



ADMINISTRATION/FINANCE & PERSONNEL REPORT

To: Council

Meeting Date: May 28, 2024

Prepared by: Amy Harron
Deputy Clerk

Date Prepared: April 22, 2024

Subject: Lottery Licensing Officer Appointment

Recommendation:

That the Council of the Township of Wellesley approve by-law 24/2024 for the appointment of Amy Harron as the Lottery Licensing Officer for the Township of Wellesley.

Summary:

The AGCO Licensing Policy Manual states that Municipal councils have the authority to issue licences for most lottery events conducted in their communities. It is the responsibility of each municipality to appoint lottery licensing officers to review eligibility criteria, issue licenses and complete reporting requirements from applicants and to the AGCO.

Report:

The Alcohol and Gaming Commission of Ontario is responsible for regulating and overseeing licensed lottery events (such as bingo, raffles and the sale of break open tickets) conducted by eligible charitable and religious organizations to raise funds to support charitable purposes. As part of the AGCO's regulatory responsibilities in the charitable sector, the AGCO administers, in partnership with municipalities, the regulatory framework governing the issuance of charitable lottery licences.

The role of the Lottery Licensing Officer is a Statutory Officer position and is a function of the Clerk's Department. Staff are continuing to focus the Lottery Licensing Officer function within the Clerk's Department and to achieve this, it is requested that Council appoint the Deputy Clerk as an authorized Lottery Licensing Officer in addition to the Municipal Clerk.

Township Strategic Plan:

This initiative aligns with the Township of Wellesley's Healthy Communities and Environments strategic goal to maintain our community's healthy lifestyle and safe environment.

Financial Implications:

N/A

Other Department / Agency Comments:

N/A

Legal Considerations:

N/A

Attachment(s):

Draft Lottery Licensing Officer Appointment By-law

Approved By:

Rik Louwagie, Chief Administrative Officer

THE CORPORATION OF THE TOWNSHIP OF WELLESLEY

BY-LAW NO. X/2024

Being a By-law to Appoint Lottery Licensing Officer for the Township of Wellesley

WHEREAS Section 8 of the Municipal Act, S.O. 2001 c.25 provides in part that a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority;

AND WHEREAS the Township of Wellesley provides Lottery Licensing Services for the issuance of Lottery Licences to charitable organizations within the Township of Wellesley on behalf of the Alcohol and Gaming Commission of Ontario in accordance with the *Alcohol and Gaming Regulation and Public Protection Act 1996*;

AND WHEREAS pursuant to the *Alcohol and Gaming Regulation and Public Protection Act 1996* and to the Order-in-Council 1413/08 which provides that the Registrar of Alcohol and Gaming and municipal councils may issue lottery licences to charitable organizations. The AGCO and municipalities work together to ensure that the legal requirements, including terms and conditions to the licences, are complied with by lottery licensees and any gaming suppliers used by the charities. The Registrar has issued a Lottery Licensing Policy Manual which is used by municipal licensing officers to make decisions on eligibility for a lottery licence and for the use of proceeds, and for the types of lottery schemes for which a licence may be issued. The Registrar also issues "terms and conditions" for lottery licences, which may be supplemented by municipalities;

AND WHEREAS the Registrar has a general authority to issue lottery licences. In the case of lottery licensees in pooling bingo halls, the AGCO and the municipality are both involved in the issuing of the licences. In other situations, the municipality will issue most lottery licences for bingos not in a pooling bingo hall with a maximum prize board of \$5,500, break open tickets sold within the municipality, and raffles under \$50,000 in prizes. The Registrar issues licences for raffles more than \$50,000 in prizes, break open tickets to be sold regionally or province-wide, and certain "in conjunction with" games as part of a non-pooling bingo hall. These games include, for example, Super Jackpot bingo and break open tickets.

NOW THEREFORE the Council of the Corporation of the Township of Wellesley enacts as follows:

1. **THAT** the Deputy Clerk is hereby appointed as Lottery Licensing Officers for the Township of Wellesley.
2. **THAT** the Deputy Clerk shall exercise all the authority, powers and rights and shall perform all the duties and obligations which by statute or by-law are, or may be, conferred or imposed upon the Lottery Licensing Officer(s).
3. **THAT** this by-law shall come into force and take effect on the day of the final passing thereof.

Read a first and second time this 11th day of June, 2024.

Mayor Joe Nowak

Clerk, Grace Kosch

Read a third and final time and passed this 11th day of June, 2024

Mayor Joe Nowak

Clerk, Grace Kosch