

Bill No. 26 of 1941.

A BILL TO AMEND AND CONSOLIDATE THE  
ELECTRICAL PROTECTION ACT.

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NOTE.

This Bill amends and consolidates *The Electrical Protection Act*.

About a year ago by instructions of the Executive Council the administration of *The Electrical Protection Act* which has hitherto been administered by the Workmen's Compensation Board of this Province was transferred to the Department of Public Works.

This new Act is designed to enable the Department of Public Works to administer this Act. The Mechanical Superintendent of the Department of Public Works is also given the power to examine and control the licensing of electrical workmen.

W. S. GRAY,  
*Acting Legislative Counsel.*

*(This note does not form any part of the Bill and is offered merely as a partial explanation of some of its provisions.)*

# BILL

No. 26 of 1941.

An Act to amend and consolidate The Electrical  
Protection Act.

(Assented to \_\_\_\_\_, 1941.)

**H**IS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Alberta, enacts as follows:

1. This Act may be cited as "*The Electrical Protection Act, 1941.*"

2. In this Act unless the context otherwise requires,—

- (a) "Electrical equipment" includes plant machinery, equipment, appliances and devices of every kind and description which are used or intended to be used in the generation, transformation, transmission, distribution, delivery or use of electrical power or energy in the Province;
- (b) "Minister" means the Minister of Public Works.

3. The Minister of Public Works shall be charged with the administration of this Act.

4.—(1) Upon the recommendation of the Minister, the Lieutenant Governor in Council may from time to time by order make rules and regulations,—

- (a) prescribing the design, construction, installation, protection, use, maintenance, repair and extension of electrical equipment;
- (b) providing for the inspection and approval of all or any specified electrical equipment and prohibiting the use in Alberta of any such electrical equipment until the same has been so inspected and approved;
- (c) prohibiting the advertising, display, offering for sale or other disposal, and the sale or other disposal, publicly or privately in Alberta of any specified electrical equipment unless and until the same shall have been inspected and approved, and prescribing the precautions to be taken in the sale or other disposal of any such electrical equipment, and the warnings and instructions to be given to purchasers and others by means of advertisements, circulars or otherwise in order to prevent the use thereof in

such manner or under such conditions as may be likely to result in undue hazard to persons or property;

- (d) prescribing plans and specifications governing the design and construction of any specified electrical equipment and the amendment or alteration thereof and the manner in which the same shall be tested either before the same is sold or disposed of or used or at any other time;
- (e) as to the manner in which and the times at which the inspection, removal, alteration, repair, connection or disconnection of any electrical equipment shall be carried out and the measures to be taken in relation thereto for the purpose of protecting the public or workmen or property against injury or damage by any electrical equipment or by the installation, alteration, repair or operation thereof;
- (f) providing for the issuance of permits for the erection, installation or operation of any electric equipment, or certificates of approval of any electric equipment;
- (g) prescribing the fees to be paid for permits and for inspections, tests and approvals of any electrical equipment and of plans and specifications relating thereto and as to the time and manner in which such fees shall be paid;
- (h) providing for the collection of the prescribed fees;
- (i) providing for the examination of and the issue of certificates of proficiency to electrical workers and prohibiting any person from engaging in or following the occupation of electrical worker who is not the holder of a subsisting certificate of proficiency issued pursuant to this Act, and in particular, but without affecting the generality of the foregoing, the Lieutenant Governor in Council may from time to time,—
  - (i) appoint such examiners or boards of examiners consisting of such and so many persons as may be deemed advisable;
  - (ii) prescribe the nature, scope and extent of the examinations to be held and the conditions of admission to such examinations;
  - (iii) prescribe standards of proficiency to be attained by any person upon examination before the issuance to him of any certificate of proficiency under this Act;
  - (iv) provide for the issuance of certificates of proficiency;
  - (v) provide for the forms of certificates of proficiency and applications therefor and for the fees to be charged in respect thereof;
  - (vi) prescribe the division of certificates of proficiency into classes;

- (vii) prescribe the work which may be performed by members of each class and the places where and conditions under which such work may be performed;
- (j) providing for the posting up of any or all regulations made pursuant to this section or of notices relating thereto and the places and manner in which the same shall be posted up and the time or times during which the same shall be kept so posted up;
- (k) as to any other matter or thing, the doing of which is permitted by this Act or which has for its object the avoidance of danger to life and property by reason of the installation, repair or use of any electrical equipment or for which no specific provision is made by this Act for the purpose of carrying out the provisions of this Act according to the true intent thereof.

