

Ontario
Gov't. P.





LEGISLATIVE ASSEMBLY OF ONTARIO

SECOND SESSION OF THE
TWENTY-SIXTH PARLIAMENT

BILLS

AS INTRODUCED IN THE HOUSE
TOGETHER WITH
REPRINTS AND THIRD READINGS

SESSION

NOVEMBER 22nd to DECEMBER 16th, 1960
and
JANUARY 24th to MARCH 29th, 1961

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SECOND SESSION, TWENTY-SIXTH PARLIAMENT

November 22nd to December 16th, 1960
and
January 24th to March 29th, 1961

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BILL 1

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to amend
The Regulations Revision Act, 1959**

MR. ROBERTS

EXPLANATORY NOTE

The amendment changes the manner in which a regulation in the Revised Regulations of Ontario, 1960 may be cited.

For example, a regulation may be cited as "R.R.O. 1960, Reg. 6" instead of "R.R.O. 1960, Regs. 6".

BILL 1

1960-61

**An Act to amend
The Regulations Revision Act, 1959**

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

1. Section 9 of *The Regulations Revision Act, 1959* is ^{1959, c. 90,} repealed and the following substituted therefor: _{s. 9,} _{re-enacted}

9. Regulations in the Revised Regulations of Ontario, 1960 may be cited and referred to as "Revised Regulations of Ontario, 1960, Regulation", or the abbreviation "R.R.O. 1960, Reg.", adding in each case the number of the particular regulation. ^{How regula-} ^{tions may} ^{be cited}

2. This Act comes into force on the day it receives Royal Assent. ^{Commence-} ^{ment}

3. This Act may be cited as *The Regulations Revision Amendment Act, 1960-61*. ^{Short title}

An Act to amend
The Regulations Revision Act, 1959

1st Reading

November 22nd, 1960

2nd Reading

3rd Reading

Mr. ROBERTS

BILL 1

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to amend
The Regulations Revision Act, 1959**

MR. ROBERTS

BILL 1

1960-61

**An Act to amend
The Regulations Revision Act, 1959**

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

1. Section 9 of *The Regulations Revision Act, 1959* is ^{1959, c. 90,} repealed and the following substituted therefor: _{s. 9,}
re-enacted

9. Regulations in the Revised Regulations of Ontario, 1960 may be cited and referred to as "Revised Regulations of Ontario, 1960, Regulation ",
or the abbreviation "R.R.O. 1960, Reg. ",
adding in each case the number of the particular regulation. How regulations may be cited

2. This Act comes into force on the day it receives Royal Assent. Commencement

3. This Act may be cited as *The Regulations Revision Amendment Act, 1960-61*. Short title

BILL 1

An Act to amend
The Regulations Revision Act, 1959

1st Reading

November 22nd, 1960

2nd Reading

December 2nd, 1960

3rd Reading

December 8th, 1960

MR. ROBERTS

BILL 2

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Absentees Act

MR. ROBERTS

EXPLANATORY NOTES

PART I

Section 8 is new. It is self-explanatory. It is designed to expedite the administration of the estates of absentees in the particular circumstances mentioned.

PART II

The amendment in Part I is to the Act now in force. The amendment in Part II is similar in substance but is to the Act as it will be in the Revised Statutes of Ontario, 1960.

BILL 2

1960-61

An Act to amend The Absentees Act

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

PART I

1. *The Absentees Act*, being chapter 2 of the Revised Statutes of Ontario, 1950, is amended by adding thereto the following section: R.S.O. 1950, c. 2, amended

8. Where a person who has had his usual place of residence or domicile out of Ontario and who has an interest in land in Ontario has been declared to be an absentee by a court of competent jurisdiction, the Supreme Court may by order, upon being satisfied that the person has disappeared, that his whereabouts is unknown and that there is no knowledge as to whether he is alive or dead, appoint a committee with such authority to manage, sell or otherwise deal with his interest in such land as in the opinion of the court is in his best interests and those of his family. Lands in Ontario of foreign absentee

PART II

2. *The Absentees Act*, being chapter 2 of the Revised Statutes of Ontario, 1960, is amended by adding thereto the following section: R.S.O. 1960, c. 2, amended

8. Where a person who has had his usual place of residence or domicile out of Ontario and who has an interest in land in Ontario has been declared to be an absentee by a court of competent jurisdiction, the Supreme Court may by order, upon being satisfied that the person has disappeared, that his whereabouts is unknown and that there is no knowledge as to whether he is alive or dead, appoint a committee with such authority to manage, sell or otherwise

deal with his interest in such land as in the opinion of the court is in his best interests and those of his family.

PART III

Part I,
commence-
ment and
repeal

3.—(1) Part I comes into force on the day this Act receives Royal Assent and is repealed on the day the Revised Statutes of Ontario, 1960 come into force.

Part II,
commence-
ment

(2) Part II comes into force on the day the Revised Statutes of Ontario, 1960 come into force.

Part III,
commence-
ment

(3) Part III comes into force on the day this Act receives Royal Assent.

Short title

4. This Act may be cited as *The Absentees Amendment Act, 1960-61*.

PART III

Self-explanatory.





An Act to amend The Absentees Act

1st Reading

November 23rd, 1960

2nd Reading

3rd Reading

MR. ROBERTS

BILL 2

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Absentees Act

MR. ROBERTS

(Reprinted as amended by the Committee of the Whole House)

EXPLANATORY NOTE

Section 8 is new. It is self-explanatory. It is designed to expedite the administration of the estates of absentees in the particular circumstances mentioned.

BILL 2



1960-61

An Act to amend The Absentees Act

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

1. *The Absentees Act* is amended by adding thereto the following section: R.S.O. 1960,
c. 2,
amended

8. Where a person who has had his usual place of residence or domicile out of Ontario and who has an interest in land in Ontario has been declared to be an absentee by a court of competent jurisdiction, the Supreme Court may by order, upon being satisfied that the person has disappeared, that his whereabouts is unknown and that there is no knowledge as to whether he is alive or dead, appoint a committee with such authority to manage, sell or otherwise deal with his interest in such land as in the opinion of the court is in his best interests and those of his family. Lands in
Ontario of
foreign
absentee

 2. This Act comes into force on the 1st day of January, 1961. Commence-
ment 

3. This Act may be cited as *The Absentees Amendment Act, 1960-61*. Short title

An Act to amend The Absentees Act

1st Reading

November 23rd, 1960

2nd Reading

December 2nd, 1960

3rd Reading

MR. ROBERTS

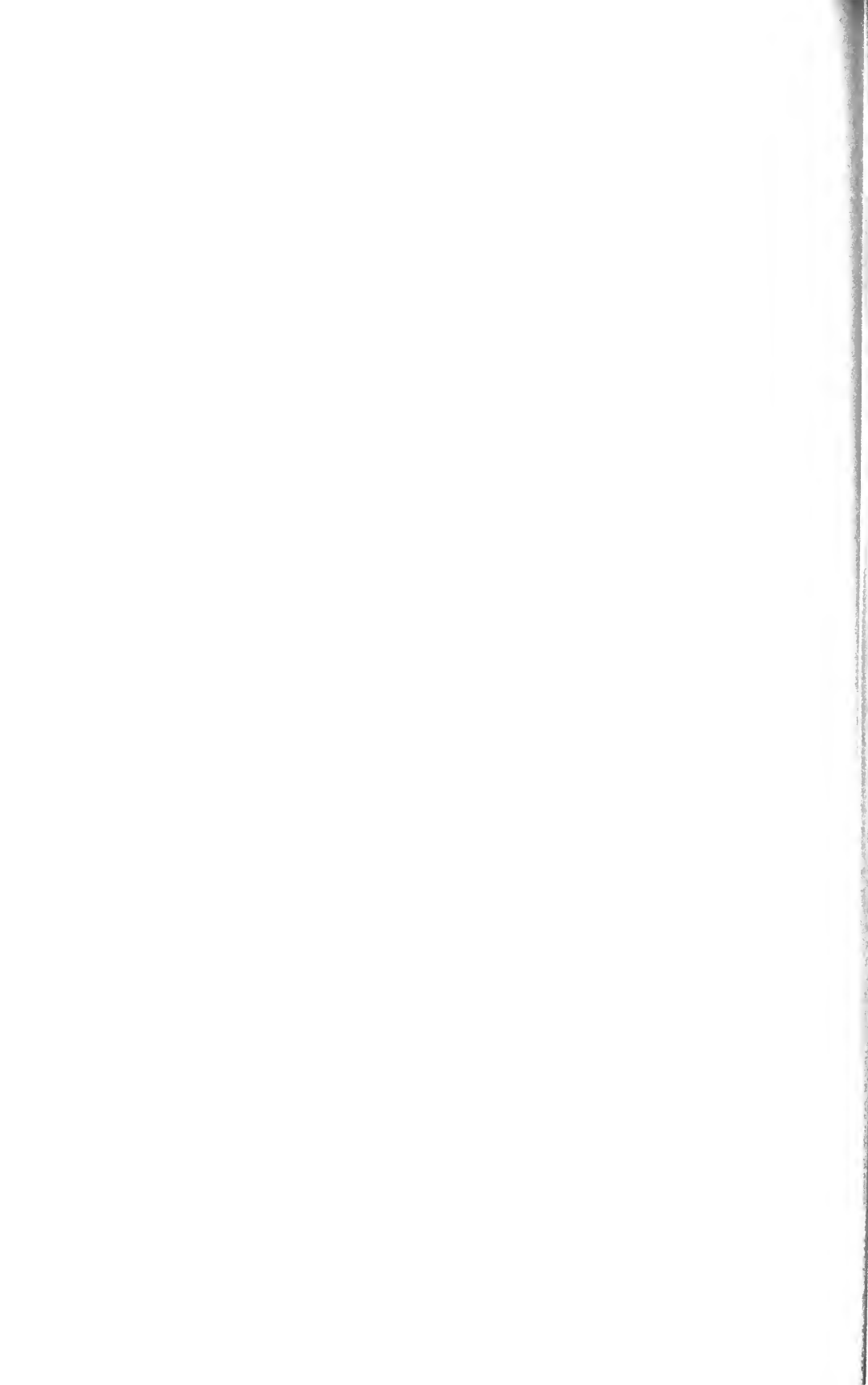
*(Reprinted as amended by the
Committee of the Whole House)*

BILL 2

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Absentees Act

MR. ROBERTS



BILL 2

1960-61

An Act to amend The Absentees Act

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

1. *The Absentees Act* is amended by adding thereto the following section: R.S.O. 1960,
c. 2,
amended

8. Where a person who has had his usual place of residence or domicile out of Ontario and who has an interest in land in Ontario has been declared to be an absentee by a court of competent jurisdiction, the Supreme Court may by order, upon being satisfied that the person has disappeared, that his whereabouts is unknown and that there is no knowledge as to whether he is alive or dead, appoint a committee with such authority to manage, sell or otherwise deal with his interest in such land as in the opinion of the court is in his best interests and those of his family. Lands in
Ontario of
foreign
absentee

2. This Act comes into force on the 1st day of January, 1961. Commence-
ment

3. This Act may be cited as *The Absentees Amendment Act, 1960-61*. Short title

An Act to amend The Absentees Act

1st Reading

November 23rd, 1960

2nd Reading

December 2nd, 1960

3rd Reading

December 15th, 1960

MR. ROBERTS

BILL 3

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Credit Unions Act, 1953

MR. ROBERTS

EXPLANATORY NOTES

PART I

SECTION 1 (1). The purpose of this amendment is to require applications for loans by employees who have authority to approve loans to be approved by the board of directors and the supervisory committee under section 27 (3).

SECTIONS 1 (2), 4, 6, 7, 8, 9 and 10. The office of registrar of credit unions is being abolished and his remaining duties are being transferred to the supervisor of credit unions. These amendments delete "registrar" from the Act and substitute "supervisor".

SECTION 2. These new provisions are designed to enable credit unions that suffer financial set-backs to continue in business. Impaired capital will only be withdrawable at its actual value and new capital deposits will be encouraged in that they will not have to share the burden of past losses.

BILL 3

1960-61

**An Act to amend
The Credit Unions Act, 1953**

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

PART I

1.—(1) Clause *e* of section 1 of *The Credit Unions Act, 1953*, c. 26, s. 1, cl. *e*, 1953, as re-enacted by subsection 1 of section 1 of *The Credit Unions Amendment Act, 1954*, is repealed and the following ^{(1954, c. 17, s. 1, subs. 1), re-enacted} substituted therefor:

(e) “officer” includes the treasurer, secretary, manager, assistant treasurer, assistant secretary, assistant manager and any employee who has authority to approve loans.

(2) Clause *h* of the said section 1 is repealed.

1953, c. 26,
s. 1, cl. *h*,
repealed.

