #301324 FP Establishment:Johnnie Fox's Irish Snug	Complete	No Contravention	Dec 21, 2010		Dec 21, 2010 09:21:35	
Conduct Routine Inspection						
Mark Lavallee; Bruce Clark Lic #301324 FP Establishment:Johnnie Fox's Irish Snug	Complete	No Contravention	Aug 22, 2011		Aug 22, 2011 07:00:04	
Conduct Routine Inspection						
Mark Lavallee Lic #301324 FP Establishment:Johnnie Fox's Irish Snug	Complete	No Contravention	Aug 22, 2011		Oct 03, 2011 09:42:07	
Conduct Routine Inspection						
Mark Lavallee Lic #301324 FP Establishment:Johnnie Fox's Irish Snug	Complete	No Contravention	Feb 17, 2012		Feb 17, 2012 11:52:43	
Conduct Routine Inspection						
Mark Lavallee Lic #301324 FP Establishment:Johnnie Fox's Irish Snug	Complete	No Contravention	May 28, 2012		May 28, 2012 09:02:00	
Conduct Routine Inspection						
Doug Dyck Lic #301324 FP Establishment:Johnnie Fox's Irish Snug	Complete	No Contravention	Jan 22, 2013		Jan 22, 2013 08:39:28	
Conduct Routine Inspection						
Mark Lavallee; Bruce Clark Lic #301324 FP Establishment:Johnnie Fox's Irish Snug	Complete	No Contravention	Feb 18, 2013		Feb 18, 2013 09:48:03	
Conduct Routine Inspection						
Mark Lavallee Lic #301324 FP Establishment:Johnnie Fox's Irish Snug	Complete	No Contravention	Feb 26, 2013		Feb 26, 2013 12:33:17	
Conduct Routine Inspection						
Mark Lavallee Lic #301324 FP Establishment:Johnnie Fox's Irish Snug	Complete	Contravention(s) Identified	Apr 12, 2013		Apr 12, 2013 11:56:39	

Job 003856143-002

Assigned To	Status	Outcome	Scheduled		Actual	
			Start	Completed	Start	Completed
Conduct Routine Inspection						
Doug Dyck	Complete	No Contravention	Apr 15, 2013		Apr 15, 2013 12:19:19	
Lic #301324 FP	Establishment:Johnnie Fox's Irish Snug					
Conduct Routine Inspection						
Mark Lavallee	Complete	No Contravention	Aug 08, 2013		Aug 08, 2013 08:31:01	
Lic #301324 FP	Establishment:Johnnie Fox's Irish Snug					
Conduct Routine Inspection						
Doug Dyck	Complete	No Contravention	Aug 18, 2013		Nov 13, 2013 11:28:20	
Lic #301324 FP	Establishment:Johnnie Fox's Irish Snug					
Conduct Routine Inspection						
Mark Lavallee	Complete	No Contravention	Nov 08, 2013		Dec 03, 2013 08:56:12	
Lic #301324 FP	Establishment:Johnnie Fox's Irish Snug					
Conduct Routine Inspection						
Mark Lavallee	Complete	No Contravention	Dec 22, 2013		Jan 13, 2014 07:30:58	
Lic #301324 FP	Establishment:Johnnie Fox's Irish Snug					
Conduct Routine Inspection						
Doug Dyck	Complete	No Contravention	Jan 20, 2014		Jan 20, 2014 12:10:36	
Lic #301324 FP	Establishment:Johnnie Fox's Irish Snug					
Conduct Routine Inspection						
Marilyn Lowden	Complete	No Contravention	Feb 19, 2014		Feb 19, 2014 12:46:23	
Lic #301324 FP	Establishment:Johnnie Fox's Irish Snug					
Conduct Routine Inspection						
Bruce Clark	Complete	No Contravention	Mar 15, 2014		Apr 02, 2014 09:28:26	
Lic #301324 FP	Establishment:Johnnie Fox's Irish Snug					

Notes

Job 003856143-017 (EH13-080)

Job Edit

C & E Contravention Notice Job 003856143-017 (EH13-080)

