

NOTICE I AM EXEMPT

To operate a licensed business in Kelowna BC **you have certain duties vis-a-vis your patrons in the context of masking**

Business owners are required to ensure that people who come into their premises are masked, however **that's only half of the law. There are exceptions and exemptions** to the requirement to mask. Those **exceptions include** medical whether they be physical or psychological, physical problems with putting on a mask given physical disabilities and any of the grounds under the human rights code. There are religions and creeds that find it offensive to wear a mask when they're dealing with people.

If a patron says “I'm exempt” you are bound by law to honour that exemption and you have absolutely no right to demand proof. This is barred by the human rights code.

I'm a private business owner, it's private property, can't I make up my own rules because it's private ? The answer to that is no.

While the property and the business may be privately owned, it is licensed either under municipal or provincial regulations.

When you conduct business pursuant to license whether municipal or provincial, if you provide goods or service under a license and you're open to the public, that's an invitation for any member of the public to come in and buy your goods and services. Once you're licensed, your premises are an open invitation to the public. You are bound by all municipal laws and provincial laws that apply to your business whether it's privately owned or not.

You are bound by the masking laws and their exceptions.

You are bound by the human rights code. You can't just say it's my private property get lost if you don't mask - that's a contravention of the law and any contravention of the law **can see you charged under the provincial offenses act and sued** by your patron as a self-represented plaintiff.

Source
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BRITISH COLUMBIA

Province-wide restrictions By order and direction of the Provincial Health Officer (PHO), all events and social gatherings are suspended to significantly reduce COVID-19 transmission related to social interactions and travel. Last updated: November 25, 2020 The order is in effect from November 19, 2020 at midnight to December 7, 2020 at midnight. Mask requirements in public indoor settings. As outlined in the mask mandate order, **masks are required for everyone** in many public indoor settings. A face shield is not a substitute for a mask as it has an opening below the mouth.

There are exemptions for:

People with health conditions or with physical, cognitive or mental impairments who cannot wear one
People who cannot remove a mask on their own Children under the age of 12
<https://www2.gov.bc.ca/gov/content/safety/emergency-preparedness-response-recovery/covid-19-provincial-support/restrictions>

**Failure by you to comply
with the law of the Province of British Columbia
may result in a complaint with the BC Human Rights Tribunal**



Everything you need to Make a complaint There are two ways to file a complaint:

1.Fill out and submit the complaint online from a computer or smart phone.

2.Print a complaint form, fill it out, and send it to the Tribunal's email or office address

[http://www.bchrt.bc.ca/complaint-process/complain/file.htm?](http://www.bchrt.bc.ca/complaint-process/complain/file.htm?fbclid=IwAR1rW1fV3_n691fp6YGp8MBrqUlnXkT2OnuQ7qdoYSEtsn86pzfQipmcLqk)

[fbclid=IwAR1rW1fV3_n691fp6YGp8MBrqUlnXkT2OnuQ7qdoYSEtsn86pzfQipmcLqk](http://www.bchrt.bc.ca/complaint-process/complain/file.htm?fbclid=IwAR1rW1fV3_n691fp6YGp8MBrqUlnXkT2OnuQ7qdoYSEtsn86pzfQipmcLqk)

BC OFFENCE ACT

https://www.bclaws.ca/civix/document/id/complete/statreg/96338_01