

**APPENDIX K TO CH. 545
BUSINESS LICENSING THRESHOLDS**

[Added 2004-01-29 by By-law No. 117-2004⁹; amended 2004-06-24 by By-law No. 483-2004¹⁰; 2005-07-21 by By-law No. 671-2005¹¹]

As used in this Appendix, the following term shall have the meaning indicated:

CONVICTION — Without restricting the generality of the definition, includes any convictions registered against:

- A. The applicant, and where the applicant is a corporation or partnership, against any officers, directors or partners;
- B. Any other businesses of the applicant that are currently licensed or required to be licensed; and
- C. Any prior businesses of the applicant that were licensed or required to be licensed.

Group No. 1

Licences: Any business, trade or calling for which a vehicle and its driver are licensed or required to be licensed by the City under this chapter, and for which a licensee is required to hold a valid provincial driver's licence under this chapter.

1-A. The Municipal Licensing and Standards Division shall not issue or renew a licence and may recommend that the Toronto Licensing Tribunal not issue or renew a licence if, at the time of an application for a licence or renewal, an applicant has:

- (i) any restriction code 01 convictions;
- (ii) any restriction code 02 convictions within the last 10 years;
- (iii) any restriction code 03 convictions within the last five years;
- (iv) two or more restriction code 03 convictions within the last 10 years;
- (v) any restriction code 04 convictions within the last three years;
- (vi) two or more restriction code 04 convictions within the last five years;
- (vii) any restriction code 05 or 07 convictions within the last year;
- (viii) any restriction code 06 convictions within the last three years;

⁹ Editor's Note: This by-law provided that it comes into force 2004-07-01.

¹⁰ Editor's Note: This by-law provided that it comes into force 2004-07-01.

¹¹ Editor's Note: This by-law provided that it comes into force 2005-10-01.

TORONTO MUNICIPAL CODE
LICENSING

Appendix K – Schedule A
Offences and Corresponding Restriction Codes²²
[Amended 2008-01-30 by By-law No. 126-2008]

Criminal Code Offences	Description	Restriction Code
Explosives	Using, possession	04
Terrorism	Providing, collecting property; using, possessing property; providing, making available property	02
Firearms	Using in commission of offence, careless use, pointing, possession, acquisition without certificate, causing bodily harm with intent (firearm, air gun, or pistol)	04
Weapons	Possession, carrying, trafficking	04
Sexual offences (minors)	Interference, invitation, exploitation, procuring sexual activity (parent or guardian), permitting sexual activity (householder), corrupting children, luring a child, exposure, incest (with minor)	01
Sexual offences (against person other than minor)	Exploitation of persons with a disability, incest, indecent act, sexual assault	03
Major assault and sexual assault offences	Sexual assault with weapon, causing bodily harm, aggravated, assault with weapon, causing bodily harm	02
Bawdy houses	Keeping, transporting person to, procuring	05
Prostitution	Offences related to	05
Criminal negligence	Criminal negligence, causing death, causing bodily harm	04
Homicide	Homicide, manslaughter, infanticide, murder, attempt to commit, accessory	02
Noxious thing, poison	Administering to cause harm	04

²² Editor's Note: All Restriction Code 08 offences listed in this Appendix K, which were classified in this schedule under "City of Toronto Municipal Code Offences," were repealed 2008-01-30 by By-law No. 126-2008.

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Criminal Code Offences	Description	Restriction Code
Noxious thing, poison	Administering to annoy, to aggrieve	05
Traps	Setting	05
Operation of motor vehicle, vessels, or aircraft	Dangerous operation, failing to stop for police, failure to stop at scene of accident, operation while impaired, operation with more than 80 milligrams of alcohol in blood, driving while disqualified	06
Harassment, threats	Criminal harassment, uttering threats	04
Assault	Assault, of a peace officer	04
Confinement	Kidnapping, hostage taking, abduction	03
Hate propaganda	Advocating genocide, public incitement of hatred	03
Theft offences	All offences	04
Forgery offences	All offences	04
Robbery, extortion	All offences	03
Break and enter	Break and enter	04
Crime – possession of property	Possession of property obtained by crime	04
Fraud	Fraud offences, falsifying documents	04
Mischief	Mischief	05
Arson	All offences	04
Counterfeit money	Uttering, advertising, dealing	04
Proceeds of crime	Laundering	04
Indictable offence	Conspiracy to commit	05