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c 146 Employment Agencies Act

Ontario

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CHAPTER 146

The Employment Agencies Act

1. In this Act,Interpre-
tation

(a) "employment agency" means the business of procuring for a fee, reward or other remuneration,

(i) persons for employment, or

(ii) employment for persons,

and includes the business of counselling or testing persons for a fee, reward or other remuneration to assist them in securing employment;

(b) "licence" means a licence under this Act;

(c) "regulations" means the regulations made under this Act;

(d) "supervisor" means the supervisor of employment agencies. R.S.O. 1960, c. 121, s. 1.

2. No person shall carry on an employment agency unless licensed so to do by the supervisor. R.S.O. 1960, c. 121, s. 2.

Licence
required**3.** Where an applicant,Issue of
licence

(a) applies in the prescribed form;

(b) pays the prescribed fee;

(c) furnishes such security as is prescribed by the regulations; and

(d) complies with the qualifications prescribed by the regulations,

the supervisor, if satisfied that the applicant is worthy of public confidence, may issue a licence to the applicant to carry on an employment agency of the class described in the licence. R.S.O. 1960, c. 121, s. 3.

4. A licence expires on the 31st day of March next following its date of issue, unless it is sooner suspended or revoked. R.S.O. 1960, c. 121, s. 4.

Term of
licence

5. Where an employment agency is carried on in or from more than one place of business, a separate licence shall be obtained in respect of each place of business. R.S.O. 1960, c. 121, s. 5.

Branches,
etc.

Refusal to issue, suspension, etc.

6.—(1) The supervisor, after a hearing, may refuse to issue or may suspend or revoke a licence if satisfied that the applicant or licensee, as the case may be, is in breach of this Act or the regulations or for any other reason is not worthy of public confidence.

Notice of revocation, etc., of licence

(2) Where the supervisor refuses to issue or suspends or revokes a licence, he shall send notice of the refusal, suspension or revocation to the applicant or licensee, as the case may be, by registered mail addressed to him at his last known address.

Appeal

(3) If the applicant or licensee, as the case may be, is dissatisfied with the decision of the supervisor, he may, within ten days after receipt of the notice of the decision, apply to the judge of the county or district court of the county or district in which he intended to carry on or carried on business for an order reversing the decision of the supervisor.

Idem

(4) On an application under subsection 3, the judge shall hold a hearing upon such notice as he considers proper and, after hearing the applicant, the supervisor and any evidence either of them produces, he may dismiss the application if he is not satisfied that the applicant is worthy of public confidence or he may order the supervisor to issue or reinstate the licence if he is satisfied that the applicant is worthy of public confidence. R.S.O. 1960, c. 121, s. 6.

Display of licence

7. A licensee shall display his licence in a conspicuous place in the premises in which he carries on business. R.S.O. 1960, c. 121, s. 7.

Offence

8. Every person who contravenes any provision of this Act or the regulations is guilty of an offence and on summary conviction is liable to a fine of not less than \$10 and not more than \$500. R.S.O. 1960, c. 121, s. 8.

Regulations

9. The Lieutenant Governor in Council may make regulations,

- (a) prescribing the qualifications of applicants for licences;
- (b) classifying employment agencies;
- (c) prescribing the nature and amount of the security to be furnished by employment agencies or any class thereof;
- (d) limiting and prescribing the nature of the business that shall be carried on by employment agencies or any class thereof;
- (e) regulating and controlling the manner in which the business of employment agencies or any class thereof shall be carried on;

- (f) prescribing the records, books and accounts that shall be kept by employment agencies or any class thereof;
 - (g) prescribing the fee, reward or other remuneration that may be charged by employment agencies or any class thereof for their services;
 - (h) requiring, providing for and prescribing the annual or other returns that shall be made to the supervisor by employment agencies or any class thereof;
 - (i) fixing the fees to be paid for licences for employment agencies or any class thereof;
 - (j) providing for the inspection of employment agencies or any class thereof;
 - (k) prescribing forms and providing for their use;
 - (l) respecting any matter or thing necessary or advisable to carry out effectively the intent and purpose of this Act. R.S.O. 1960, c. 121, s. 9.
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