1960

c 51 Charitable Institutions Act

Ontario
CHAPTER 51

The Charitable Institutions Act

1. In this Act,

(a) "charitable institution" means a building maintained and operated by a charitable organization for persons requiring sheltered care;

(b) "charitable organization" means a corporation approved as such for the purposes of this Act;

(c) "hostel" means a charitable institution maintained and operated for the care of transient and homeless persons;

(d) "Minister" means the Minister of Public Welfare;

(e) "provincial supervisor" means a welfare institutions supervisor or a welfare institutions inspector and includes any person on the staff of the Department of Public Welfare who is designated as a provincial supervisor by the Minister;

(f) "regulations" means the regulations made under this Act. 1956, c. 6, s. 1; 1959, c. 14, s. 1.

2. This Act does not apply to a home or joint home under The Homes for the Aged Act, a private hospital under The Private Hospitals Act, or a sanatorium under The Sanatoria for Consumptives Act. 1956, c. 6, s. 2.

3. The Lieutenant Governor in Council may approve any corporation as a charitable organization for the purposes of this Act. 1956, c. 6, s. 3.

4.—(1) The Lieutenant Governor in Council may approve any building maintained and operated by a charitable organization as a charitable institution for the purposes of this Act.

(2) No charitable organization shall maintain or operate a building as a charitable institution until the building is approved under subsection 1. 1956, c. 6, s. 4.
5. No charitable organization shall change its name or the name of any charitable institution maintained and operated by it without the written approval of the Minister. 1956, c. 6, s. 5.

6. No by-law of a charitable organization with respect to a charitable institution has force or effect until it is approved by the Lieutenant Governor in Council. 1956, c. 6, s. 6.

7.—(1) No charitable organization shall erect a new building to be used as a charitable institution until the site and plans thereof are approved by the Minister and no charitable organization shall erect an addition to an existing building used or to be used as a charitable institution until the plans thereof are approved by the Minister. 1956, c. 6, s. 7 (1).

(2) When the site and plans of a new building or the plans of an addition to an existing building to be used as a charitable institution, other than a hostel, have been approved by the Minister under subsection 1, the Lieutenant Governor in Council may direct payment out of the moneys that are appropriated therefor by the Legislature to the charitable organization erecting the new building or the addition at the rate of $2,500 per bed or of an amount equal to 50 per cent of the cost thereof to the charitable organization, whichever is the lesser, to be computed in accordance with the regulations. 1959, c. 14, s. 2 (1), part.

(3) When the site and plans of a new building or the plans of an addition to an existing building to be used as a hostel have been approved by the Minister under subsection 1, the Lieutenant Governor in Council may direct payment out of the moneys that are appropriated therefor by the Legislature to the charitable organization erecting the new building or the addition at the rate of $1,500 per bed or of an amount equal to 30 per cent of the cost thereof to the charitable organization, whichever is the lesser, to be computed in accordance with the regulations, but no payment shall be made under this subsection unless the council of the municipality in which the new building or the addition is situated directs payment to the charitable organization erecting the new building or the addition at the rate of $2,500 per bed or of an amount equal to at least 20 per cent of the cost thereof to the charitable organization. 1959, c. 14, s. 2 (1), part, amended.

(4) Payments under subsection 2 or 3 may be made when the new building or the addition to an existing building is
completed and ready for occupancy or such payments may be
made from time to time during the construction thereof upon
such terms and conditions as the Lieutenant Governor in
Council prescribe. 1956, c. 6, s. 7 (3); 1959, c. 14, s. 2 (2).

8.—(1) No charitable organization shall purchase or other-
wise acquire any building to be used by it as a charitable
institution without the written approval of the Minister.
1956, c. 6, s. 8 (1).

