

1937

c 236 Certified Public Accountants Act

Ontario

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Bibliographic Citation

Certified Public Accountants Act, RSO 1937, c 236

Repository Citation

Ontario (1937) "c 236 Certified Public Accountants Act," *Ontario: Revised Statutes*: Vol. 1937: Iss. 2, Article 95.

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CHAPTER 236.

The Certified Public Accountants Act.

Association
continued.

1. The Certified Public Accountants Association of Ontario, hereinafter called the "Association," is continued as a body politic and corporate. 1937, c. 72, s. 11.

Power to
hold land.

2. The Association may acquire, take and hold such real property as is actually required for its purposes and may sell, mortgage, lease or otherwise dispose of the same. 1926, c. 124, s. 3.

Objects.

3. The general objects of the Association shall be to furnish means and facilities by which its members may increase their knowledge, skill and proficiency in all things relating to the business or profession of an accountant or an auditor, and to hold such examinations and prescribe such tests of competency as may be deemed expedient to qualify for admission to membership, and to discipline any member guilty of any default or misconduct in the practice of his business or profession. 1926, c. 124, s. 4.

Power to
establish
lectures and
classes.

4. The Association may establish lectures and classes for students in accounts, or may enter into agreements with the governing body of any university or college in Ontario for the attendance of students in accounts at such lectures or classes in such university or college as may come within the course of subjects prescribed by the by-laws of the Association. 1926, c. 124, s. 5.

Benevolent
fund.

5. The Association may establish and administer a benevolent fund for the benefit of any members or the families of deceased members who may require financial assistance and for that purpose may make and receive contributions and donations. 1926, c. 124, s. 6.

Board of
governors.

6.—(1) The affairs and business of the Association shall be managed and controlled by a board of governors hereinafter called "the board" consisting of fifteen members. 1926, c. 124, s. 7 (1).

Term of
office.

(2) The members of the board shall hold office for such term as may be fixed by by-law. 1926, c. 124, s. 7 (3) *Amended*.

(3) When a vacancy occurs in the membership of the board from any cause, the board shall appoint some other member of the Association to fill the vacancy. Vacancies.

(4) The board shall elect from its members a president, a first and second vice-president and a secretary-treasurer. Officers.
1926, c. 124, s. 7 (4, 5).

7.—(1) The board may pass by-laws, which however shall not come into force until approved of at an annual general meeting of the Association or at a special meeting thereof called for the purpose of considering the same,— Power to pass by-laws.

- (a) to prescribe a curriculum and the courses of studies to be pursued by students in accounts and the subjects upon which students and candidates for admission as members shall be examined and for granting certificates to students and candidates who have successfully passed the examinations; Curriculum and courses of studies.
- (b) for the appointment of examiners for the purpose of ascertaining and reporting upon the qualifications of candidates for membership and students in accounts and for defining their duties and fixing their remuneration; Appointment of examiners.
- (c) regulating and governing the conduct of its members in the practice of their business or profession, including the suspension or expulsion of any member for misconduct or violation of the rules or by-laws of the association; Regulating conduct of members.
- (d) fixing the examination fees to be paid by candidates and the annual fees to be paid by members; Fees.
- (e) governing the election of members of the board and fixing the procedure to be adopted at meetings; and Procedure.
- (f) generally for the better carrying out of the purposes and objects of this Act. For other purposes.

(2) Any such by-law may be annulled by the Lieutenant-Governor in Council. Annulment. 1926, c. 124, s. 9.

8. Any person over twenty-one years of age and of good moral character, residing in Ontario, who has taken the course of studies prescribed by the board, upon making written application to the board before the holding of the examination for admission to membership and upon paying the prescribed examination fees shall have the right to try such examination. Right of persons to try examinations on application.
1926, c. 124, s. 10; 1936, c. 68, s. 4.

Who shall
be admitted
as members.

9. The following persons shall be admitted to membership,—

- (a) students in accounts and candidates who have passed the prescribed examination;
- (b) members of any incorporated association or body of accountants or auditors having similar objects and purposes, under such conditions as the board shall deem proper;
- (c) any person who has given notice in writing to the secretary-treasurer within three months after the 8th day of April, 1926, that he desires to become a member and who proves to the satisfaction of the board that he is over twenty-one years of age, of good moral character and that he resided in Ontario and had practised as an accountant or auditor in Ontario for not less than five years immediately preceding the 8th day of April, 1926, and in particular that he is qualified to be admitted as a member by reason of his educational status and his knowledge, proficiency, skill and experience in all matters relating to the business or profession of an accountant or auditor. 1926, c. 124, s. 11.

Right to
use name
"Certified
Public Ac-
countant."

10.—(1) Every member of the Association shall have the right to use the designation "Certified Public Accountant" and may also use after his name the initials "C.P.A." indicating that he is a "Certified Public Accountant," and no person shall be entitled to take or use the designation "Certified Public Accountant" or the initials "C.P.A.", or any name, title or description implying that he is a member of the Association unless he is a member in good standing and registered as such. 1926, c. 124, s. 12 (1); 1931, c. 143, s. 2; 1936, c. 68, s. 5.

Penalty.

(2) Any person who contravenes the provisions of subsection 1 shall incur a penalty not exceeding \$25 for each offence recoverable under *The Summary Convictions Act*.

Rev. Stat.
c. 136.

Application
of penalties.

(3) Every such penalty shall forthwith upon the recovery thereof be paid over by the convicting magistrate to the secretary-treasurer of the Association. 1926, c. 124, s. 12 (2, 3).

Register.

11. The secretary-treasurer shall keep a register in which shall be entered in alphabetical order the names of all members in good standing and those members only whose names are entered in the register shall be entitled to the privileges of membership, and such register shall at all times be open to inspection by any person free of charge. 1926, c. 124, s. 13.

12. Any profits derived from carrying on the affairs and business of the Association shall be devoted and applied solely in promoting and carrying out its objects and purposes and shall not be divided among its members. 1926, c. 124, s. 14.

Application
of profit.

13. The secretary-treasurer may be paid such salary as may be fixed by by-law of the Association. 1926, c. 124, s. 15.

Remunera-
tion of
secretary-
treasurer.

14. Nothing in this Act shall affect or interfere with the right of any person not a member of the Association to practise as an accountant or auditor in Ontario. 1926, c. 124, s. 16.

Right to
practise as
accountants
not affected.