(2) All rules and regulations made pursuant to this section shall be published in *The Alberta Gazette* and shall have force upon such publication or at such later date as may be designated for that purpose.

(3) All such rules and regulations shall be laid upon the table of the House at the next ensuing session of the Legislative Assembly and shall, unless the same has been previously disapproved of, at the end of such session have the same force and validity as if the same had been expressly enacted as a part of this Act.

5. The Minister, with the approval of the Lieutenant Governor in Council, may appoint such inspectors, officers, clerks and servants as may be required for the administration of this Act and fix their remuneration and prescribe their duties.

6. In case any code of electrical rules has been promulgated by any association or body of persons and is available in printed form, the Lieutenant Governor in Council may upon the recommendation of the Minister, declare any such code to be in force either in whole or in part or with such variations as may be specified in the order, and upon publication in *The Alberta Gazette* of any such order, the rules thereby declared to be in force subject to such variations as may be specified in the order, shall take effect and have the same force as if the same were rules and regulations made pursuant to this Act upon the date upon which the order is so published or upon such later date as may be designated for that purpose.

7. Every inspector appointed under the authority of this Act may at any reasonable hour, enter upon, pass over or through any land, building, or premises for the purpose of performing any duty assigned to him under the authority of this Act.

**8.** Nothing in this Act or in any of the rules or regulations, plans, specifications or orders issued under the authority of this Act shall render any inspector or other person whilst acting in pursuance of this Act or any rule or regulation, liable for any injury, loss or damage caused to any person or property by reason of any defect in any electrical equipment or by reason of any order, or affect the liability of any municipal corporation or other corporation or any other person for any injury, loss or damage so caused, notwithstanding any inspection or test made or any certificate or permit issued under the provisions of this Act or of any rule or regulation thereunder.

**9.** No person shall authorize, hire, or employ any person who is not the holder of a subsisting certificate of proficiency under this Act to engage in or undertake any electrical work.

**10.—(1)** Every person who contravenes any provision of this Act or of any rule or regulation for the time being in force pursuant to any provision of this Act, shall be guilty of an offence and shall be liable on summary conviction therefor to a penalty of not more than two hundred dollars for each day during which such offence continues.

(2) Every municipality or other corporation and every other person who hinders, molests, disturbs or interferes with any inspector or other person in the performance of any duty or power imposed or conferred upon him by this Act shall be guilty of an offence and shall be liable on summary conviction therefor to a penalty of not less than ten dollars and not more than fifty dollars.

**11.** Notwithstanding the repeal of *The Electrical Protection Act* effected by this Act, all regulations made in pursuance of the repealed Act shall continue in force as if the same were regulations made pursuant to this Act, until such time as the same are annulled or other rules or regulations are made in pursuance of this Act in their stead: and any reference in such regulations to the Workmen's Compensation Board shall be deemed to be a reference to the Minister.

**12.** The following Acts are hereby repealed, namely: *The Electrical Protection Act*, being chapter 192 of the Revised Statutes of Alberta, 1922, and *The Electrical Energy Act*, being chapter 43 of the Statutes of Alberta, 1930.

**13.** This Act shall come into force on the day upon which it is assented to.

FIRST SESSION  
NINTH LEGISLATURE  
5 GEORGE VI  
1941

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**BILL**

An Act to amend and consolidate  
The Electrical Protection Act.

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Received and read the

First time.....

Second time.....

Third time.....

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HON. MR. FALLOW.

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EDMONTON:  
A. Shnitka, King's Printer  
1941