(2) When the acquisition of a building to be used as a
charitable institution, other than a hostel, has been approved
by the Minister under subsection 1, the Lieutenant Governor
in Council may direct payment out of the moneys that are
appropriated therefor by the Legislature to the charitable
organization acquiring the building of an amount based upon
the total bed capacity of the building at the rate of $750
per bed or of an amount equal to 50 per cent of the cost of
the building to the charitable organization, whichever is the
lesser, to be computed in accordance with the regulations.
1956, c. 6, s. 8 (2); 1959, c. 14, s. 3 (1).

(3) When the acquisition of a building to be used as a
hostel has been approved by the Minister under subsection 1,
the Lieutenant Governor in Council may direct payment out
of the moneys that are appropriated therefor by the Legislature
to the charitable organization acquiring the building of an
amount based upon the total bed capacity of the building
at the rate of $450 per bed or of an amount equal to 30 per
cent of the cost of the building to the charitable organization,
whichever is the lesser, to be computed in accordance with
the regulations, but no payment shall be made under this
subsection unless the council of the municipality in which the
building is situated directs payment to the charitable organiza-
tion acquiring the building of an amount equal to at least 20
per cent of the cost thereof to the charitable organization.
1959, c. 14, s. 3 (2), amended.

9. No charitable organization that has received payment
of an amount under section 7 or 8 or a predecessor thereof
shall change the site, sell or otherwise dispose of any part
of, or structurally alter, any charitable institution without the
written approval of the Minister. 1956, c. 6, s. 9, amended.

10.—(1) There shall be paid out of the moneys that are
appropriated therefor by the Legislature to every charitable
organization operating a charitable institution that is specified
in the regulations as a children's institution an amount of
$8 per month for each person resident in the institution to be computed in accordance with the regulations. 1956, c. 6, s. 10; 1958, c. 10, s. 1 (1).

(2) There shall be paid out of the moneys that are appropriated therefor by the Legislature to every charitable organization operating a charitable institution that is specified in the regulations as an institution, other than a children's institution or a hostel, an amount equal to 75 per cent of the amount paid by the charitable organization for the maintenance of each person resident in the institution to be computed in accordance with the regulations. 1959, c. 14, s. 4.

11. A provincial supervisor shall inspect every charitable institution at least once a year, but he may inspect any charitable institution at any time. 1956, c. 6, s. 11.

12. Any approval given or deemed to have been given under this Act in respect of any charitable organization or charitable institution may be suspended by the Minister or revoked by the Lieutenant Governor in Council at any time. 1956, c. 6, s. 12.

13. The Lieutenant Governor in Council may make regulations,

(a) specifying charitable institutions for the purpose of any regulation;

(b) prescribing the kinds of persons that may be cared for in specified charitable institutions;

(c) prescribing the maximum amounts that charitable organizations may charge persons cared for in charitable institutions or specified charitable institutions;

(d) designating the medical services that shall be provided for persons cared for in charitable institutions;

(e) governing the qualifications and the powers and duties of the members of staffs of charitable institutions or of specified charitable institutions;

(f) prescribing rules governing charitable institutions or specified charitable institutions and the conduct and discipline of persons who are cared for therein and the staffs thereof;
(g) prescribing for the purposes of subsections 2 and 3 of section 7 the manner of computing the cost to charitable organizations of erecting new buildings or additions to existing buildings;

(h) prescribing for the purpose of subsection 4 of section 7 the terms and conditions under which payments may be made from time to time during the construction period;

(i) prescribing for the purpose of section 8 the manner of computing the cost to charitable organizations of acquiring buildings to be used as charitable institutions;

(j) prescribing for the purposes of subsections 1 and 2 of section 10 the manner of computing the amount of the grants payable thereunder;

(k) prescribing the records that shall be kept by charitable organizations and charitable institutions and the returns that shall be made to the Minister by charitable organizations with respect to charitable institutions;

(l) prescribing the powers and duties of provincial supervisors with respect to charitable organizations and charitable institutions;

(m) prescribing forms and providing for their use;

(n) respecting any matter necessary or advisable to carry out effectively the intent and purpose of this Act. 1956, c. 6, s. 13; 1958, c. 10, s. 2; 1959, c. 14, s. 5, amended.