2. Section 20 of *The Credit Unions Act, 1953*, as amended by section 5 of *The Credit Unions Amendment Act, 1954* and section 2 of *The Credit Unions Amendment Act, 1956*, is further amended by adding thereto the following subsections:

1953, c. 26,
s. 20,
amended

(4) Where the board of directors determines that the credit union has suffered an impairment of capital, the board may by resolution fix the proportion of money invested in shares that may be withdrawn, and, so long as any impairment of capital exists, may from time to time change the proportion that may be withdrawn. ^{Where capital impaired}

(5) After the passing of such a resolution, no member of the credit union is entitled to withdraw any portion of the money invested in shares in excess of the proportion specified in the resolution until the resolution has been revoked by the board, or to set ^{idem}

off against any debts owing by him to the credit union a greater proportion of the money invested in shares than is specified in the resolution.

Idem

- (6) No resolution passed under subsection 4 applies to money invested in shares after the date of the resolution.

1953, c. 26,
s. 29, subs. 1,
amended

3.—(1) Subsection 1 of section 29 of *The Credit Unions Act, 1953* is amended by adding at the commencement thereof "Subject to subsections 8 and 9", so that the subsection shall read as follows:

Credit
committees

- (1) Subject to subsections 8 and 9, every credit union shall at its first general meeting elect from its members a credit committee of at least three members, who shall not be members of the board of directors or the supervisory committee or officers of the credit union and who shall hold office for such term as the by-laws prescribe and until their successors are elected, but if the by-laws so provide the president shall be a member *ex officio* of the credit committee.

1953, c. 26,
s. 29, subs. 8
(1954, c. 17,
s. 11),
re-enacted

(2) Subsection 8 of the said section 29, as enacted by section 11 of *The Credit Unions Amendment Act, 1954*, is repealed and the following substituted therefor:

Subdelegation
of
power

- (8) A credit union may by by-law provide that the board of directors shall appoint one or more employees to perform all or such part of the duties of the credit committee as are specified in the by-law.

Idem

- (9) If the by-law provides that the person or persons so appointed shall perform all the duties of the credit committee, it shall provide that, as long as the by-law remains in force, it shall not be necessary to elect a credit committee as required by subsection 1 or that, as long as the by-law remains in force, the credit committee shall have only the powers of an advisory committee.

Maximum
loans

- (10) No loan that is greater than the maximum amount that may be loaned to a member as set out in the by-laws of the credit union shall be approved.

1953, c. 26,
s. 30
(1954, c. 17,
s. 12),
subs. 8,
amended

4.—(1) Subsection 8 of section 30 of *The Credit Unions Act, 1953*, as re-enacted by section 12 of *The Credit Unions Amendment Act, 1954*, is amended by striking out "registrar" in the eighth line and inserting in lieu thereof "supervisor".

SECTION 3. Credit unions that have a large loan business find it very difficult, if not impossible, to properly process applications for loans under section 29 of the present Act which provides for an elected and voluntary credit committee of members.

These amendments will enable all or any part of this work to be delegated to one or more employees of the credit union.

SECTION 5. The clause is re-enacted in order to exclude mortgage loans as investments by credit unions.

(2) Subsection 13 of the said section 30 is amended by striking out "registrar" in the fifth line and inserting in lieu thereof "supervisor". 1953, c. 26, s. 30 (1954, c. 17, s. 12), subs. 13, amended

5. Clause *a* of subsection 1 of section 33 of *The Credit Unions Act, 1953* is repealed and the following substituted therefor: 1953, c. 26, s. 33, subs. 1, cl. a, re-enacted

(a) in any investment that is authorized by *The Corporations Act, 1953* for the investment of funds of joint stock insurance companies other than the investments authorized by clauses *l* and *n* of subsection 2 of section 207 of that Act. 1953, c. 19

6. Clause *a* of subsection 1 of section 44 of *The Credit Unions Act, 1953* is amended by striking out "registrar" in the first line and inserting in lieu thereof "supervisor". 1953, c. 26, s. 44, subs. 1, cl. a, amended

7. Section 45 of *The Credit Unions Act, 1953*, as amended by section 16 of *The Credit Unions Amendment Act, 1954* and section 7 of *The Credit Unions Amendment Act, 1956*, is further amended by striking out "registrar" in the second line and inserting in lieu thereof "supervisor". 1953, c. 26, s. 45, amended

8.—(1) Subsection 1 of section 46 of *The Credit Unions Act, 1953* is amended by striking out "registrar" in the first line and inserting in lieu thereof "supervisor". 1953, c. 26, s. 46, subs. 1, amended

(2) Subsection 3 of the said section 46 is amended by striking out "registrar" in the first line and inserting in lieu thereof "supervisor". 1953, c. 26, s. 46, subs. 3, amended

(3) Subsection 4 of the said section 46 is amended by striking out "registrar" in the first and sixth lines, respectively, and inserting in lieu thereof "supervisor". 1953, c. 26, s. 46, subs. 4, amended

(4) Subsection 5 of the said section 46 is amended by striking out "registrar" in the first line and inserting in lieu thereof "supervisor". 1953, c. 26, s. 46, subs. 5, amended

9. Clause *e* of subsection 1 of section 51 of *The Credit Unions Act, 1953* is amended by striking out "registrar" in the first line and inserting in lieu thereof "supervisor". 1953, c. 26, s. 51, subs. 1, cl. e, amended

10. Section 53 of *The Credit Unions Act, 1953* is amended by striking out "registrar" in the third line and inserting in lieu thereof "supervisor". 1953, c. 26, s. 53, amended

PART II

R.S.O. 1960,
c. 79, s. 1,
cl. e,
re-enacted

11.—(1) Clause *e* of section 1 of *The Credit Unions Act*, being chapter 79 of the Revised Statutes of Ontario, 1960, is repealed and the following substituted therefor:

(*e*) "officer" includes the treasurer, secretary, manager, assistant treasurer, assistant secretary, assistant manager and any employee who has authority to approve loans.

R.S.O. 1960,
c. 79, s. 1,
cl. h,
repealed

(2) Clause *h* of the said section 1 is repealed.

R.S.O. 1960,
c. 79, s. 20,
amended

12. Section 20 of *The Credit Unions Act*, being chapter 79 of the Revised Statutes of Ontario, 1960, is amended by adding thereto the following subsections:

Where
capital
impaired

(4) Where the board of directors determines that the credit union has suffered an impairment of capital, the board may by resolution fix the proportion of money invested in shares that may be withdrawn, and, so long as any impairment of capital exists, may from time to time change the proportion that may be withdrawn.

Idem

(5) After the passing of such a resolution, no member of the credit union is entitled to withdraw any portion of the money invested in shares in excess of the proportion specified in the resolution until the resolution has been revoked by the board, or to set off against any debts owing by him to the credit union a greater proportion of the money invested in shares than is specified in the resolution.

Idem

(6) No resolution passed under subsection 4 applies to money invested in shares after the date of the resolution.

R.S.O. 1960,
c. 79, s. 31,
sub. 1,
amended

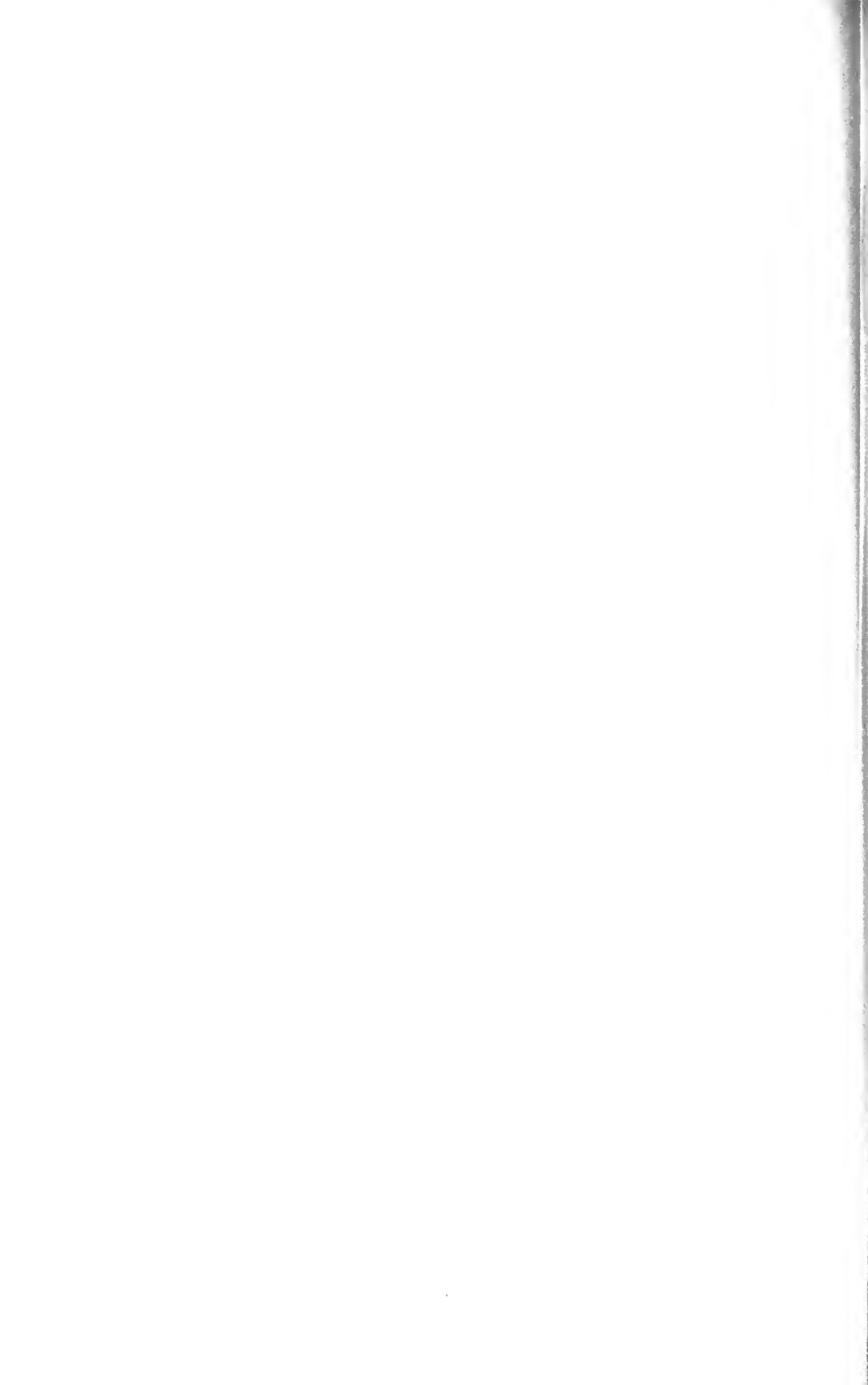
13.—(1) Subsection 1 of section 31 of *The Credit Unions Act*, being chapter 79 of the Revised Statutes of Ontario, 1960, is amended by adding at the commencement thereof "Subject to subsections 8 and 9", so that the subsection shall read as follows:

Credit
committee

(1) Subject to subsections 8 and 9, every credit union shall at its first general meeting elect from its members a credit committee of at least three members, who shall not be members of the board of directors or the supervisory committee or officers of the credit union, and who shall hold office for such term as the by-laws prescribe and until their succes-

PART II

The amendments in Part I are to the Act now in force. The amendments in Part II are similar in substance but are to the Act as it will be in the Revised Statutes of Ontario, 1960.



sors are elected, but, if the by-laws so provide, the president shall be a member *ex officio* of the credit committee.

(2) Subsection 8 of the said section 31 is repealed and the following substituted therefor: R.S.O. 1960, c. 79, s. 31, subs. 8, re-enacted

(8) A credit union may by by-law provide that the board of directors shall appoint one or more employees to perform all or such part of the duties of the credit committee as are specified in the by-law. Subdelegation of power

(9) If the by-law provides that the person or persons so appointed shall perform all the duties of the credit committee, it shall provide that, as long as the by-law remains in force, it shall not be necessary to elect a credit committee as required by subsection 1 or that, as long as the by-law remains in force, the credit committee shall have only the powers of an advisory committee. Idem

(10) No loan that is greater than the maximum amount that may be loaned to a member as set out in the by-laws of the credit union shall be approved. Maximum loans

14.—(1) Subsection 8 of section 32 of *The Credit Unions Act*, being chapter 79 of the Revised Statutes of Ontario, 1960, is amended by striking out “registrar” in the seventh line and inserting in lieu thereof “supervisor”. R.S.O. 1960, c. 79, s. 32, subs. 8, amended

(2) Subsection 13 of the said section 32 is amended by striking out “registrar” in the fourth and fifth lines and inserting in lieu thereof “supervisor”. R.S.O. 1960, c. 79, s. 32, subs. 13, amended

15. Clause *a* of subsection 1 of section 35 of *The Credit Unions Act*, being chapter 79 of the Revised Statutes of Ontario, 1960, is repealed and the following substituted therefor: R.S.O. 1960, c. 79, s. 35, subs. 1, cl. a, re-enacted

(a) in any investment that is authorized by *The Corporations Act* for the investment of funds of joint stock insurance companies other than the investments authorized by clauses *m* and *o* of subsection 2 of section 208 of that Act. R.S.O. 1960, c. 71

16. Clause *a* of subsection 1 of section 48 of *The Credit Unions Act*, being chapter 79 of the Revised Statutes of Ontario, 1960, is amended by striking out “registrar” in the first line and inserting in lieu thereof “supervisor”. R.S.O. 1960, c. 79, s. 48, subs. 1, cl. a, amended

17. Section 49 of *The Credit Unions Act*, being chapter 79 of the Revised Statutes of Ontario, 1960, is amended by striking out “registrar” in the second line and inserting in lieu thereof “supervisor”. R.S.O. 1960, c. 79, s. 49, amended

R.S.O. 1960, c. 79, s. 50, subs. 1 amended **18.**—(1) Subsection 1 of section 50 of *The Credit Unions Act*, being chapter 79 of the Revised Statutes of Ontario, 1960, is amended by striking out “registrar” in the first line and inserting in lieu thereof “supervisor”.

