
THE LIQUOR, GAMING AND CANNABIS CONTROL ACT
(C.C.S.M. c. L153)

Cannabis Regulation, amendment

Regulation 128/2021
Registered December 16, 2021

Manitoba Regulation 120/2018 amended

1 The Cannabis Regulation, Manitoba Regulation 120/2018, is amended by this regulation.

2 Subsection 1(1) is amended by adding the following definitions:

"**delivery licence**" means a licence issued under section 151.1 of the Act that authorizes the delivery of liquor and cannabis.

"**national carrier**" means a business such as Canada Post or a courier company that

(a) delivers a wide variety of goods for any person who wishes to use its services; and

(b) has multiple offices or distribution centres in Canada or in other countries.

3 Subsection 2.1(2) is amended by striking out "by a licensee to transport cannabis to the licensee or to deliver cannabis to customers of the licensee" and substituting "by the holder of a retail cannabis licence or a cannabis distributor licence to transport cannabis to the holder or to deliver cannabis to customers".

4 Section 21 is amended in the part before clause (a) by striking out everything after "that all cannabis" and substituting "is provided to a purchaser in the cannabis store or is given to a person who will be delivering it to the purchaser in a package that".

5 Section 22 is replaced with the following:

Maximum amount of cannabis in package for delivery

22 A licensee must not place more than 30 grams of dried cannabis, or an equivalent amount of one or more other classes of cannabis, in a single package for delivery to a customer.

6 The following is added after section 22 and before the centred heading that follows it:

Who may deliver cannabis to purchasers

22.1 A licensee must ensure that cannabis is delivered to purchasers by one of the following:

- (a) an employee of the licensee;
- (b) the holder of a delivery licence;
- (c) a national carrier.

Requirements when cannabis delivered by employees

22.2(1) If cannabis is delivered to a purchaser by an employee of the licensee, the licensee must ensure that the employee

- (a) does not open or tamper with any packages containing cannabis;
- (b) does not deliver cannabis to a person under 19 years of age or to a person who is or who appears to be intoxicated;
- (c) does not deliver cannabis to a person who appears to be under 19 years of age unless the person produces one of the authorized types of identification set out in subsection (2) that confirms that the person is 19 years of age or older; and
- (d) does not deliver cannabis to a person more than 30 minutes after the premises of the licensee are required to be closed under the Act.

22.2(2) A person who is required to produce identification under subsection (1) must produce one of the following types of identification that belongs to the person:

- (a) a valid passport;
- (b) a valid driver's licence;
- (c) a valid identification card issued by Manitoba Public Insurance;

(d) a valid Secure Certificate of Indian Status issued by the Government of Canada;

(e) two valid pieces of government-issued identification, with at least one piece of identification containing a photograph of the person.

Requirements when national carrier retained for deliveries

22.3 If a licensee uses a national carrier to deliver cannabis, the licensee must select a delivery method which ensures that the cannabis is personally delivered to the purchaser or that requires the purchaser to attend at the carrier's facility and present identification to pick up their order.

7 **Clauses 23(c) and 24(e) are amended by adding "or digital inventory code" after "universal product code (UPC)".**

8 **Subsection 29(1) is amended by striking out "A licensee" and substituting "Unless authorized by the executive director, a licensee".**

9 **Section 30 is replaced with the following:**

Information materials re cannabis

30 A licensee must ensure that written materials respecting cannabis that have been approved by the authority are available to customers at the cannabis store and are posted on any website operated by the licensee.

10 **Clauses 43(b) and 44(1)(f) are amended by adding "or digital inventory code" after "universal product code (UPC)".**

Coming into force

11 **This regulation comes into force on the same day that *The Liquor, Gaming and Cannabis Control Amendment Act (2)*, S.M. 2021, c. 51, comes into force.**

December 16, 2021 **Liquor, Gaming and Cannabis Authority of Manitoba:**

Stéphane D. Dorge
Acting Chair