

Bill 3
Mr. Marz

BILL 3

2004

ARCHITECTS AMENDMENT ACT, 2004

(Assented to , 2004)

HER MAJESTY, by and with the advice and consent of the
Legislative Assembly of Alberta, enacts as follows:

Amends RSA 2000 cA-44

1 The *Architects Act* is amended by this Act.

2 Section 1 is amended

(a) by adding the following after clause (i):

(i.1) “licensed interior designer” means an individual who holds a registration certificate as a licensed interior designer under the *Interior Design Regulation* (AR 174/83);

(b) by adding the following after clause (o):

(o.1) “restricted practitioner” means an individual who holds a certificate of authorization under section 73;

3 Section 2(7) is repealed and the following is substituted:

(7) Subsection (1) does not apply to a licensed interior designer who is engaged in that portion of the practice of architecture that is defined as interior design in the regulations.

4 Section 8(1) is amended by striking out “and” at the end of clause (a) and by adding the following after clause (a):

- (a.1) one licensed interior designer who shall be elected by and from among licensed interior designers and registered architects at the time, in the manner and for the period provided for by the bylaws, and

5 Section 9(1)(t) is repealed and the following is substituted:

- (t) defining the practice of interior design for the purposes of this Act;
- (u) respecting the academic qualifications of and training requirements for applicants for registration as licensed interior designers;
- (v) establishing conditions respecting the registration of an applicant referred to in clause (u);
- (w) respecting the establishment by the Council of a compulsory continuing education program for licensed interior designers;
- (x) establishing and providing for the publication of a code of professional conduct respecting the practice of interior design for the purposes of this Act.

6 Section 11(2)(a) is amended by striking out “or” at the end of subclause (ii), adding “or” at the end of subclause (iii) and adding the following after subclause (iii):

- (iv) in the case of a restricted practitioner, in accordance with section 73,

7 The following is added after section 72:

Part 8 Restricted Practitioners

Certification as restricted practitioner

73(1) The Joint Board may recommend to the Council that a certificate of authorization be issued to an individual who is a professional engineer and who

- (a) has historically competently provided a service in the practice of architecture in Alberta, and
- (b) applied for the certificate before October 1, 1982.

(2) The term of a certificate of authorization issued under this section is one year from the date of issue of the certificate, and the certificate may, subject to the approval of the Council, be renewed for additional periods, each not exceeding one year, on payment of the fees prescribed in the bylaws.

(3) A certificate of authorization issued under this section is subject to this Act, the regulations and the bylaws.

(4) The Council may direct the Registrar to cancel the registration of a restricted practitioner who

- (a) is in default of payment of annual fees or any other fees, dues, costs or levies payable under this Act, the regulations or the bylaws, or
- (b) who is not a professional engineer in good standing under the *Engineering, Geological and Geophysical Professions Act*,

after the expiration of one month following the service on the restricted practitioner of a written notice that the Council intends to cancel the registration unless the restricted practitioner on whom the notice is served complies with the notice.

- (5) A notice under subsection (4) shall state that the Registrar may cancel the registration unless
- (a) the fees, dues, costs or levies are paid as indicated in the notice, and
 - (b) the restricted practitioner is a professional engineer in good standing under the *Engineering, Geological and Geophysical Professions Act*.
- (6) If the registration of a registered practitioner has been cancelled under this section, the restricted practitioner shall forthwith surrender to the Registrar the certificate of authorization and the stamp issued to the restricted practitioner.
- (7) The renewal of a certificate of authorization issued to a professional engineer who meets the criteria set out in subsection (1) on or after January 1, 2002 and before the coming into force of this section is deemed to have been issued under this section.

Explanatory Notes

1 Amends chapter A-44 of the Revised Statutes of Alberta 2000.

2 Definitions.

3 Section 2(7) presently reads:

(7) Subsection (1) does not apply to a member of a class of persons designated in the regulations who is engaged in interior design as defined in the regulations.

4 Section 8(1) presently reads:

8(1) The Council shall consist of

- (a) at least 9 registered architects or a greater number that may be prescribed by the bylaws, each of whom shall be elected by and from among registered architects, at the time, in the manner and for the period provided for by the bylaws, and*
- (b) when the number of elected registered architects does not exceed 10, one member of the public, or when the number of elected registered architects is more than 10 but not more than 20, two members of the public, who shall be appointed by the Minister after consultation with the Association for a one-year term of office.*

5 Regulation-making powers.

6 Section 11(2)(a) presently reads:

(2) The Registrar shall enter in the appropriate register the name of a person

- (a) whose registration to engage in the practice of architecture has been approved*

- (i) in the case of a registered architect, by the Registration Committee or, on review, the Council,*
- (ii) in the case of a visiting project architect or architects corporation, by the Council, or*
- (iii) in the case of a joint firm, by the Joint Board and the Council,*

7 Restricted practitioner.