R.S.O. 1960, c. 79, s. 50, subs. 3, amended (2) Subsection 3 of the said section 50 is amended by striking out “registrar” in the first line and inserting in lieu thereof “supervisor”.

R.S.O. 1960, c. 79, s. 50, subs. 4, amended (3) Subsection 4 of the said section 50 is amended by striking out “registrar” in the first and sixth lines, respectively, and inserting in lieu thereof “supervisor”.

R.S.O. 1960, c. 79, s. 50, subs. 5, amended (4) Subsection 5 of the said section 50 is amended by striking out “registrar” in the first line and inserting in lieu thereof “supervisor”.

R.S.O. 1960, c. 79, s. 55, subs. 1, cl. c, amended **19.** Clause *c* of subsection 1 of section 55 of *The Credit Unions Act*, being chapter 79 of the Revised Statutes of Ontario, 1960, is amended by striking out “registrar” in the first line and inserting in lieu thereof “supervisor”.

R.S.O. 1960, c. 79, s. 58, amended **20.** Section 58 of *The Credit Unions Act*, being chapter 79 of the Revised Statutes of Ontario, 1960, is amended by striking out “registrar” in the third line and inserting in lieu thereof “supervisor”.

PART III

Part I, commencement and repeal **21.**—(1) Part I comes into force on the day this Act receives Royal Assent and is repealed on the day the Revised Statutes of Ontario, 1960 come into force.

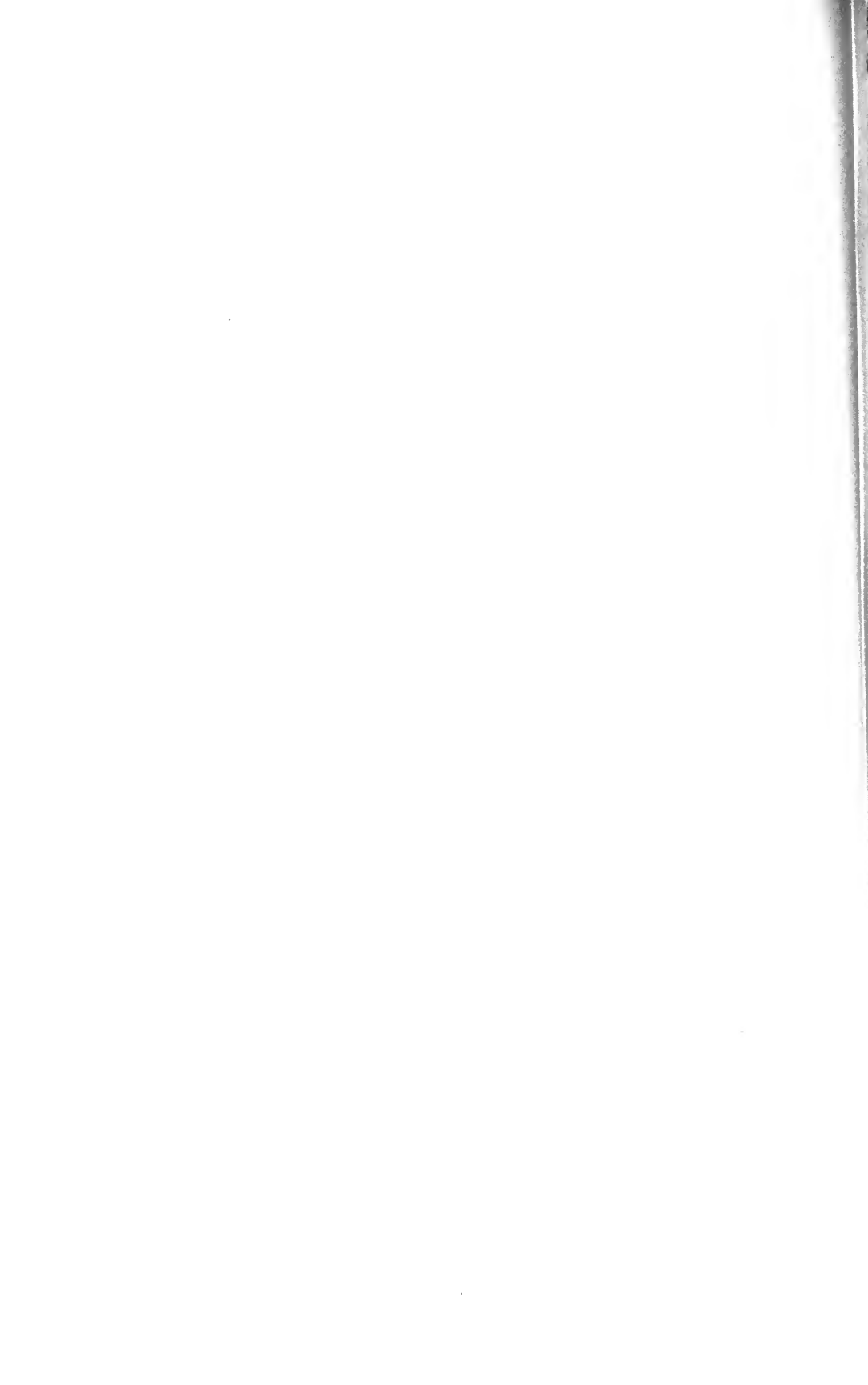
Part II, commencement (2) Part II comes into force on the day the Revised Statutes of Ontario, 1960 come into force.

Part III, commencement (3) Part III comes into force on the day this Act receives Royal Assent.

Short title **22.** This Act may be cited as *The Credit Unions Amendment Act, 1960-61*.

PART III

Self-explanatory.





An Act to amend
The Credit Unions Act, 1953

1st Reading

November 23rd, 1960

2nd Reading

3rd Reading

MR. ROBERTS

BILL 3

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Credit Unions Act

MR. ROBERTS

(Reprinted as amended by the Committee of the Whole House)

EXPLANATORY NOTES

SECTION 1 (1). The purpose of this amendment is to require applications for loans by employees who have authority to approve loans to be approved by the board of directors and the supervisory committee under section 27 (3).

SECTIONS 1 (2), 4, 6, 7, 8, 9 and 10. The office of registrar of credit unions is being abolished and his remaining duties are being transferred to the supervisor of credit unions. These amendments delete "registrar" from the Act and substitute "supervisor".

SECTION 2. These new provisions are designed to enable credit unions that suffer financial set-backs to continue in business. Impaired capital will only be withdrawable at its actual value and new capital deposits will be encouraged in that they will not have to share the burden of past losses.

BILL 3

1960-61

An Act to amend The Credit Unions Act

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

1.—(1) Clause *e* of section 1 of *The Credit Unions Act* is repealed and the following substituted therefor:

R.S.O. 1960,
c. 79, s. 1,
cl. *e*,
re-enacted

(*e*) “officer” includes the treasurer, secretary, manager, assistant treasurer, assistant secretary, assistant manager and any employee who has authority to approve loans.

(2) Clause *h* of the said section 1 is repealed.

R.S.O. 1960,
c. 79, s. 1,
cl. *h*,
repealed

2. Section 20 of *The Credit Unions Act* is amended by adding thereto the following subsections:

R.S.O. 1960,
c. 79, s. 20,
amended

(4) Where the board of directors determines that the credit union has suffered an impairment of capital, the board may by resolution fix the proportion of money invested in shares that may be withdrawn, and, so long as any impairment of capital exists, may from time to time change the proportion that may be withdrawn.

Where
capital
impaired

(5) After the passing of such a resolution, no member of the credit union is entitled to withdraw any portion of the money invested in shares in excess of the proportion specified in the resolution until the resolution has been revoked by the board, or to set off against any debts owing by him to the credit union a greater proportion of the money invested in shares than is specified in the resolution.

Idem

(6) No resolution passed under subsection 4 applies to money invested in shares after the date of the resolution.

Idem

R.S.O. 1960,
c. 79, s. 31,
subs. 1,
amended

3.—(1) Subsection 1 of section 31 of *The Credit Unions Act* is amended by adding at the commencement thereof “Subject to subsections 8 and 9”, so that the subsection shall read as follows:

Credit
committee

(1) Subject to subsections 8 and 9, every credit union shall at its first general meeting elect from its members a credit committee of at least three members, who shall not be members of the board of directors or the supervisory committee or officers of the credit union, and who shall hold office for such term as the by-laws prescribe and until their successors are elected, but, if the by-laws so provide, the president shall be a member *ex officio* of the credit committee.

R.S.O. 1960,
c. 79, s. 31,
subs. 8,
re-enacted

(2) Subsection 8 of the said section 31 is repealed and the following substituted therefor:

Subdelegation
of
power

(8) A credit union may by by-law provide that the board of directors shall appoint one or more employees to perform all or such part of the duties of the credit committee as are specified in the by-law.

Idem

(9) If the by-law provides that the person or persons so appointed shall perform all the duties of the credit committee, it shall provide that, as long as the by-law remains in force, it shall not be necessary to elect a credit committee as required by subsection 1 or that, as long as the by-law remains in force, the credit committee shall have only the powers of an advisory committee.

Maximum
loans

(10) No loan that is greater than the maximum amount that may be loaned to a member as set out in the by-laws of the credit union shall be approved.

R.S.O. 1960,
c. 79, s. 32,
subs. 8,
amended

4.—(1) Subsection 8 of section 32 of *The Credit Unions Act* is amended by striking out “registrar” in the seventh line and inserting in lieu thereof “supervisor”.

R.S.O. 1960,
c. 79, s. 32,
subs. 13,
amended

(2) Subsection 13 of the said section 32 is amended by striking out “registrar” in the fourth and fifth lines and inserting in lieu thereof “supervisor”.

R.S.O. 1960,
c. 79, s. 35,
subs. 1, cl. a,
re-enacted

5. Clause *a* of subsection 1 of section 35 of *The Credit Unions Act* is repealed and the following substituted therefor:

