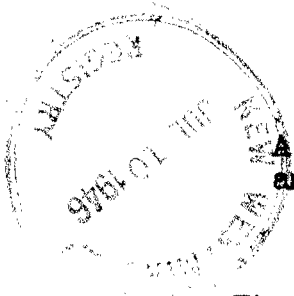


CORPORATION OF THE DISTRICT OF BURNABY

BY-LAW NO. 1914



A BY-LAW for licensing, regulating, classifying and prohibiting automatic vending machines.

The Corporation of the District of Burnaby, ENACTS as follows:

1. In this By-law unless the context otherwise provides:
  - (a) "Automatic Vending Machine" shall mean any automatic vending machine for the sale of confectionery, stationery, stamps, tobacco or goods of any kind, and also any automatic vending machine for the vending of amusements of any kind.
  - (b) "Chief of Police" shall mean the Chief of Police of the District of Burnaby.
  - (c) "License Inspector" shall mean the License Inspector of the District of Burnaby.
  - (d) "Year" shall mean and include any calendar year or any portion thereof.
  - (e) "Council" shall mean the Council of the District of Burnaby.

repealed by Bylaw No. 13678 given  
Final Adoption on 2016 Nov 21

2. No automatic vending machine shall be used, installed maintained or operated in the District of Burnaby until such automatic vending machine shall have been licensed, and the appropriate license fee duly paid, under this By-law.

3. Every person desirous of using, installing, maintaining or operating an automatic vending machine shall first apply to the License Inspector for a license therefor.

4. Each and every such application shall be made in writing in the form of the schedule attached to and forming part of this By-law, and with regard to the class of vending machine referred to in sub-paragraphs (c), (d) and (e), of Section 8 hereof shall set forth precisely the premises or place in or upon which the automatic vending machine is to be used, installed,

maintained or operated.

5. Every application shall be referred to the Chief of Police for his opinion thereon prior to a license being granted.

6. The License Inspector may, subject to an appeal to the Council, refuse to grant any application for a license.

7. The Council may in its discretion, prohibit the use, installation, maintenance or operation of any automatic vending machine of any particular class or in any particular location.

8. Every person using, installing, maintaining or operating an automatic vending machine within the Municipality of Burnaby shall obtain a license therefor, and pay in advance on the 1st day of January for each and every year a license fee according to the following scale:

- |  |         |
|--|---------|
| (a) For each automatic vending machine for the sale of Confectionery                 | \$ 5.00 |
| (b) For each automatic vending machine for the sale of Stationery                    | 5.00    |
| (c) For each automatic vending machine for the sale of tobacco, cigars or cigarettes | 5.00    |
| (d) For each automatic vending machine for the sale of any other goods of any kind   | 5.00    |
| (e) For each automatic vending machine for the vending of amusements of any kind     | 20.00   |

9. No person of less than 18 years of age shall operate or play, and no person shall suffer or permit any person of less than 18 years to operate or play, those automatic amusements vending machines commonly known as "Pinball machines" whether the same shall be licensed or not.

10. Any person who:-

- (a) uses, installs, maintains or operates as aforesaid any automatic vending machine which has not been licensed and the license fee paid therefor as required by this By-law; or
- (b) being a person of less than 18 years of age, shall operate or play any automatic vending machine of the type commonly known as a "Pinball machine", whether licensed or not; or

- (c) suffers or permits a person of less than 18 years of age to operate or play any automatic vending machine of the type commonly known as a "Pinball machine" whether licensed or not; or
- (d) has been guilty of any other infraction of this By-law;

shall upon conviction thereof before a Police Magistrate or any two Justices of the Peace or other magistrate or magistrates having jurisdiction in the Municipality of Burnaby, on the oath or affirmation of any credible witness, forfeit and pay at the discretion of the said Police Magistrate, Justices or other Magistrate or Magistrates convicting, a fine or penalty not exceeding the sum of \$250.00 and costs for each offence; and in default of payment thereof forthwith, it shall be lawful for such Police Magistrate, Justices or other Magistrate or Magistrates convicting as aforesaid to issue a warrant under his or their hand and seal to levy the said fine or penalty and costs or costs only, by distress and sale of the offenders goods and chattels; and in case of no distress or no sufficient distress found to satisfy the said fine or penalty, it shall and may be lawful for the Police Magistrate, Justices, or other Magistrate or Magistrates convicting as aforesaid, to commit the offender to the common gaol, or any lock-up house in, of or for the Municipality of the District of Burnaby for any period not exceeding two months (with or without hard labour) unless the said fine or penalty be sooner paid.

