

**BY-LAW 2009-240**

**A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND  
BY-LAW 2004-350, BEING A BY-LAW TO LICENSE AND REGULATE  
VARIOUS BUSINESSES**

**WHEREAS** the Council of The City of Greater Sudbury deems it desirable to amend By-Law 2004-350, as amended, being a By-Law to Licence and Regulate Various Businesses;

**NOW THEREFORE THE COUNCIL OF THE CITY OF GREATER SUDBURY  
HEREBY ENACTS AS FOLLOWS:**

1. By-law 2004-350 as amended, being a By-law of the City of Greater Sudbury to Licence and Regulate Various Businesses, is hereby further amended by inserting the following Part XIIA, Section 12A - immediately after Part XII, Section 12 and before Part XIII, Section 13:

**"PART XIIA**

**ITINERANT GOLD PURCHASERS: NON-MINING BUSINESSES**

**12A.(1)** In this Part

"gold" includes jewellery, coins or other items made in whole or in part of gold or a gold alloy, but does not include gold bars, gold ignots, gold dust, gold in an unrefined state, or gold- plated items where the gold content is less than 1 percent of the total weight of the item;

"purchase" includes purchase, exchange and acquire by any means, and "purchasing" and "purchased" has a like meaning; and

"purchase event" means an event held for the purpose or primarily for the purpose of purchasing gold from members of the public at large or from person or persons invited to the purchase event and whether it is intended that one or more than

one person attend or participate in the event and whether the event is for a single occasion or more than one occasion.

(2) No person shall purchase, offer to purchase or advertise to purchase gold by any means, unless such person is the holder of a licence issued under this Bylaw for such purpose.

(3) No person shall hold, sponsor, advertise or promote a gold purchase event unless such person holds a licence issued under this By-law for such purpose and in accordance with the terms of the licence and this By-law.

(4) Despite Subsection 12A(2), no Licence under this Part shall be required by:

- (a) a person purchasing gold from a person engaged in the business of selling gold such as a jeweller or a gold distributor;
- (b) a person acquiring gold pursuant to a licence under By-law 2004-354 as amended, being a Bylaw of the City of Greater Sudbury Respecting the Licensing, Regulating and Inspecting of Retailers of Second Hand Goods, Including Pawnbrokers and Salvage Yards; or
- (c) a person purchasing gold in the course of business in the mining trades, professions or business.

(5) The applicant for a licence pursuant to this Part shall, both before and after a licence is issued, produce such books, records or other documents or information as the Issuer of Licences may consider necessary to corroborate any of the statements contained in the application.

(6) The Issuer of Licences may refuse to issue a licence under this part, or having issued a licence under this part, may revoke same if:

- (a) any of the information set out in the application or statutory declaration of the applicant or owner is false;

- (b) the purchase event is advertised or conducted in any manner other than that described in the application or in any manner calculated to mislead or deceive the public;
  - (c) the purchase event is held in a location or conducted in any way in a manner contrary to the provisions of this By-law or contrary to any condition imposed in the licence;
  - (d) the applicant refuses to produce any books, documents, records or other information requested by the issuer of Licences in accordance with this By-law; or
  - (e) the applicant refuses to permit the Issuer of Licenses to inspect any premises or inspect or test any measuring or weighing or other devices used in the purchase of gold.
- (6) Where an applicant for a licence under this Part wishes to hold a purchase event at more than one site, a separate licence shall be required for each site.
- (7) Every licence issued pursuant to this Part shall expire 30 days after the date of issue.
- (8) Applicants for licenses shall ensure all advertising material distributed, displayed or published to promote a purchase event, including any radio or television broadcast, internet promotion, contains a statement that the purchase event is held under the authority of this By-law and shall state the number and expiry date of the licence issued for such purchase event under this By-law.
- (9) The licence for the purchase event shall be displayed in a clearly visible location on the premises where the purchase event is held.
- (10) No person-holding a purchase event shall fail to produce a licence when asked to do so by a police officer or a By-law Enforcement Officer.”



**Schedule A**  
**TO BY-LAW 2009-240**

**BEING SCHEDULE "A-1" TO BYLAW 2004-350**

**FEE PAYABLE**

Licence Type	admin fee	zoning check if applicable	fire check if applicable	building inspection if applicable	bylaw enforcement if applicable	total fee	search required
Gold Purchase Event	\$65	\$38.53	\$54.20	n/a	\$183.48 plus Criminal Record Check	\$341 (plus Criminal Record Check)	no