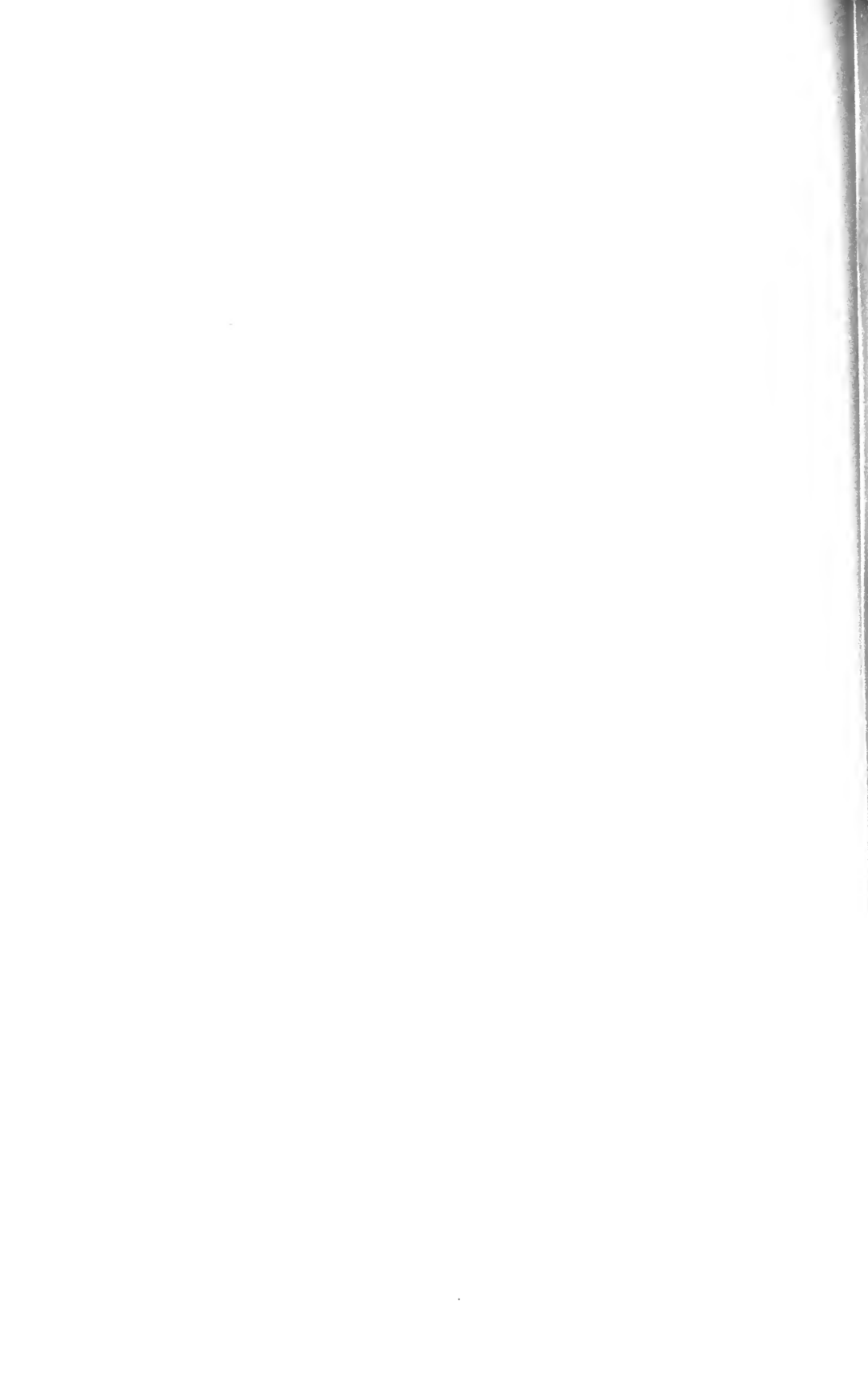
R.S.O. 1960,
c. 71

(a) in any investment that is authorized by *The Corporations Act* for the investment of funds of joint stock insurance companies other than the investments authorized by clauses *m* and *o* of subsection 2 of section 208 of that Act.

SECTION 3. Credit unions that have a large loan business find it very difficult, if not impossible, to properly process applications for loans under section 29 of the present Act which provides for an elected and voluntary credit committee of members.

These amendments will enable all or any part of this work to be delegated to one or more employees of the credit union.

SECTION 5. The clause is re-enacted in order to exclude mortgage loans as investments by credit unions.



6. Clause *a* of subsection 1 of section 48 of *The Credit Unions Act* is amended by striking out "registrar" in the first line and inserting in lieu thereof "supervisor". R.S.O. 1960, c. 79, s. 48, subs. 1, cl. a. amended

7. Section 49 of *The Credit Unions Act* is amended by striking out "registrar" in the second line and inserting in lieu thereof "supervisor". R.S.O. 1960, c. 79, s. 49, amended

8.—(1) Subsection 1 of section 50 of *The Credit Unions Act* is amended by striking out "registrar" in the first line and inserting in lieu thereof "supervisor". R.S.O. 1960, c. 79, s. 50, subs. 1, amended

(2) Subsection 3 of the said section 50 is amended by striking out "registrar" in the first line and inserting in lieu thereof "supervisor". R.S.O. 1960, c. 79, s. 50, subs. 3, amended

(3) Subsection 4 of the said section 50 is amended by striking out "registrar" in the first and sixth lines, respectively, and inserting in lieu thereof "supervisor". R.S.O. 1960, c. 79, s. 50, subs. 4, amended

(4) Subsection 5 of the said section 50 is amended by striking out "registrar" in the first line and inserting in lieu thereof "supervisor". R.S.O. 1960, c. 79, s. 50, subs. 5, amended

9. Clause *e* of subsection 1 of section 55 of *The Credit Unions Act* is amended by striking out "registrar" in the first line and inserting in lieu thereof "supervisor". R.S.O. 1960, c. 79, s. 55, subs. 1, cl. e, amended

10. Section 58 of *The Credit Unions Act* is amended by striking out "registrar" in the third line and inserting in lieu thereof "supervisor". R.S.O. 1960, c. 79, s. 58, amended

11. This Act comes into force on the 1st day of January, 1961. Commencement

12. This Act may be cited as *The Credit Unions Amendment Act, 1960-61*. Short title

An Act to amend
The Credit Unions Act

1st Reading

November 23rd, 1960

2nd Reading

December 2nd, 1960

3rd Reading

MR. ROBERTS

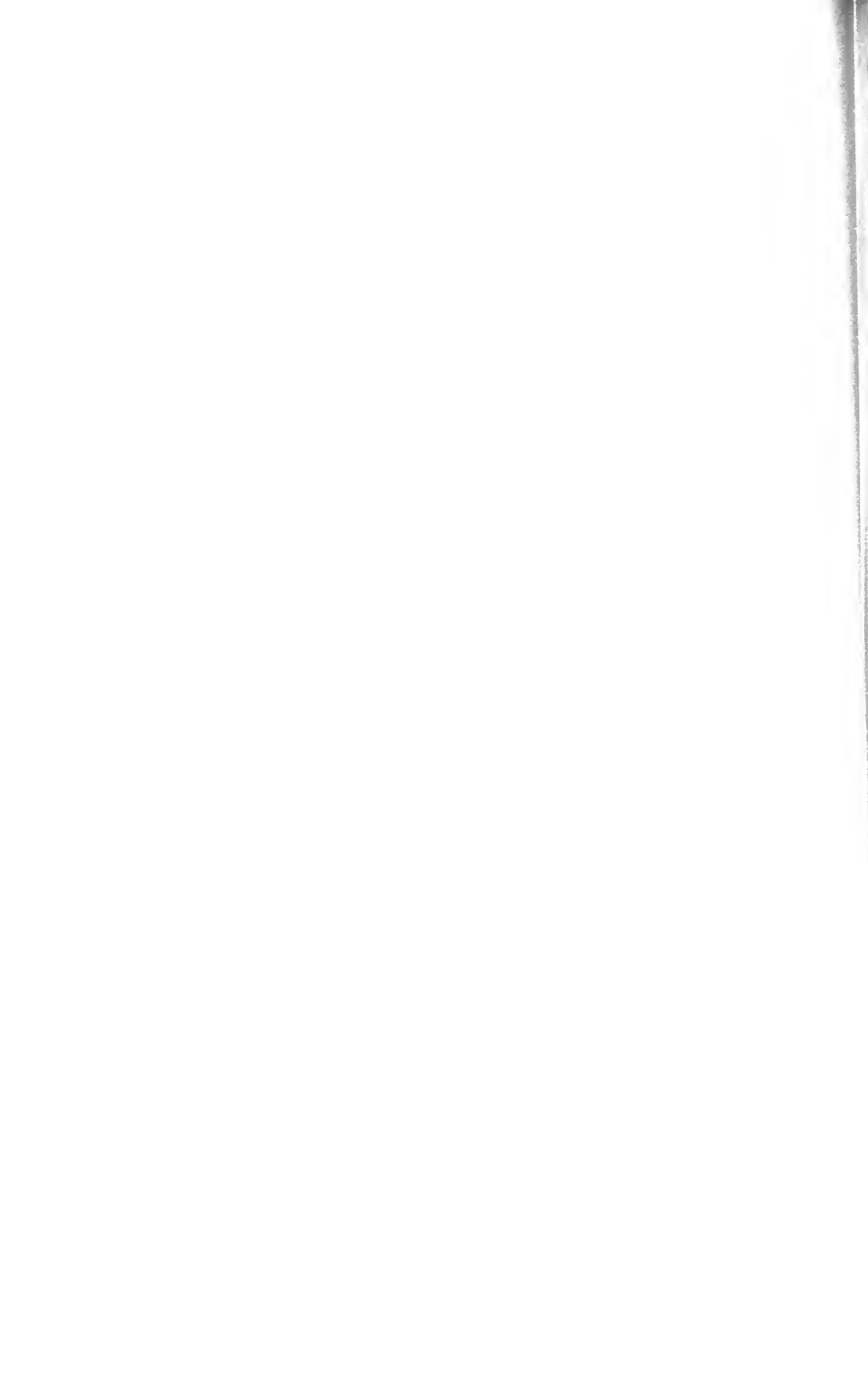
*(Reprinted as amended by the
Committee of the Whole House)*

BILL 3

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Credit Unions Act

MR. ROBERTS



BILL 3

1960-61

An Act to amend The Credit Unions Act

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

1.—(1) Clause *e* of section 1 of *The Credit Unions Act* is repealed and the following substituted therefor:

R.S.O. 1960,
c. 79, s. 1,
cl. *e*,
re-enacted

- (*e*) “officer” includes the treasurer, secretary, manager, assistant treasurer, assistant secretary, assistant manager and any employee who has authority to approve loans.

(2) Clause *h* of the said section 1 is repealed.

R.S.O. 1960,
c. 79, s. 1,
cl. *h*,
repealed

2. Section 20 of *The Credit Unions Act* is amended by adding thereto the following subsections:

R.S.O. 1960,
c. 79, s. 20,
amended

- (4) Where the board of directors determines that the credit union has suffered an impairment of capital, the board may by resolution fix the proportion of money invested in shares that may be withdrawn, and, so long as any impairment of capital exists, may from time to time change the proportion that may be withdrawn.

Where
capital
impaired

- (5) After the passing of such a resolution, no member of the credit union is entitled to withdraw any portion of the money invested in shares in excess of the proportion specified in the resolution until the resolution has been revoked by the board, or to set off against any debts owing by him to the credit union a greater proportion of the money invested in shares than is specified in the resolution.

Idem

- (6) No resolution passed under subsection 4 applies to money invested in shares after the date of the resolution.

Idem

R.S.O. 1960,
c. 79, s. 31,
subs. 1,
amended

3.—(1) Subsection 1 of section 31 of *The Credit Unions Act* is amended by adding at the commencement thereof “Subject to subsections 8 and 9”, so that the subsection shall read as follows:

Credit
committee

(1) Subject to subsections 8 and 9, every credit union shall at its first general meeting elect from its members a credit committee of at least three members, who shall not be members of the board of directors or the supervisory committee or officers of the credit union, and who shall hold office for such term as the by-laws prescribe and until their successors are elected, but, if the by-laws so provide, the president shall be a member *ex officio* of the credit committee.

R.S.O. 1960,
c. 79, s. 31,
subs. 8,
re-enacted

(2) Subsection 8 of the said section 31 is repealed and the following substituted therefor:

Subdelega-
tion of
power

(8) A credit union may by by-law provide that the board of directors shall appoint one or more employees to perform all or such part of the duties of the credit committee as are specified in the by-law.

Idem

(9) If the by-law provides that the person or persons so appointed shall perform all the duties of the credit committee, it shall provide that, as long as the by-law remains in force, it shall not be necessary to elect a credit committee as required by subsection 1 or that, as long as the by-law remains in force, the credit committee shall have only the powers of an advisory committee.

Maximum
loans

(10) No loan that is greater than the maximum amount that may be loaned to a member as set out in the by-laws of the credit union shall be approved.

R.S.O. 1960,
c. 79, s. 32,
subs. 8,
amended

4.—(1) Subsection 8 of section 32 of *The Credit Unions Act* is amended by striking out “registrar” in the seventh line and inserting in lieu thereof “supervisor”.

R.S.O. 1960,
c. 79, s. 32,
subs. 13,
amended

(2) Subsection 13 of the said section 32 is amended by striking out “registrar” in the fourth and fifth lines and inserting in lieu thereof “supervisor”.

R.S.O. 1960,
c. 79, s. 35,
subs. 1, cl. a,
re-enacted

5. Clause *a* of subsection 1 of section 35 of *The Credit Unions Act* is repealed and the following substituted therefor:

R.S.O. 1960,
c. 71

(a) in any investment that is authorized by *The Corporations Act* for the investment of funds of joint stock insurance companies other than the investments authorized by clauses *m* and *o* of subsection 2 of section 208 of that Act.