B005659 V6Z 1L4 VANCOUVER 1033 Granville Street

Status: Penalty Imposed

Created By: Sect 15

Date Created: Apr 12, 2013

Date Completed: Jul 26, 2013

Parent Job: 003856143-002

Specific Location: FP Lic #301324 Establishment: Johnnie Fox's Irish Snug

Details

Adjudicator	FULLER, GEORGE
Advocate	Peter Mior
CMA	Mandy Fisher
Contravention Notice Issued	Apr 12, 2013
Contravention Notice Number	B005659
Deputy General Manager, C & E	Bruce Edmundson
Enforcement Hearing	
Inspector	Mark Lavallee
Judicial Review Date	
Licence Contact Info:	
LPC #	
Notice Of Enforcement Action	Apr 24, 2013
Project ID	
Regional Manager...	Donna Lister
Waiver Received Date	
Written Decision	Jul 17, 2013

Notes

Alleged Contr.

Contravention: B005659 - Operating contrary to primary purpose - Food Primary, s. 20 Act, s. 11 Reg.
Enforcement Action Recommended: N

Contravention: B005659 - Overcrowd beyond person capacity more than occupant load, s. 6(4) Reg.
Enforcement Action Recommended: Y

Relevant T&Cs

Witnesses

Relationship: Branch Witness:
Contact Information 604-775-0240
Name Mark Lavallee
Position Inspector
Summary of Evidence conducted count, issued C.N. prepared NOEA

Relationship: Branch Witness:
Contact Information 604-775-0056
Name Bruce Clark
Position Regional Inspector
Summary of Evidence Conducted count

Relationship: Branch Witness:
Contact Information 604-775-0059
Name Edward Osei-Appiah
Position Inspector
Summary of Evidence conducted count

Processes

Assigned To	Status	Outcome	Scheduled		Actual	
			Start	Completed	Start	Completed
Decide Enforcement Action						
Mark Lavallee V6Z 1L4 VANCOUVER 1033 Granville Street	Complete	Both NEAR and NOEA	Apr 12, 2013			Apr 12, 2013 12:06:15
Prepare NEAR						
Mark Lavallee	Complete	NOEA As Well	Apr 12, 2013			Apr 22, 2013 07:30:15
Prepare NOEA						
Mark Lavallee	Complete	NOEA Prepared	Apr 12, 2013			Apr 22, 2013 07:29:43
Review NOEA						
Donna Lister; Bruce Clark	Complete	NOEA Approved	Apr 22, 2013			Apr 23, 2013 09:56:55
Send NOEA						
Mark Lavallee	Complete	NOEA Sent	Apr 23, 2013			Apr 24, 2013 11:08:28
Assign Advocate/Adjudicator or Combine NOEAs						
Mandy Fisher PHC May 23/13	Complete	Assignment Complete	Apr 24, 2013			May 27, 2013 12:10:41
Schedule Pre-Hearing Conference						
Mandy Fisher ROL sent May 27/13	Complete	Hearing Scheduled	May 27, 2013			Jun 12, 2013 12:59:25
Prepare Draft						
Mandy Fisher; Peter Mior	Complete	Hearing Brief Prepared	May 27, 2013			May 27, 2013 12:11:14
Document Pre-Hearing Outcome						
Mandy Fisher	Complete	Proceed with Hearing	Jun 12, 2013			Jun 12, 2013 13:01:22
Schedule Hearing						
Mandy Fisher	Complete	Hearing Scheduled	Jun 12, 2013			Jun 12, 2013 13:01:28
Document Hearing Outcome						
Mandy Fisher Written Submissions [G. Fuller]	Complete	Proceed with Enforcement	Jun 12, 2013			Jul 17, 2013 14:30:31
Generate Penalty Letter						
Mandy Fisher	Complete	Penalty Imposed	Jul 17, 2013			Jul 22, 2013 09:00:25
Notify Inspector						
Mark Lavallee	Complete	Noted	Jul 22, 2013			Jul 23, 2013 06:56:37
Notification of Penalty - Monetary						
Jan Evans; Lynda Norman; Scott McI DO NOT RENEW Monetary Penalty of \$5000.00 due by August 19th, 2013. sm	Complete	Noted	Jul 22, 2013			Jul 22, 2013 11:06:02
Complete Contravention Notice Job						
Mandy Fisher close job Aug 19/13 if \$ paid	Complete	Complete	Jul 22, 2013			Jul 26, 2013 08:17:21

