

1960

c 402 Tourist Establishments Act

Ontario

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CHAPTER 402

The Tourist Establishments Act**1. In this Act,**Interpre-
tation

- (a) "Minister" means the Minister of Travel and Publicity;
- (b) "operator" means the owner or lessee of a tourist establishment or the resident manager or other person in charge thereof;
- (c) "regulations" means the regulations made under this Act; R.S.O. 1950, c. 393, s. 1, cls. (a-c).
- (d) "tourist establishment" means any premises operated for the accommodation of the travelling or vacationing public or at or from which equipment, supplies or services are furnished to the public in connection with angling, hunting or camping, but does not include,
- (i) a camp operated by a charitable organization within the meaning of *The Charitable Institutions Act*, or R.S.O. 1960,
c. 51
 - (ii) a summer camp within the meaning of the regulations made under *The Public Health Act*, or R.S.O. 1960,
c. 321
 - (iii) a club owned by its members and operated without profit or gain. 1960, c. 123, s. 1 (1).

2.—(1) The Lieutenant Governor in Council may make Regulations regulations,

- (a) classifying tourist establishments; R.S.O. 1950, c. 393, s. 2 (1), cl. (a); 1958, c. 114, s. 2 (1).
- (b) providing for permits to establish and for licences to operate tourist establishments and respecting the form, issue, renewal, transfer, refusal, suspension and cancellation of such permits and licences and prescribing the fees payable for such permits and licences and renewals thereof; 1960, c. 123, s. 2.
- (c) providing for inspection of tourist establishments and for designation by the Minister of officials and

employees of the Government as inspectors and, subject to the approval of the Minister, for designation by municipal councils or by local boards of health of municipalities of officials and employees of the council or local board of health, respectively, as inspectors and for prescribing the powers and duties of inspectors so designated;

- (d) prescribing ground plans for tourist establishments including specifications governing the relative positions of and distances between the component parts of such establishments;
- (e) prescribing specifications governing the construction and size of buildings and other structures comprising tourist establishments;
- (f) prescribing cubic space requirements in respect of living and sleeping accommodation in tourist establishments;
- (g) prescribing the fire prevention measures that shall be taken and the fire-fighting equipment that shall be maintained in tourist establishments;
- (h) governing and regulating the manner in which the grounds, buildings, equipment and other facilities of tourist establishments shall be maintained, including the cleaning, fumigating and sterilizing of any part thereof;
- (i) prescribing requirements for tourist establishments in respect of water-closets and other sanitary facilities, water supply, plumbing, ventilation, heating, lighting, electrical equipment, food handling, disposal of garbage and other waste and other matters pertaining to the health and welfare of persons accommodated;
- (j) prescribing the maximum number of tourist establishments for any designated area;
- (k) requiring operators to display notices or insignia indicating the class of establishment operated, and prescribing such notices or insignia;
- (l) requiring operators to maintain a register of the persons, motor vehicles and trailers accommodated, and requiring persons accommodated to register therein, and prescribing the information that shall be entered in the register by the operator and by the person accommodated;

- (m) prescribing rules to be observed by persons accommodated in tourist establishments;
- (n) requiring the operators of tourist establishments to keep posted in every room or building used for sleeping accommodation a notice specifying the rates charged for the room or building;
- (o) prescribing the minimum amount of furniture, bedding, linen, heating and lighting devices, electrical outlets, utensils, dishes, cutlery, floor covering, window covering and other fixtures, furnishings, appliances and equipment that shall be provided in tourist establishments;
- (p) respecting any matter necessary or advisable to carry out effectively the intent and purpose of this Act. R.S.O. 1950, c. 393, s. 2 (1), cls. (c-p).

(2) The Lieutenant Governor in Council may in respect of any regulation, ^{Application of regulations}

- (a) designate the classes of tourist establishments to which it shall apply;
- (b) designate the portions of Ontario within which it shall be in force;
- (c) provide that it shall apply only to tourist establishments established before or after a designated date. R.S.O. 1950, c. 393, s. 2 (2).

3. Any regulation made under clauses *d* to *i* of subsection 1 of section 2 shall be regarded as containing minimum requirements only and the council of any city, town, village or township or the board of trustees of any improvement district in which any such regulation is in force may pass by-laws prescribing further or additional requirements with regard to any of the matters mentioned in the regulation, and every such by-law applies to the tourist establishments in the municipality to which the regulation previously applied. R.S.O. 1950, c. 393, s. 3. ^{Powers of municipalities}

4. The council of every city and town shall provide for the inspection of the tourist establishments in the municipality and is responsible for the enforcement in the municipality of the regulations and any by-law passed under section 3 but nothing in this section precludes inspection and enforcement by any provincial inspector. R.S.O. 1950, c. 393, s. 4. ^{Responsibility for inspection}

5. Every municipal inspector shall make such reports respecting the tourist establishments in the municipality as the Minister may require. R.S.O. 1950, c. 393, s. 5. ^{Report to Minister}

Offence

6. Every person who contravenes any regulation or any by-law passed under section 3, is guilty of an offence and on summary conviction is liable to a fine of not more than \$100. R.S.O. 1950, c. 393, s. 6.

Application
of fine

7. Every fine imposed as the result of any proceeding instituted by a municipal inspector for a contravention of any regulation or of any by-law passed under section 3 is payable to the municipal corporation. R.S.O. 1950, c. 393, s. 7.