6. Clause *a* of subsection 1 of section 48 of *The Credit Unions Act* is amended by striking out "registrar" in the first line and inserting in lieu thereof "supervisor". R.S.O. 1960, c. 79, s. 48, subs. 1, cl. a, amended

7. Section 49 of *The Credit Unions Act* is amended by striking out "registrar" in the second line and inserting in lieu thereof "supervisor". R.S.O. 1960, c. 79, s. 49, amended

8.—(1) Subsection 1 of section 50 of *The Credit Unions Act* is amended by striking out "registrar" in the first line and inserting in lieu thereof "supervisor". R.S.O. 1960, c. 79, s. 50, subs. 1, amended

(2) Subsection 3 of the said section 50 is amended by striking out "registrar" in the first line and inserting in lieu thereof "supervisor". R.S.O. 1960, c. 79, s. 50, subs. 3, amended

(3) Subsection 4 of the said section 50 is amended by striking out "registrar" in the first and sixth lines, respectively, and inserting in lieu thereof "supervisor". R.S.O. 1960, c. 79, s. 50, subs. 4, amended

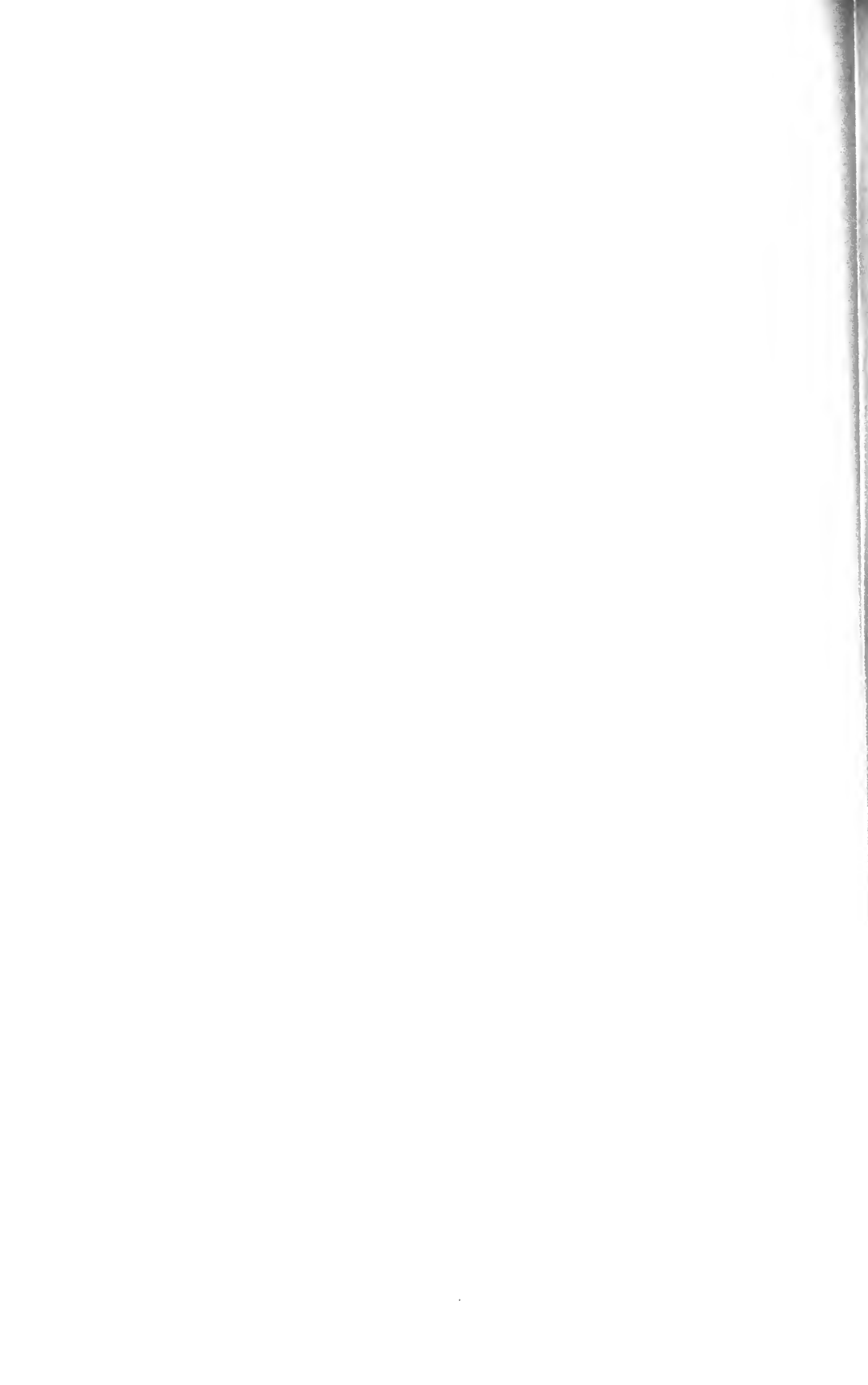
(4) Subsection 5 of the said section 50 is amended by striking out "registrar" in the first line and inserting in lieu thereof "supervisor". R.S.O. 1960, c. 79, s. 50, subs. 5, amended

9. Clause *e* of subsection 1 of section 55 of *The Credit Unions Act* is amended by striking out "registrar" in the first line and inserting in lieu thereof "supervisor". R.S.O. 1960, c. 79, s. 55, subs. 1, cl. e, amended

10. Section 58 of *The Credit Unions Act* is amended by striking out "registrar" in the third line and inserting in lieu thereof "supervisor". R.S.O. 1960, c. 79, s. 58, amended

11. This Act comes into force on the 1st day of January, 1961. Commencement

12. This Act may be cited as *The Credit Unions Amendment Act, 1960-61*. Short title





An Act to amend
The Credit Unions Act

1st Reading

November 23rd, 1960

2nd Reading

December 2nd, 1960

3rd Reading

December 15th, 1960

MR. ROBERTS

BILL 4

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to amend
The Devolution of Estates Act**

MR. ROBERTS

EXPLANATORY NOTES

PART I

The purpose of this Bill is to increase the preferential share of the surviving spouse of an intestate from \$5,000 to \$20,000.

PART II

The amendments in Part I are to the Act now in force. The amendments in Part II are similar in substance but are to the Act as it will be in the Revised Statutes of Ontario, 1960.

BILL 4

1960-61

An Act to amend The Devolution of Estates Act

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

PART I

1.—(1) Subsection 1 of section 11 of *The Devolution of Estates Act*, being chapter 103 of the Revised Statutes of Ontario, 1950, is amended by striking out “\$5,000” in the fourth line and inserting in lieu thereof “\$20,000”.
R.S.O. 1950, c. 103, s. 11, subs. 1, amended

(2) Subsection 2 of the said section 11 is amended by striking out “\$5,000” in the first line and in the second line respectively and inserting in lieu thereof “\$20,000”.
R.S.O. 1950, c. 103, s. 11, subs. 2, amended

(3) Subsection 3 of the said section 11 is amended by striking out “\$5,000” in the fourth line and inserting in lieu thereof “\$20,000”.
R.S.O. 1950, c. 103, s. 11, subs. 3, amended

2.—(1) Subsection 1 of section 11a of *The Devolution of Estates Act*, being chapter 103 of the Revised Statutes of Ontario, 1950, as enacted by section 1 of *The Devolution of Estates Amendment Act, 1960*, is amended by striking out “\$5,000” in the fifth line and inserting in lieu thereof “\$20,000”.
R.S.O. 1950, c. 103, s. 11a (1960, c. 26, s. 1), subs. 1, amended

(2) Subsection 2 of the said section 11a is amended by striking out “\$5,000” in the first line and in the second line respectively and inserting in lieu thereof “\$20,000”.
R.S.O. 1950, c. 103, s. 11a (1960, c. 26, s. 1), subs. 2, amended

(3) Subsection 3 of the said section 11a is amended by striking out “\$5,000” in the fifth line and inserting in lieu thereof “\$20,000”.
R.S.O. 1950, c. 103, s. 11a (1960, c. 26, s. 1), subs. 3, amended

PART II

3.—(1) Subsection 1 of section 11 of *The Devolution of Estates Act*, being chapter 106 of the Revised Statutes of Ontario, 1960, is amended by striking out “\$5,000” in the fourth line and inserting in lieu thereof “\$20,000”.
R.S.O. 1960, c. 106, s. 11, subs. 1, amended

R.S.O. 1960,
c. 106, s. 11,
subs. 2,
amended (2) Subsection 2 of the said section 11 is amended by striking out "\$5,000" in the first line and in the second line respectively and inserting in lieu thereof "\$20,000".

R.S.O. 1960,
c. 106, s. 11,
subs. 3,
amended (3) Subsection 3 of the said section 11 is amended by striking out "\$5,000" in the fourth line and inserting in lieu thereof "\$20,000".

R.S.O. 1960,
c. 106, s. 12,
subs. 1,
amended **4.**—(1) Subsection 1 of section 12 of *The Devolution of Estates Act*, being chapter 106 of the Revised Statutes of Ontario, 1960, is amended by striking out "\$5,000" in the fourth line and inserting in lieu thereof "\$20,000".

R.S.O. 1960,
c. 106, s. 12,
subs. 2,
amended (2) Subsection 2 of the said section 12 is amended by striking out "\$5,000" in the first line and in the second line respectively and inserting in lieu thereof "\$20,000".

R.S.O. 1960,
c. 106, s. 12,
subs. 3,
amended (3) Subsection 3 of the said section 12 is amended by striking out "\$5,000" in the fourth line and inserting in lieu thereof "\$20,000".

PART III

Part I,
commence-
ment and
repeal **5.**—(1) Part I comes into force on the day this Act receives Royal Assent and is repealed on the day the Revised Statutes of Ontario, 1960 come into force.

Part II,
commence-
ment (2) Part II comes into force on the day the Revised Statutes of Ontario, 1960 come into force.

Part III,
commence-
ment (3) Part III comes into force on the day this Act receives Royal Assent.

Short title **6.** This Act may be cited as *The Devolution of Estates Amendment Act, 1960-61*.

PART III

Self-explanatory.





An Act to amend
The Devolution of Estates Act

1st Reading

November 23rd, 1960

2nd Reading

3rd Reading

Mr. ROBERTS

BILL 4

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to amend
The Devolution of Estates Act**

MR. ROBERTS

(Reprinted as amended by the Committee of the Whole House)

EXPLANATORY NOTES

The purpose of this Bill is to increase the preferential share of the surviving spouse of an intestate from \$5,000 to \$20,000.

BILL 4

1960-61

An Act to amend The Devolution of Estates Act

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

1.—(1) Subsection 1 of section 11 of *The Devolution of Estates Act* is amended by striking out “\$5,000” in the fourth line and inserting in lieu thereof “\$20,000”. R.S.O. 1960,
c. 106, s. 11,
subs. 1,
amended

(2) Subsection 2 of the said section 11 is amended by striking out “\$5,000” in the first and second lines, respectively, and inserting in lieu thereof “\$20,000”. R.S.O. 1960,
c. 106, s. 11,
subs. 2,
amended

(3) Subsection 3 of the said section 11 is amended by striking out “\$5,000” in the fourth line and inserting in lieu thereof “\$20,000”. R.S.O. 1960,
c. 106, s. 11,
subs. 3,
amended

2.—(1) Subsection 1 of section 12 of *The Devolution of Estates Act* is amended by striking out “\$5,000” in the fourth line and inserting in lieu thereof “\$20,000”. R.S.O. 1960,
c. 106, s. 12,
subs. 1,
amended

(2) Subsection 2 of the said section 12 is amended by striking out “\$5,000” in the first and second lines, respectively, and inserting in lieu thereof “\$20,000”. R.S.O. 1960,
c. 106, s. 12,
subs. 2,
amended

(3) Subsection 3 of the said section 12 is amended by striking out “\$5,000” in the fourth line and inserting in lieu thereof “\$20,000”. R.S.O. 1960,
c. 106, s. 12,
subs. 3,
amended