Hearing Docs

Job 003856143-017 (EH13-080)

Lic Summary

Job	Type	Created	Issued	Completed	Status
Not Responsive					
003856143-007	Food Primary Renewal	Jan 03, 2007	Jan 14, 2008		Licence Renewed
Johnnie Fox's Irish Snug - 1033 Granville Street VANCOUVER, BC V6Z 1L4					
003856143-008	Food Primary Renewal	Jan 14, 2008	Dec 18, 2008		Licence Renewed
Johnnie Fox's Irish Snug - 1033 Granville Street VANCOUVER, BC V6Z 1L4					
003856143-009	Food Primary Renewal	Dec 18, 2008	Jan 06, 2010		Licence Renewed
Johnnie Fox's Irish Snug - 1033 Granville Street VANCOUVER, BC V6Z 1L4					
003856143-010	C & E Contravention Notice	Mar 05, 2009		Mar 05, 2009	No Enforcement Action
B000537 V6Z 1L4 VANCOUVER 1033 Granville Street					
003856143-011	Food Primary	Dec 23, 2009	Dec 31, 2009	Dec 31, 2009	Licence Change Approved
Hours - After Midnight (C3) Johnnie Fox's Irish Snug Private Corporation: 641486 B.C. Ltd.					
003856143-012	Food Primary	Dec 31, 2009	Dec 31, 2009	Dec 31, 2009	Licence Change Approved
Data Correction (C99) Johnnie Fox's Irish Snug Private Corporation: 641486 B.C. Ltd.					
003856143-013	Food Primary Renewal	Jan 06, 2010	Jan 06, 2011	Jan 06, 2011	Licence Renewed
Johnnie Fox's Irish Snug - 1033 Granville Street VANCOUVER, BC V6Z 1L4					
003856143-014	Food Primary Renewal	Jan 06, 2011	Jan 09, 2012	Jan 09, 2012	Licence Renewed
Johnnie Fox's Irish Snug - 1033 Granville Street VANCOUVER, BC V6Z 1L4					
003856143-015	Food Primary Renewal	Jan 09, 2012	Jan 10, 2013	Jan 10, 2013	Licence Renewed
Johnnie Fox's Irish Snug - 1033 Granville Street VANCOUVER, BC V6Z 1L4					
003856143-016	Food Primary Renewal	Jan 10, 2013	Jan 14, 2014	Jan 14, 2014	Licence Renewed
Johnnie Fox's Irish Snug - 1033 Granville Street VANCOUVER, BC V6Z 1L4					
003856143-017	C & E Contravention Notice	Apr 12, 2013	Jul 26, 2013	Jul 26, 2013	Penalty Imposed
B005659 V6Z 1L4 VANCOUVER 1033 Granville Street					
003856143-018	Food Primary Renewal	Jan 14, 2014			Initial
Johnnie Fox's Irish Snug - 1033 Granville Street VANCOUVER, BC V6Z 1L4					

Documents

Relationship:	Penalty Letter:
Created Date	2013-07-18
Document Description	Penalty Letter

Relationship:	NEAR Report (IND):
Created Date	2013/04/15 09:14:08
Document Description	

Creating Insp.

Conduct Routine Inspection: 0162275 - Lic #301324 FP Establishment:Johnnie Fox's Irish Snug

