

Restriction on number of cannabis retail store licences that may be held

6 (1) In this section, "**significant shareholder**", in respect of a corporation, means a person who holds or beneficially owns, other than by way of security only, 20% or more of any class of shares of the corporation that confer the right to vote for the election of directors.

(1.1) For the purposes of section 26 (3.1) (a) and (b) of the Act, in respect of cannabis retail store licences, the prescribed number of licences is 8 licences.

(2) Subsections (4) and (5) prescribe criteria in respect of a cannabis retail store licence for the purposes of section 26 (2) (f) of the Act.

(3) Repealed. [B.C. Reg. 172/2021, App. s. 2 (d).]

(4) One or more corporations, referred to in paragraphs (a) to (c) as the licence-holding corporations, must not hold more than 8 cannabis retail store licences in any of the following situations:

(a) the same person is a significant shareholder in each of the licence-holding corporations;

(b) the same person is a significant shareholder in one or more corporations that are significant shareholders in each of the licence-holding corporations;

(c) the same person is a significant shareholder in one or more, but not all, of the licence-holding corporations, and each of the remaining licence-holding corporations has one or more significant shareholders that are corporations in which that person is a significant shareholder.

(5) A person must not, in the general manager's opinion, through an association, financial interest or family or other connection,

(a) likely have direct or indirect influence over licensees who hold more than 8 cannabis retail store licences,

(b) likely be able to affect, directly or indirectly, the activities carried out under more than 8 cannabis retail store licences, or

(c) have the influence referred to in paragraph (a) or the ability to affect activities referred to in paragraph (b) with respect to more than 8 cannabis retail store licences.

[am. B.C. Regs. 172/2021, App. s. 2; 199/2022, App. 2, s. 3.]

Application of section 6 to cannabis retail store licence

7 (1) It is a requirement of a cannabis retail store licence that, during the term of the licence, no person or group of related persons

(a) holds or has control over the licence and more than 7 other cannabis retail store licences, and

(b) has influence over the licensee and other licensees who together hold more than 8 cannabis retail store licences.

(2) It is a requirement of a cannabis retail store licence that, during the term of the licence, the criteria under section 6 (4) and (5) in respect of the licence continue to be met.

[en. B.C. Reg. 172/2021, App. s. 3; am. B.C. Reg. 199/2022, App. 2, s. 4.]