3. This Act comes into force on the 1st day of January, 1961. Commence-
ment

4. This Act may be cited as *The Devolution of Estates Amendment Act, 1960-61*. Short title

An Act to amend
The Devolution of Estates Act

1st Reading

November 23rd, 1960

2nd Reading

December 2nd, 1960

3rd Reading

MR. ROBERTS

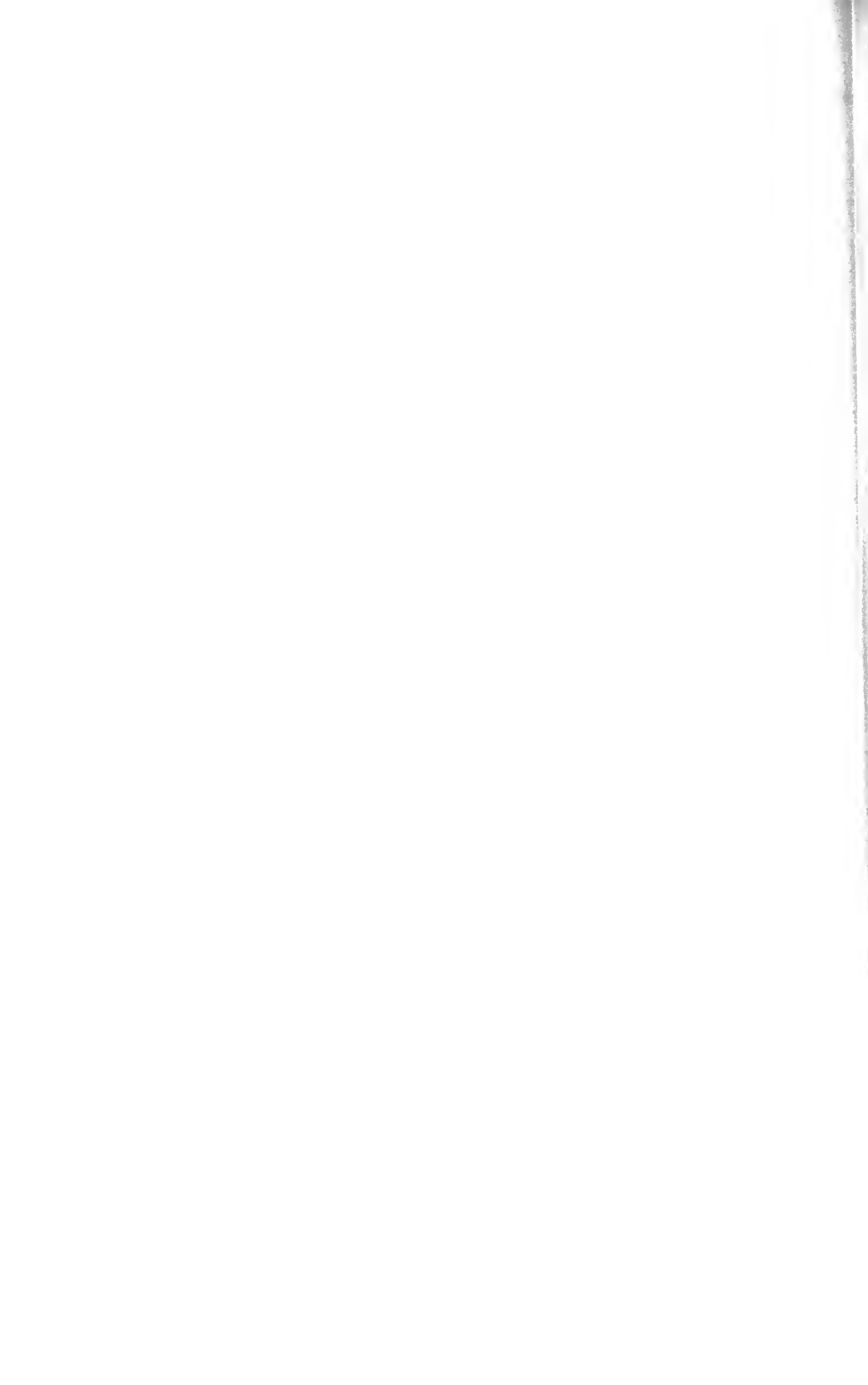
*(Reprinted as amended by the
Committee of the Whole House)*

BILL 4

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to amend
The Devolution of Estates Act**

MR. ROBERTS



BILL 4

1960-61

**An Act to amend
The Devolution of Estates Act**

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

1.—(1) Subsection 1 of section 11 of *The Devolution of Estates Act* is amended by striking out “\$5,000” in the fourth line and inserting in lieu thereof “\$20,000”. R.S.O. 1960,
c. 106, s. 11,
subs. 1,
amended

(2) Subsection 2 of the said section 11 is amended by striking out “\$5,000” in the first and second lines, respectively, and inserting in lieu thereof “\$20,000”. R.S.O. 1960,
c. 106, s. 11,
subs. 2,
amended

(3) Subsection 3 of the said section 11 is amended by striking out “\$5,000” in the fourth line and inserting in lieu thereof “\$20,000”. R.S.O. 1960,
c. 106, s. 11,
subs. 3,
amended

2.—(1) Subsection 1 of section 12 of *The Devolution of Estates Act* is amended by striking out “\$5,000” in the fourth line and inserting in lieu thereof “\$20,000”. R.S.O. 1960,
c. 106, s. 12,
subs. 1,
amended

(2) Subsection 2 of the said section 12 is amended by striking out “\$5,000” in the first and second lines, respectively, and inserting in lieu thereof “\$20,000”. R.S.O. 1960,
c. 106, s. 12,
subs. 2,
amended

(3) Subsection 3 of the said section 12 is amended by striking out “\$5,000” in the fourth line and inserting in lieu thereof “\$20,000”. R.S.O. 1960,
c. 106, s. 12,
subs. 3,
amended

3. This Act comes into force on the 1st day of January, 1961. Commence-
ment

4. This Act may be cited as *The Devolution of Estates Amendment Act, 1960-61*. Short title

An Act to amend
The Devolution of Estates Act

1st Reading

November 23rd, 1960

2nd Reading

December 2nd, 1960

3rd Reading

December 15th, 1960

MR. ROBERTS

BILL 5

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Fire Marshals Act

MR. ROBERTS

EXPLANATORY NOTES

PART I

SECTION 1. Self-explanatory.

An Act to amend The Fire Marshals Act

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

PART I

1.—(1) Subsection 4 of section 20 of *The Fire Marshals Act*, being chapter 140 of the Revised Statutes of Ontario, 1950, is amended by inserting after “same” in the seventh line “and prepare written reasons for his decision” and by inserting after “decision” in the eighth line “and the reasons therefor”, so that the subsection shall read as follows:

- (4) If the occupant or owner of any such buildings or premises deems himself aggrieved by any order made by an officer other than the Fire Marshal made under this section, then in case the order is made under clause *a* of subsection 2, or subsection 3 the person aggrieved may appeal within ten days from the making of the order to the Fire Marshal, who shall examine the order and affirm, modify or revoke the same and prepare written reasons for his decision and cause a copy of his decision and the reasons therefor to be served upon the party appealing.

(2) Subsection 7 of the said section 20, as amended by subsection 2 of section 2 of *The Fire Marshals Amendment Act, 1956*, is further amended by inserting after “2” in the fifth line “and the Fire Marshal shall prepare written reasons for his decision and cause a copy of his decision and the reasons therefor to be served upon the person appealing”, so that the subsection shall read as follows:

- (7) In the case of an order made under clause *b* or *c* of subsection 2 or under subsection 2*a* by an officer other than the Fire Marshal, the occupant or owner shall have the like right of appeal to the Fire Marshal as in the case of an order made under clause *a* of

subsection 2, and the Fire Marshal shall prepare written reasons for his decision and cause a copy of his decision and the reasons therefor to be served upon the person appealing, and the decision of the Fire Marshal upon the appeal shall be final and binding and shall not be subject to appeal.

PART II

R.S.O. 1960,
c. 148, s. 19,
subs. 5,
amended

2.—(1) Subsection 5 of section 19 of *The Fire Marshals Act*, being chapter 148 of the Revised Statutes of Ontario, 1960, is amended by inserting after “it” in the seventh line “and prepare written reasons for his decision” and by inserting after “decision” in the eighth line “and the reasons therefor”, so that the subsection shall read as follows:

Appeal to
Fire
Marshal

- (5) If the occupant or owner of any such building or premises deems himself aggrieved by an order made by an officer other than the Fire Marshal under this section, then in case the order is made under clause *a* of subsection 2 or subsection 4, the person aggrieved may appeal within ten days from the making of the order to the Fire Marshal, who shall examine the order and affirm, modify or revoke it and prepare written reasons for his decision and cause a copy of his decision and the reasons therefor to be served upon the party appealing.

R.S.O. 1960,
c. 148, s. 19,
subs. 8,
amended

(2) Subsection 8 of the said section 19 is amended by inserting after “2” in the fifth line “and the Fire Marshal shall prepare written reasons for his decision and cause a copy of his decision and the reasons therefor to be served upon the person appealing”, so that the subsection shall read as follows:

When
appeal to
Fire
Marshal
is final

- (8) In the case of an order made under clause *b* or *c* of subsection 2 or under subsection 3 by an officer other than the Fire Marshal, the occupant or owner has the like right of appeal to the Fire Marshal as in the case of an order made under clause *a* of subsection 2, and the Fire Marshal shall prepare written reasons for his decision and cause a copy of his decision and the reasons therefor to be served upon the person appealing, and the decision of the Fire Marshal upon the appeal is final and is not subject to appeal.

PART III

Part I,
commence-
ment and
repeal

3.—(1) Part I comes into force on the day this Act receives Royal Assent and is repealed on the day the Revised Statutes of Ontario, 1960 come into force.

PART II

The amendments in Part I are to the Act now in force. The amendments in Part II are similar in substance but are to the Act as it will be in the Revised Statutes of Ontario, 1960.

PART III

Self-explanatory.



(2) Part II comes into force on the day the Revised Statutes of Ontario, 1960 come into force. Part II, commencement

(3) Part III comes into force on the day this Act receives Royal Assent. Part III, commencement

4. This Act may be cited as *The Fire Marshals Amendment Act, 1960-61*. Short title

An Act to amend
The Fire Marshals Act

1st Reading

November 23rd, 1960

2nd Reading

3rd Reading

MR. ROBERTS

BILL 5

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Fire Marshals Act

MR. ROBERTS

(Reprinted as amended by the Committee of the Whole House)

EXPLANATORY NOTE

SECTION 1. Self-explanatory.

An Act to amend The Fire Marshals Act

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

1.—(1) Subsection 5 of section 19 of *The Fire Marshals Act* is amended by inserting after “it” in the seventh line “and prepare written reasons for his decision” and by inserting after “decision” in the eighth line “and the reasons therefor”, so that the subsection shall read as follows:

- (5) If the occupant or owner of any such building or premises deems himself aggrieved by an order made by an officer other than the Fire Marshal under this section, then in case the order is made under clause *a* of subsection 2 or subsection 4, the person aggrieved may appeal within ten days from the making of the order to the Fire Marshal, who shall examine the order and affirm, modify or revoke it and prepare written reasons for his decision and cause a copy of his decision and the reasons therefor to be served upon the party appealing.

(2) Subsection 8 of the said section 19 is amended by inserting after “2” in the fifth line “and the Fire Marshal shall prepare written reasons for his decision and cause a copy of his decision and the reasons therefor to be served upon the person appealing”, so that the subsection shall read as follows:

- (8) In the case of an order made under clause *b* or *c* of subsection 2 or under subsection 3 by an officer other than the Fire Marshal, the occupant or owner has the like right of appeal to the Fire Marshal as in the case of an order made under clause *a* of subsection 2, and the Fire Marshal shall prepare written reasons for his decision and cause a copy of his decision and the reasons therefor to be served upon the person appealing, and the decision of the Fire

Marshal upon the appeal is final and is not subject to appeal.