Details

Grid Related Objects

Processes

Assigned To	Status	Outcome	Scheduled		Actual	
			Start	Completed	Start	Completed
Not Responsive						
Conduct Routine Inspection						
Donna Lister; Marilyn Lowden Lic #301324 FP Establishment:Johnnie Fox's Irish Snug	Complete	No Contravention	Apr 12, 2007		Apr 12, 2007 08:29:57	
Conduct Routine Inspection						
Mark Lavallee Lic #301324 FP Establishment:Johnnie Fox's Irish Snug	Complete	Contravention(s) Identified	Mar 05, 2009		Mar 05, 2009 12:32:16	
Conduct Routine Inspection						
Marilyn Lowden Lic #301324 FP Establishment:Johnnie Fox's Irish Snug	Complete	No Contravention	Jul 05, 2009		Sep 01, 2009 10:12:25	
Conduct Routine Inspection						
Mark Lavallee Lic #301324 FP Establishment:Johnnie Fox's Irish Snug	Complete	No Contravention	Oct 01, 2009		Oct 14, 2010 06:44:00	
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Mark Lavallee; Bruce Clark Lic #301324 FP Establishment:Johnnie Fox's Irish Snug	Complete	No Contravention	Dec 21, 2010		Dec 21, 2010 09:21:35	
Conduct Routine Inspection						
Mark Lavallee; Bruce Clark Lic #301324 FP Establishment:Johnnie Fox's Irish Snug	Complete	No Contravention	Aug 22, 2011		Aug 22, 2011 07:00:04	
Conduct Routine Inspection						
Mark Lavallee Lic #301324 FP Establishment:Johnnie Fox's Irish Snug	Complete	No Contravention	Aug 22, 2011		Oct 03, 2011 09:42:07	
Conduct Routine Inspection						
Mark Lavallee Lic #301324 FP Establishment:Johnnie Fox's Irish Snug	Complete	No Contravention	Feb 17, 2012		Feb 17, 2012 11:52:43	
Conduct Routine Inspection						
Mark Lavallee Lic #301324 FP Establishment:Johnnie Fox's Irish Snug	Complete	No Contravention	May 28, 2012		May 28, 2012 09:02:00	
Conduct Routine Inspection						
Doug Dyck Lic #301324 FP Establishment:Johnnie Fox's Irish Snug	Complete	No Contravention	Jan 22, 2013		Jan 22, 2013 08:39:28	
Conduct Routine Inspection						
Mark Lavallee; Bruce Clark Lic #301324 FP Establishment:Johnnie Fox's Irish Snug	Complete	No Contravention	Feb 18, 2013		Feb 18, 2013 09:48:03	
Conduct Routine Inspection						
Mark Lavallee Lic #301324 FP Establishment:Johnnie Fox's Irish Snug	Complete	No Contravention	Feb 26, 2013		Feb 26, 2013 12:33:17	
Conduct Routine Inspection						
Mark Lavallee Lic #301324 FP Establishment:Johnnie Fox's Irish Snug	Complete	Contravention(s) Identified	Apr 12, 2013		Apr 12, 2013 11:56:39	

Job 003856143-002

Assigned To	Status	Outcome	Scheduled		Actual	
			Start	Completed	Start	Completed
Conduct Routine Inspection						
Doug Dyck	Complete	No Contravention	Apr 15, 2013		Apr 15, 2013 12:19:19	
Lic #301324 FP	Establishment:Johnnie Fox's Irish Snug					
Conduct Routine Inspection						
Mark Lavallee	Complete	No Contravention	Aug 08, 2013		Aug 08, 2013 08:31:01	
Lic #301324 FP	Establishment:Johnnie Fox's Irish Snug					
Conduct Routine Inspection						
Doug Dyck	Complete	No Contravention	Aug 18, 2013		Nov 13, 2013 11:28:20	
Lic #301324 FP	Establishment:Johnnie Fox's Irish Snug					
Conduct Routine Inspection						
Mark Lavallee	Complete	No Contravention	Nov 08, 2013		Dec 03, 2013 08:56:12	
Lic #301324 FP	Establishment:Johnnie Fox's Irish Snug					
Conduct Routine Inspection						
Mark Lavallee	Complete	No Contravention	Dec 22, 2013		Jan 13, 2014 07:30:58	
Lic #301324 FP	Establishment:Johnnie Fox's Irish Snug					
Conduct Routine Inspection						
Doug Dyck	Complete	No Contravention	Jan 20, 2014		Jan 20, 2014 12:10:36	
Lic #301324 FP	Establishment:Johnnie Fox's Irish Snug					
Conduct Routine Inspection						
Marilyn Lowden	Complete	No Contravention	Feb 19, 2014		Feb 19, 2014 12:46:23	
Lic #301324 FP	Establishment:Johnnie Fox's Irish Snug					
Conduct Routine Inspection						
Bruce Clark	Complete	No Contravention	Mar 15, 2014		Apr 02, 2014 09:28:26	
Lic #301324 FP	Establishment:Johnnie Fox's Irish Snug					

Notes