



INTERPRETATION

“young person” means, for the purposes of sections 8, 9 and 12, an individual who is 12 years of age or older but under 18 years of age.

APPLICATION

The *Youth Criminal Justice Act* applies with respect to contraventions of provisions of this Act or of its regulations.

CRIMINAL ACTIVITIES

The following offences are extracted from the *Cannabis Act* and are prohibited unless authorized under the Act.

All the offences below are dual offences.

	Section	Description
POSSESSION Exemption: Medical Emergency (reference subs. 8.1(1) to (5))	8(1)(a)	Individual who is 18 years of age or older to possess, in a public place, cannabis of one or more classes of cannabis the total amount of which, as determined in accordance with Schedule 3, is equivalent to more than 30 g of dried cannabis
	8(1)(b)	Individual who is 18 years of age or older to possess any cannabis that they know is illicit cannabis
	8(1)(c)	Young person to possess cannabis of one or more classes of cannabis the total amount of which, as determined in accordance with Schedule 3, is equivalent to more than 5 g of dried cannabis
	8(1)(d)	Individual to possess, in a public place, one or more cannabis plants that are budding or flowering
	8(1)(e)	Individual to possess more than four cannabis plants that are not budding or flowering
	8(1)(f)	Organization to possess cannabis

DISTRIBUTION	Section	Description
	9(1)(a)(i)	Individual who is 18 years of age or older to distribute cannabis of one or more classes of cannabis the total amount of which is equivalent, as determined in accordance with Schedule 3, to more than 30 g of dried cannabis
	9(1)(a)(ii)	Individual who is 18 years of age or older to distribute cannabis to an individual who is under 18 years of age
	9(1)(a)(iii)	Individual who is 18 years of age or older to distribute cannabis to an organization
	9(1)(a)(iv)	Individual who is 18 years of age or older to distribute cannabis that they know is illicit cannabis
	9(1)(b)(i)	Young person to distribute cannabis of one or more classes of cannabis the total amount of which is equivalent, as determined in accordance with Schedule 3, to more than 5 g of dried cannabis
	9(1)(b)(ii)	Young person to distribute cannabis to an organization
	9(1)(c)(i)	Individual to distribute one or more cannabis plants that are budding or flowering
	9(1)(c)(ii)	Individual to distribute more than four cannabis plants that are not budding or flowering
	9(1)(d)	Organization to distribute cannabis
	Possession for purpose of distributing	
	9(2)	To possess cannabis for the purpose of distributing it contrary to subsection (1)

SELLING	Section	Description
	10(1)(a)	To sell cannabis, or any substance represented or held out to be cannabis, to an individual who is 18 years of age or older
	10(1)(b)	To sell cannabis, or any substance represented or held out to be cannabis, to an individual who is under 18 years of age
	10(1)(c)	To sell cannabis, or any substance represented or held out to be cannabis, to an organization
	Possession for purpose of selling	
10(2)	To possess cannabis for the purpose of selling it contrary to any of paragraphs (1)(a) to (c)	

IMPORTING AND EXPORTING	Section	Description
	11(1)	The importation or exportation of cannabis is prohibited
	Possession for purpose of exporting	
11(2)	To possess cannabis for the purpose of exporting it	

PRODUCTION	Section	Description
	12(1)(a)	To obtain or offer to obtain cannabis by any method or process, including by manufacturing, by synthesis or by using any means of altering the chemical or physical properties of cannabis
	12(1)(b)	To alter or offer to alter the chemical or physical properties of cannabis by the use of an organic solvent
	Cultivation, propagation and harvesting — 18 years of age or older	
	12(4)(a)	Individual who is 18 years of age or older to cultivate, propagate or harvest, or to offer to cultivate, propagate or harvest a cannabis plant that is from a seed or plant material that they know is illicit cannabis
	12(4)(b)	Individual who is 18 years of age or older to cultivate, propagate or harvest, or to offer to cultivate, propagate or harvest more than four cannabis plants at any one time in their dwelling-house
	Cultivation, propagation and harvesting — dwelling-house limit	
	12(5)	If two or more individuals who are 18 years of age or older are ordinarily resident in the same dwelling-house, it is prohibited for any of those individuals to cultivate, propagate or harvest any cannabis plants if doing so results in there being more than four such plants being cultivated, propagated or harvested at any one time in the dwelling-house
	Cultivation, propagation and harvesting — 18 years of age or older — without authorization	
	12(6)(a)	Individual who is 18 years of age or older to cultivate, propagate or harvest any cannabis plant at a place that is not their dwelling-house or to offer to do so
12(6)(b)	Individual who is 18 years of age or older to cultivate, propagate or harvest any living thing, other than a cannabis plant, from which cannabis may be extracted or otherwise obtained, or to offer to do so	
Cultivation, propagation and harvesting — young persons and organization		
12(7)	Young person or an organization to cultivate, propagate or harvest any cannabis plant or any other living thing from which cannabis may be extracted or otherwise obtained, or to offer to do any of those things	

ILLICIT DRUGS & YOUNG PERSON	Section	Description
	Possession and other activities related to the production or distribution of illicit cannabis	
	13(1)	To possess, produce, sell, distribute or import anything with the intention that it will be used to produce, sell or distribute illicit cannabis
	Use of young person	
14(1)	To use the services of, or to involve, a young person in the commission of an offence under subsection 9(1) or (2), 10(1) or (2), 11(1) or (2), 12(1), (4), (5), (6) or (7) or 13(1)	

ADDITIONAL FACTORS	Section	Description
	15(2)	<p>If an individual is convicted of a designated offence, the court imposing sentence on the individual must consider any relevant aggravating factors, including that the individual:</p> <ul style="list-style-type: none"> (a) in relation to the commission of the offence, <ul style="list-style-type: none"> (i) carried, used or threatened to use a weapon, (ii) used or threatened to use violence, or (iii) sold or distributed cannabis or possessed it for the purpose of sale or distribution, in or near a school, on or near school grounds, or in or near any other public place usually frequented by young persons; and (b) was previously convicted of a designated offence, as defined in subsection 2(1) of this Act, or a <i>designated substance offence</i>, as defined in subsection 2(1) of the <i>Controlled Drugs and Substances Act</i>.