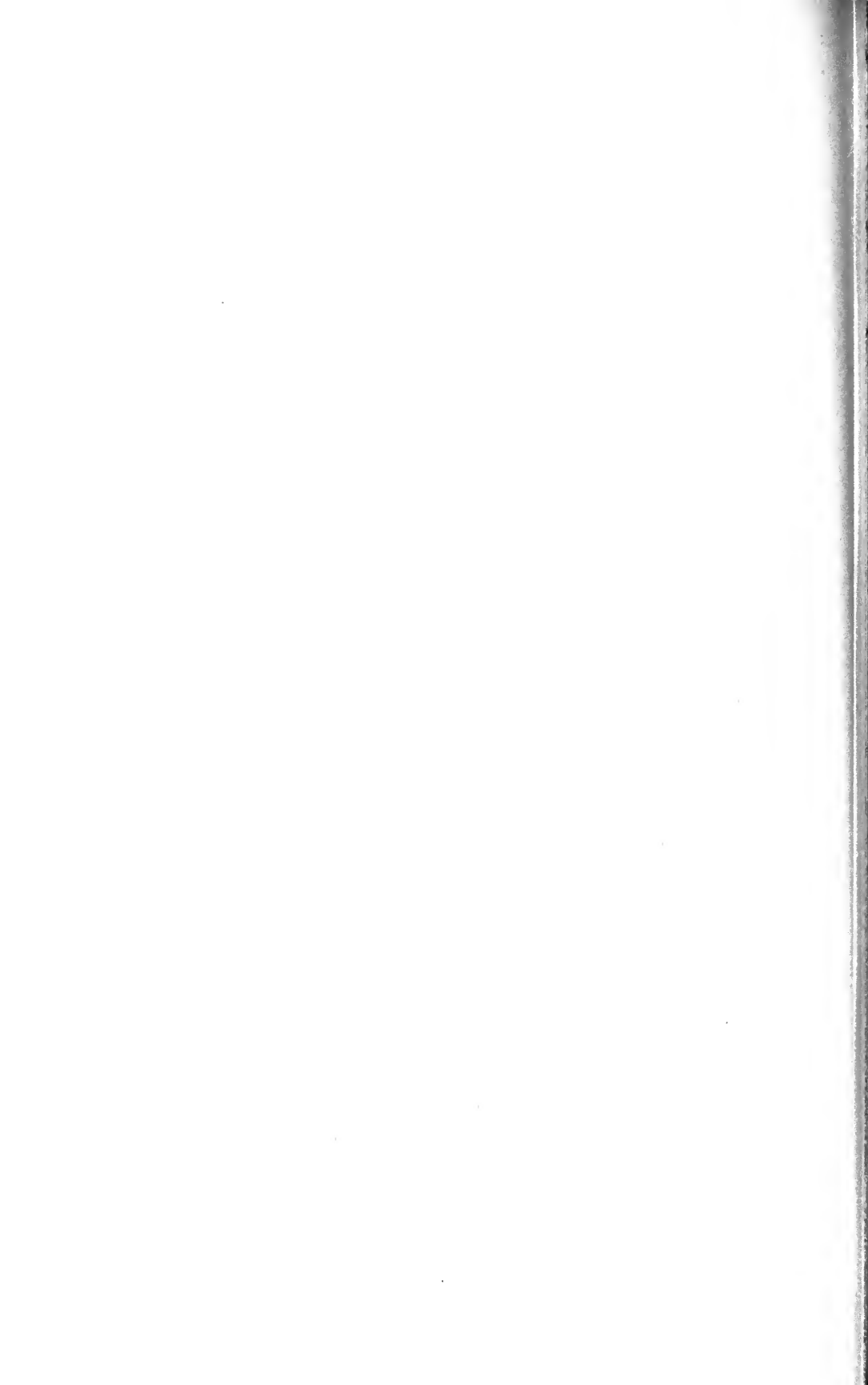
Commence-
ment

2. This Act comes into force on the 1st day of January, 1961.

Short title

3. This Act may be cited as *The Fire Marshals Amendment Act, 1960-61*.





An Act to amend
The Fire Marshals Act

1st Reading

November 23rd, 1960

2nd Reading

December 2nd, 1960

3rd Reading

MR. ROBERTS

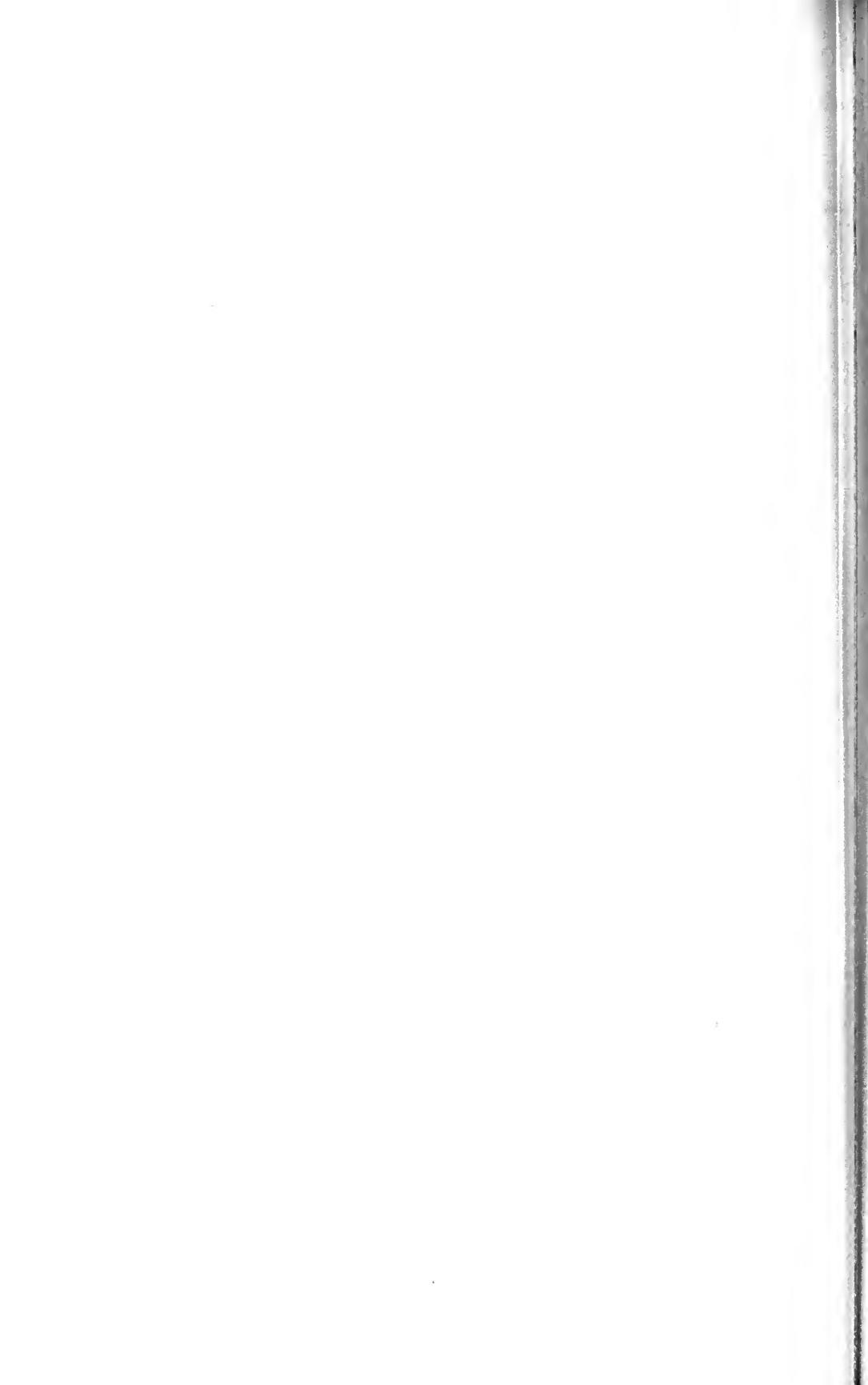
*(Reprinted as amended by the
Committee of the Whole House)*

BILL 5

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Fire Marshals Act

MR. ROBERTS



An Act to amend The Fire Marshals Act

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

1.—(1) Subsection 5 of section 19 of *The Fire Marshals Act* is amended by inserting after “it” in the seventh line “and prepare written reasons for his decision” and by inserting after “decision” in the eighth line “and the reasons therefor”, so that the subsection shall read as follows:

R.S.O. 1960,
c. 148, s. 19,
subs. 5,
amended

- (5) If the occupant or owner of any such building or premises deems himself aggrieved by an order made by an officer other than the Fire Marshal under this section, then in case the order is made under clause *a* of subsection 2 or subsection 4, the person aggrieved may appeal within ten days from the making of the order to the Fire Marshal, who shall examine the order and affirm, modify or revoke it and prepare written reasons for his decision and cause a copy of his decision and the reasons therefor to be served upon the party appealing.

Appeal to
Fire
Marshal

(2) Subsection 8 of the said section 19 is amended by inserting after “2” in the fifth line “and the Fire Marshal shall prepare written reasons for his decision and cause a copy of his decision and the reasons therefor to be served upon the person appealing”, so that the subsection shall read as follows:

R.S.O. 1960,
c. 148, s. 19,
subs. 8,
amended

- (8) In the case of an order made under clause *b* or *c* of subsection 2 or under subsection 3 by an officer other than the Fire Marshal, the occupant or owner has the like right of appeal to the Fire Marshal as in the case of an order made under clause *a* of subsection 2, and the Fire Marshal shall prepare written reasons for his decision and cause a copy of his decision and the reasons therefor to be served upon the person appealing, and the decision of the Fire

When
appeal to
Fire
Marshal
is final

Marshal upon the appeal is final and is not subject to appeal.

Commence-
ment **2.** This Act comes into force on the 1st day of January, 1961.

Short title **3.** This Act may be cited as *The Fire Marshals Amendment Act, 1960-61*.







An Act to amend
The Fire Marshals Act

1st Reading

November 23rd, 1960

2nd Reading

December 2nd, 1960

3rd Reading

December 15th, 1960

MR. ROBERTS

BILL 6

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Hotel Fire Safety Act

MR. ROBERTS

EXPLANATORY NOTES

PART I

SECTION 1. Self-explanatory.

PART II

The amendment in Part I is to the Act now in force. The amendment in Part II is similar in substance but is to the Act as it will be in the Revised Statutes of Ontario, 1960.

BILL 6

1960-61

An Act to amend The Hotel Fire Safety Act

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

PART I

1. Subsection 2 of section 23 of *The Hotel Fire Safety Act*, R.S.O. 1950, c. 171, s. 23, subs. 2, amended being chapter 171 of the Revised Statutes of Ontario, 1950, is amended by inserting after "same" in the fourth line "and he shall prepare written reasons for his decision" and by inserting after "decision" in the fourth line "and the reasons therefor", so that the subsection shall read as follows:

- (2) If the hotelkeeper feels aggrieved by the order he may appeal within 10 days from the service of the order to the Fire Marshal who shall examine the order and affirm, modify or revoke the same, and he shall prepare written reasons for his decision and cause a copy of his decision and the reasons therefor to be delivered to the hotelkeeper by personal service or by registered mail. Right of appeal

PART II

2. Subsection 2 of section 23 of *The Hotel Fire Safety Act*, R.S.O. 1960, c. 179, s. 23, subs. 2, amended being chapter 179 of the Revised Statutes of Ontario, 1960, is amended by inserting after "it" in the fourth line "and he shall prepare written reasons for his decision" and by inserting after "decision" in the fourth line "and the reasons therefor", so that the subsection shall read as follows:

- (2) If the hotelkeeper feels aggrieved by the order, he may appeal within ten days from the service of the order to the Fire Marshal who shall examine the order and affirm, modify or revoke it, and he shall prepare written reasons for his decision and cause Right of appeal

a copy of his decision and the reasons therefor to be delivered to the hotelkeeper by personal service or by registered mail.

PART III

Part I,
commence-
ment and
repeal

3.—(1) Part I comes into force on the day this Act receives Royal Assent and is repealed on the day the Revised Statutes of Ontario, 1960 come into force.

Part II,
commence-
ment

(2) Part II comes into force on the day the Revised Statutes of Ontario, 1960 come into force.

Part III,
commence-
ment

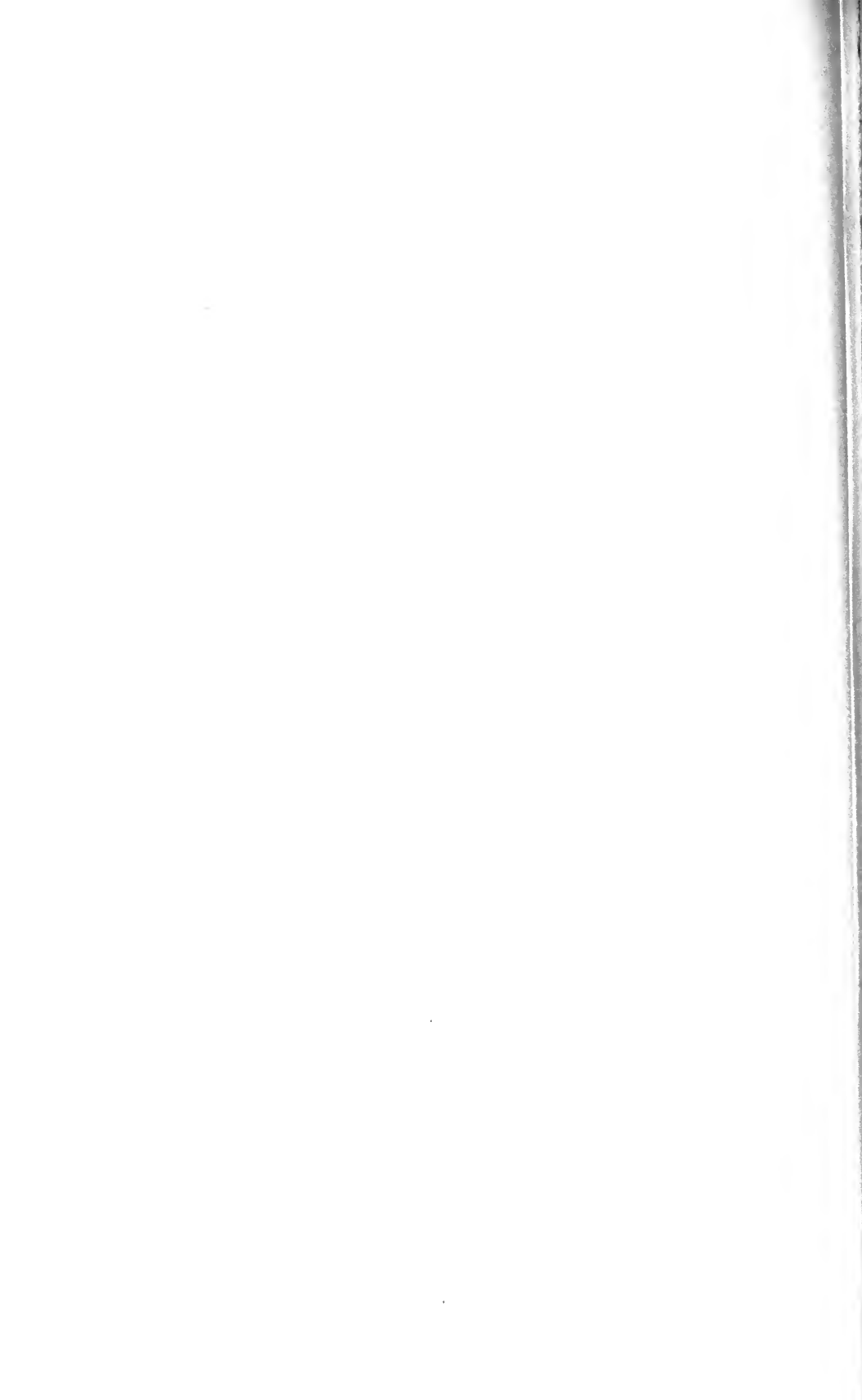
(3) Part III comes into force on the day this Act receives Royal Assent.

