

1914

c 170 Stationary Engineers Act

Ontario

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CHAPTER 170.

An Act respecting The Board of Stationary
Engineers.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

- Short title. **1.** This Act may be cited as *The Stationary Engineers Act*.
1 Geo. V. c. 46, s. 1.
- Interpretation. **2.** In this Act,
- “Board.” (a) “Board” shall mean the Board of Examiners appointed as hereinafter provided;
- “Minister.” (b) “Minister” shall mean Minister of Agriculture;
- “Steam Plant.” (c) “Steam plant” shall mean and include a steam boiler, a boiler and a steam engine and every part thereof and thing connected therewith or used with reference to any such boiler or engine or under the care of an engineer. 1 Geo. V. c. 46, s. 2.
- Exception as to application of Act. **3.** Nothing in this Act shall apply to the operation of any steam plant having a capacity of less than fifty horse power, nor to steam heating plants operating at a pressure of twenty pounds or under, nor to the operation of a locomotive engine or a steamboat or steamship engine or a hoist at a mine or quarry. 1 Geo. V. c. 46, s. 3.
- Appointment of Board of Examiners. **4.** The Lieutenant-Governor in Council may appoint a Board of Examiners consisting of three competent and independent engineers practically conversant with the construction of boilers and the operation of steam plants, who shall hold office during pleasure and who, subject to the regulations mentioned in the next following section, shall prescribe the subjects in which candidates for certificates of qualification as stationary engineers shall be examined, and shall conduct or provide for and supervise the examination of candidates and report thereon to the Minister. 1 Geo. V. c. 46, s. 4.
- Government regulations. **5.** The Lieutenant-Governor in Council, upon the recommendation of the Minister, may make regulations for:
- Examinations and certificates. (a) the examination of candidates, the granting of certificates and the evidence to be furnished by can-

didates as to previous training or experience and sobriety and good character;

- (b) determining the time of duration of certificates and their renewal; Duration of certificates.
- (c) fixing the fees to be paid by candidates upon examination and for certificates and their renewal; Fees.
- (d) prescribing the causes for which a certificate may be revoked, cancelled or suspended; and for Prescribing causes for cancellation.
- (e) fixing the fees or other remuneration to be paid to the members and officers of the board. 1 Geo. V. c. 46, s. 5. Remuneration of Board and staff.

6. No person shall be eligible for examination unless he is a British subject or has resided in Canada for at least one year. 1 Geo. V. c. 46, s. 6. Candidate to be British subject or resident for one year.

7.—(1) On the recommendation of the Board, and on payment of the prescribed fees, the Minister may issue certificates of qualification to stationary engineers. Issue of certificates.

(2) Subject to the regulations a certificate may be revoked, cancelled or suspended by the Minister on the recommendation of the Board at any time. Cancelling certificates.

(3) Every stationary engineer shall, during the continuance of his certificate, register with the Board on or before the 1st day of February of each year on a form to be furnished by the Board, and any stationary engineer who fails to do so shall not continue in charge of a steam plant unless by special permission of the Board. 1 Geo. V. c. 46, s. 7. Annual registry.

8. A person who is not the holder of a certificate shall not operate or have charge of any steam plant, except in case of emergency when he may be employed in operating any steam plant for a period not exceeding thirty days at any one time. 1 Geo. V. c. 46, s. 8. Unqualified person not to act.

9. The Board, at its discretion, may grant a provisional certificate, to be good for a period not to exceed one year, to any person who holds a stationary engineer's certificate from the board of examiners or other duly constituted authority of any other Province of Canada. 1 Geo. V. c. 46, s. 9. Provisional certificate.

10. The certificates shall at all times be exposed to view in the engine or boiler room in which the holder thereof is employed, and failure to keep such certificate exposed shall be *prima facie* evidence of the lack of qualification under this Act. 1 Geo. V. c. 46, s. 10. Certificate to be exposed in engine room.

11. This Act shall not apply to firemen or other workmen acting under the personal direction and supervision of any engineer holding a certificate under this Act who is actually Firemen and other workmen not within Act.

in charge of a steam plant, or to the employees of engine builders or steam plant contractors engaged in installing, setting up or testing a boiler or steam plant. 1 Geo. V. c. 58, s. 11.

Appeal to
Minister.

12. Any person who deems himself aggrieved by the decision of the Board may appeal therefrom to the Minister, upon giving such notice as the Minister may prescribe, and the decision of the Minister shall be final. 1 Geo. V. c. 46, s. 12.

Report of
Board to
Minister.

13. The Board shall, on or before the 15th day of January in every year, make to the Minister a report in writing for the year ending on the 31st day of December of the previous year showing:

- (a) the number of certificates granted, and the persons to whom the same were granted;
- (b) the number of applications for certificates refused and the causes for refusal;
- (c) the number of certificates revoked, cancelled or suspended, and the causes for the same;
- (d) the amount of fees received from candidates or holders of certificates;
- (e) such other matters as may be directed by the Minister or the Lieutenant-Governor in Council. 1 Geo. V. c. 46, s. 13.

Inspection
by members
of Board.

14.—(1) Any member of the Board, on presentation of authority in writing signed by the Minister, may enter any premises wherein he has reason to believe there is a steam plant, and make such inspection as may be necessary to determine whether the provisions of this Act are being complied with.

Penalty for
obstructing
Board.

(2) Any person who interferes with or obstructs a member of the Board in the exercise of the powers conferred on him shall incur a penalty not exceeding \$100, recoverable under *The Ontario Summary Convictions Act*. 1 Geo. V. c. 46, s. 14.

Penalty for
operating
without
license.

Rev. Stat. c. 90.

15. Except as provided in section 8 every person who operates a steam plant as the engineer in charge thereof without the certificate required by this Act, and every person employing him or permitting him so to do, shall incur a penalty of not less than \$10 nor more than \$25 recoverable under *The Ontario Summary Convictions Act*. 1 Geo. V. c. 46, s. 15.

Factory In-
spector may
be appointed
to Board.
Rev. Stat.
c. 229.

16. An inspector appointed under *The Factory, Shop and Office Building Act* may be appointed a member of the Board, and it shall be the duty of the Inspectors of Factories to assist in the enforcement of this Act, to report to the Board any violation thereof, and to furnish to the Board such information as they may have as to the conduct and capability of any person holding or applying for a certificate. 1 Geo. V. c. 46, s. 16.