

1960

c 166 Government Contracts Hours and Wages Act

Ontario

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CHAPTER 166

The Government Contracts Hours and Wages Act

1. In this Act,

Interpre-
tation

- (a) "fair wages" means such wages as are generally accepted as current for competent workmen in the locality in which the work is being performed for the character or class of work in which such workmen are respectively engaged, but shall in all cases be such wages as are fair and reasonable;
- (b) "Government of Ontario" includes every department thereof and every commission or board created by any Act of the Legislature;
- (c) "Minister" means the Minister of Labour or such other member of the Executive Council as is for the time being charged with the administration of this Act;
- (d) "regulations" means the regulations made under this Act. R.S.O. 1950, c. 161, s. 1.

2.—(1) Every contract entered into with the Government of Ontario for the construction, remodelling, renewal, repair or demolition of any building or work is subject to the following conditions respecting wages and hours:

Government
contracts
for work
subject to
certain
conditions

1. All persons in the employ of the contractor, sub-contractor or any other person doing or contracting to do the whole or any part of the work contemplated by the contract shall during the continuance of the work be paid fair wages.
2. The working hours of persons while so employed shall not exceed eight hours per day or forty-four hours per week, except in such special cases as the Lieutenant Governor in Council otherwise provides, or except in such cases of emergency as are approved by the Minister.

(2) This section does not apply to the purchase of materials, supplies or equipment for use in the work contemplated under any contract of sale and purchase. R.S.O. 1950, c. 161, s. 2.

Exception

Wages and
hours where
Government
aid granted

3.—(1) Where a grant or payment of any public moneys of Ontario is authorized or made by way of contribution, subsidy, loan, advance or guarantee for or in aid of the construction, remodelling, renewal, repair or demolition of any building or work, whether the grant or payment is to be received by any municipal or other body or person whatever, the wages and hours of all workmen employed on the work shall be those set forth in subsection 1 of section 2.

Exception

(2) This section does not apply to the purchase of materials, supplies or equipment for use in the work contemplated under any contract of sale and purchase. R.S.O. 1950, c. 161, s. 3.

Offences.

4.—(1) Every contractor, subcontractor, municipal or other body and every person who is responsible, directly or indirectly, for the payment of wages, who contravenes any of the provisions of this Act or the regulations is guilty of an offence and on summary conviction is liable to a fine of not less than \$50 and not more than \$500.

Disposition
of fines

(2) The fines provided by this Act are payable to the Treasurer of Ontario. R.S.O. 1950, c. 161, s. 4.

Regulations

5. The Lieutenant Governor in Council may make regulations providing for,

- (a) the method of determining what are fair wages and the preparation and use of schedules of rates relating thereto;
- (b) rates of wages for overtime;
- (c) classification of employment or work;
- (d) the persons or classes of persons who may be employed in the performance of any work mentioned in this Act;
- (e) the publication and posting of wage schedules;
- (f) the payment of wages to employees in case of default by the contractor or other party charged with the payment and recovery thereof from the contractor or other party;
- (g) the keeping of proper books and records and the examination and inspection thereof;
- (h) the furnishing of such information as is required by the Minister to ensure compliance with this Act;
- (i) any matter necessary or advisable to carry out effectively the intent and purpose of this Act and the regulations. R.S.O. 1950, c. 161, s. 5.

6. This Act and the regulations shall be read and construed subject to *The Industrial Standards Act*, *The Minimum Wage Act* and *The Public and Other Works Wages Act* and any regulations and schedules made thereundre. R.S.O. 1950, c. 161, s. 6.

Act to be
subject to
provisions of
R.S.O. 1960,
cc. 186,
240, 328