11. Upon the conviction of any person, persons, firm, corporation or partnership of any breach or infraction of this By-law, the Council may in its discretion revoke or suspend the license or licenses granted as aforesaid, and in any such case no part of the license fee paid by the licenses in respect of such license, licenses or agreement shall be refunded.

12. The following By-law are hereby repealed:

(a) Burnaby Automatic Vending Machine By-law 1934  
being By-law No. 1482.

(b) Burnaby Automatic Vending Machine By-law 1934

Amendment By-law 1938 being By-law No. 1617.

(c) Burnaby Automatic Vending Machine By-law 1934  
Amendment By-law No. 2, being By-law No. 1647

13. This By-law may be cited for all purposes as  
"BURNABY AUTOMATIC VENDING MACHINE BY-LAW, 1946."

DONE AND PASSED in Open Council on the Seventeenth (17th)  
day of June, A.D. 1946.

RECONSIDERED AND FINALLY PASSED on the Second (2nd) day  
of July, A.D. 1946.



*Garrison*

REEVE

*Charles B. Brown*

CLERK

I, Charles B. Brown, Clerk of the Corporation of the District of Burnaby do hereby certify the foregoing to be a true copy of a By-law passed by the Council for the Corporation of the District of Burnaby on the Second (2nd) day of July, A.D. 1946.

*Charles B. Brown*

CLERK.

CORPORATION OF THE DISTRICT OF BURNABY

"BURNABY AUTOMATIC VENDING MACHINE BY-LAW 1946"

License Inspector,  
Corporation of the District of Burnaby

Pursuant to the provisions of the "Burnaby Automatic Vending Machine By-law 1946" being By-law No. 1914 of the Corporation, I hereby make application for a license to maintain and operate the undernoted automatic vending machines.

	Class	No. of Machines
(a) Vending machines for sale of Confectionary		_____
(b) Vending machines for sale of Stationery		_____
(c) Vending machines for sale of tobacco, cigars or cigarettes		_____
(d) Vending machines for sale of any other goods		_____
(e) Automatic vending machine for the vending of amusements of any kind		_____

Name of applicant \_\_\_\_\_

Address \_\_\_\_\_

In the case of vending machines coming under classes (c), (d) and (e) attached is a list of the place or places in or upon which the automatic vending machine is to be used, installed, maintained or operated.

I enclose herewith remittance in the sum of \$ \_\_\_\_\_ covering the license for the year \_\_\_\_\_ for the above mentioned machines in conformity with the provisions of Section 8 of the said By-law as follows:

(a) _____ machines at	\$5.00 each	\$ _____
(b) _____ machines at	\$5.00 each	\$ _____
(c) _____ machines at	\$5.00 each	\$ _____
(d) _____ machines at	\$5.00 each	\$ _____
(e) _____ machines at	\$20.00 each	\$ _____

I hereby declare that the above statement of facts is correct and that I am of the full age of 21 years, and that if I am granted the

license applied for, I will comply with each and every obligation contained in all Laws and By-laws now in force, or hereafter to come into force, in the Municipality of Burnaby.

Dated at Burnaby, B.C. this \_\_\_\_\_ day of

\_\_\_\_\_ 19 .

\_\_\_\_\_  
Signature of applicant in full.

-----oOo-----

For departmental use only.

Approved this \_\_\_\_\_ day of \_\_\_\_\_ 19 .

License numbers issued \_\_\_\_\_

License Inspector.

Approved:

Officer i/c B.C. Police, Burnaby Detachment.

1313 1914  
CORPORATION OF THE DISTRICT  
OF BURNABY

BURNABY AUTOMATIC VENDING  
MACHINE BY-LAW 1946.



BY-LAW NO. 1914

DATED: JULY 2nd 1946.