Short title

4. This Act may be cited as *The Hotel Fire Safety Amendment Act, 1960-61*.

PART III

Self-explanatory.



An Act to amend
The Hotel Fire Safety Act

1st Reading

November 23rd, 1960

2nd Reading

3rd Reading

MR. ROBERTS

BILL 6

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Hotel Fire Safety Act

MR. ROBERTS

(Reprinted as amended by the Committee of the Whole House)

EXPLANATORY NOTES

SECTION 1. Self-explanatory.

BILL 6



1960-61

**An Act to amend
The Hotel Fire Safety Act**

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

1. Subsection 2 of section 23 of *The Hotel Fire Safety Act* ^{R.S.O. 1960, c. 179, s. 23, subs. 2, amended} is amended by inserting after "it" in the fourth line "and he shall prepare written reasons for his decision" and by inserting after "decision" in the fourth line "and the reasons therefor", so that the subsection shall read as follows:

- (2) If the hotelkeeper feels aggrieved by the order, he may appeal within ten days from the service of the order to the Fire Marshal who shall examine the order and affirm, modify or revoke it, and he shall prepare written reasons for his decision and cause a copy of his decision and the reasons therefor to be delivered to the hotelkeeper by personal service or by registered mail. ^{Right of appeal}

 2. This Act comes into force on the 1st day of January, 1961. ^{Commencement} 

3. This Act may be cited as *The Hotel Fire Safety Amendment Act, 1960-61*. ^{Short title}

An Act to amend
The Hotel Fire Safety Act

1st Reading

November 23rd, 1960

2nd Reading

December 2nd, 1960

3rd Reading

MR. ROBERTS

*(Reprinted as amended by the
Committee of the Whole House)*

BILL 6

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Hotel Fire Safety Act

MR. ROBERTS



BILL 6

1960-61

**An Act to amend
The Hotel Fire Safety Act**

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

1. Subsection 2 of section 23 of *The Hotel Fire Safety Act* ^{R.S.O. 1960, c. 179, s. 23,} is amended by inserting after "it" in the fourth line "and he ^{subs. 2,} shall prepare written reasons for his decision" and by inserting ^{amended} after "decision" in the fourth line "and the reasons therefor", so that the subsection shall read as follows:

(2) If the hotelkeeper feels aggrieved by the order, he may appeal within ten days from the service of the order to the Fire Marshal who shall examine the order and affirm, modify or revoke it, and he shall prepare written reasons for his decision and cause a copy of his decision and the reasons therefor to be delivered to the hotelkeeper by personal service or by registered mail. ^{Right of appeal}

2. This Act comes into force on the 1st day of January, ^{Commence-} 1961. ^{ment}

3. This Act may be cited as *The Hotel Fire Safety Amend-* ^{Short title} *ment Act, 1960-61.*

An Act to amend
The Hotel Fire Safety Act

1st Reading

November 23rd, 1960

2nd Reading

December 2nd, 1960

3rd Reading

December 15th, 1960

MR. ROBERTS

BILL 7

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Lightning Rods Act

MR. ROBERTS

EXPLANATORY NOTES

PART I

SECTION 1. Self-explanatory.

PART II

The amendment in Part I is to the Act now in force. The amendment in Part II is similar in substance but is to the Act as it will be in the Revised Statutes of Ontario, 1960.

BILL 7

1960-61

**An Act to amend
The Lightning Rods Act**

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

PART I

1. Section 5 of *The Lightning Rods Act*, being chapter 206 of the Revised Statutes of Ontario, 1950, is amended by adding at the end thereof "and he shall prepare written reasons for his decision and cause a copy of his decision and the reasons therefor to be served upon the licensee", so that the section shall read as follows:

5. The Fire Marshal may, after a hearing, suspend or revoke a licence for non-compliance with this Act or the regulations and he shall prepare written reasons for his decision and cause a copy of his decision and the reasons therefor to be served upon the licensee.

PART II

2. Section 5 of *The Lightning Rods Act*, being chapter 213 of the Revised Statutes of Ontario, 1960, is amended by adding at the end thereof "and he shall prepare written reasons for his decision and cause a copy of his decision and the reasons therefor to be served upon the licensee", so that the section shall read as follows:

5. The Fire Marshal may, after a hearing, suspend or revoke a licence for non-compliance with this Act or the regulations and he shall prepare written reasons for his decision and cause a copy of his decision and the reasons therefor to be served upon the licensee.

PART III

Part I,
commence-
ment and
repeal

3.—(1) Part I comes into force on the day this Act receives Royal Assent and is repealed on the day the Revised Statutes of Ontario, 1960 come into force.

Part II,
commence-
ment

(2) Part II comes into force on the day the Revised Statutes of Ontario, 1960 come into force.

Part III,
commence-
ment

(3) Part III comes into force on the day this Act receives Royal Assent.

Short title

4. This Act may be cited as *The Lightning Rods Amendment Act, 1960-61*.

PART III

Self-explanatory.



An Act to amend
The Lightning Rods Act

1st Reading

November 23rd, 1960

2nd Reading

3rd Reading

MR. ROBERTS

BILL 7

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Lightning Rods Act

MR. ROBERTS

(Reprinted as amended by the Committee of the Whole House)

EXPLANATORY NOTES

SECTION 1. Self-explanatory.

BILL 7

1960-61

**An Act to amend
The Lightning Rods Act**

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

1. Section 5 of *The Lightning Rods Act* is amended by adding at the end thereof "and he shall prepare written reasons for his decision and cause a copy of his decision and the reasons therefor to be served upon the licensee", so that the section shall read as follows:

5. The Fire Marshal may, after a hearing, suspend or revoke a licence for non-compliance with this Act or the regulations and he shall prepare written reasons for his decision and cause a copy of his decision and the reasons therefor to be served upon the licensee.

2. This Act comes into force on the 1st day of January, 1961.

3. This Act may be cited as *The Lightning Rods Amendment Act, 1960-61*.

An Act to amend
The Lightning Rods Act

1st Reading

November 23rd, 1960

2nd Reading

December 2nd, 1960

3rd Reading

MR. ROBERTS

*(Reprinted as amended by the
Committee of the Whole House)*

BILL 7

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Lightning Rods Act

MR. ROBERTS



BILL 7

1960-61

**An Act to amend
The Lightning Rods Act**

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

1. Section 5 of *The Lightning Rods Act* is amended by R.S.O. 1960, adding at the end thereof "and he shall prepare written ^{c. 213, s. 5,} amended reasons for his decision and cause a copy of his decision and the reasons therefor to be served upon the licensee", so that the section shall read as follows:

5. The Fire Marshal may, after a hearing, suspend or ^{Suspension and} revoke a licence for non-compliance with this Act ^{revocation} or the regulations and he shall prepare written ^{of licences} reasons for his decision and cause a copy of his decision and the reasons therefor to be served upon the licensee.

2. This Act comes into force on the 1st day of January, ^{Commence-} 1961. ^{ment}

3. This Act may be cited as *The Lightning Rods Amend-* ^{Short title} *ment Act, 1960-61.*

An Act to amend
The Lightning Rods Act

1st Reading

November 23rd, 1960

2nd Reading

December 2nd, 1960

3rd Reading

December 15th, 1960

MR. ROBERTS

BILL 8

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Law Society Act

MR. ROBERTS

EXPLANATORY NOTES

PART I

SECTION 1. This provision is new. It will enable the Society to preserve assets in cases where a lawyer absconds.

PART II

The amendment in Part I is to the Act now in force. The amendment in Part II is similar in substance but is to the Act as it will be in the Revised Statutes of Ontario, 1960.

BILL 8

1960-61

An Act to amend The Law Society Act

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

PART I

1. *The Law Society Act*, being chapter 200 of the Revised Statutes of Ontario, 1950, is amended by adding thereto the following section: R.S.O. 1950, c. 200 amended

48a. If the treasurer or any other officer of the Society or the chairman or the vice-chairman of the Discipline Committee has reasonable cause to believe that a member of the Society has been or may be guilty of misconduct in connection with any property in his possession or under his control, a judge of the Supreme Court may upon an *ex parte* application by the Society order that no such property as is named in the order shall be paid out or dealt with by the person or persons named in the order without the leave of a judge of the Supreme Court. Stop orders on members' bank accounts, etc.

PART II

2. *The Law Society Act*, being chapter 207 of the Revised Statutes of Ontario, 1960, is amended by adding thereto the following section: R.S.O. 1960, c. 207, amended

48a. If the treasurer or any other officer of the Society or the chairman or the vice-chairman of the Discipline Committee has reasonable cause to believe that a member of the Society has been or may be guilty of misconduct in connection with any property in his possession or under his control, a judge of the Supreme Court may upon an *ex parte* application by the Society order that no such property as is Stop orders on members' bank accounts, etc.

named in the order shall be paid out or dealt with by the person or persons named in the order without the leave of a judge of the Supreme Court.

PART III

Part I,
commence-
ment and
repeal

3.—(1) Part I comes into force on the day this Act receives Royal Assent and is repealed on the day the Revised Statutes of Ontario, 1960 come into force.

Part II,
commence-
ment

(2) Part II comes into force on the day the Revised Statutes of Ontario, 1960 come into force.

Part III,
commence-
ment

(3) Part III comes into force on the day this Act receives Royal Assent.

Short title

4. This Act may be cited as *The Law Society Amendment Act, 1960-61*.

PART III

Self-explanatory.



An Act to amend
The Law Society Act

1st Reading

November 23rd, 1960

2nd Reading

3rd Reading

MR. ROBERTS

BILL 8

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Law Society Act

MR. ROBERTS

(Reprinted as amended by the Committee on Legal Bills)

EXPLANATORY NOTES

PART I

SECTION 1. This provision is new. It will enable the Society to move to preserve assets in cases where a lawyer has been or may be guilty of misconduct.

PART II

The amendment in Part I is to the Act now in force. The amendment in Part II is similar in substance but is to the Act as it will be in the Revised Statutes of Ontario, 1960.

An Act to amend The Law Society Act

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

PART I

1. *The Law Society Act*, being chapter 200 of the Revised Statutes of Ontario, 1950, is amended by adding thereto the following section: R.S.O. 1950, c. 200, amended

48a. If the treasurer, secretary or deputy secretary of the Society or the chairman or the vice-chairman of the Discipline Committee has reasonable cause to believe that a member of the Society has been or may be guilty of misconduct in connection with any property in his possession or under his control, a judge of the Supreme Court may upon an *ex parte* application by the Society order that no such property as is named in the order shall be paid out or dealt with by the person or persons named in the order without the leave of a judge of the Supreme Court. Stop orders, on members' bank accounts, etc.

PART II

2. *The Law Society Act*, being chapter 207 of the Revised Statutes of Ontario, 1960, is amended by adding thereto the following section: R.S.O. 1960, c. 207, amended

48a. If the treasurer, secretary or deputy secretary of the Society or the chairman or the vice-chairman of the Discipline Committee has reasonable cause to believe that a member of the Society has been or may be guilty of misconduct in connection with any property in his possession or under his control, a judge of the Supreme Court may upon an *ex parte* application by the Society order that no such property as is Stop orders, on members' bank accounts, etc.

named in the order shall be paid out or dealt with by the person or persons named in the order without the leave of a judge of the Supreme Court.

PART III

Part I,
commence-
ment and
repeal

3.—(1) Part I comes into force on the day this Act receives Royal Assent and is repealed on the day the Revised Statutes of Ontario, 1960 come into force.

Part II,
commence-
ment

(2) Part II comes into force on the day the Revised Statutes of Ontario, 1960 come into force.

Part III,
commence-
ment

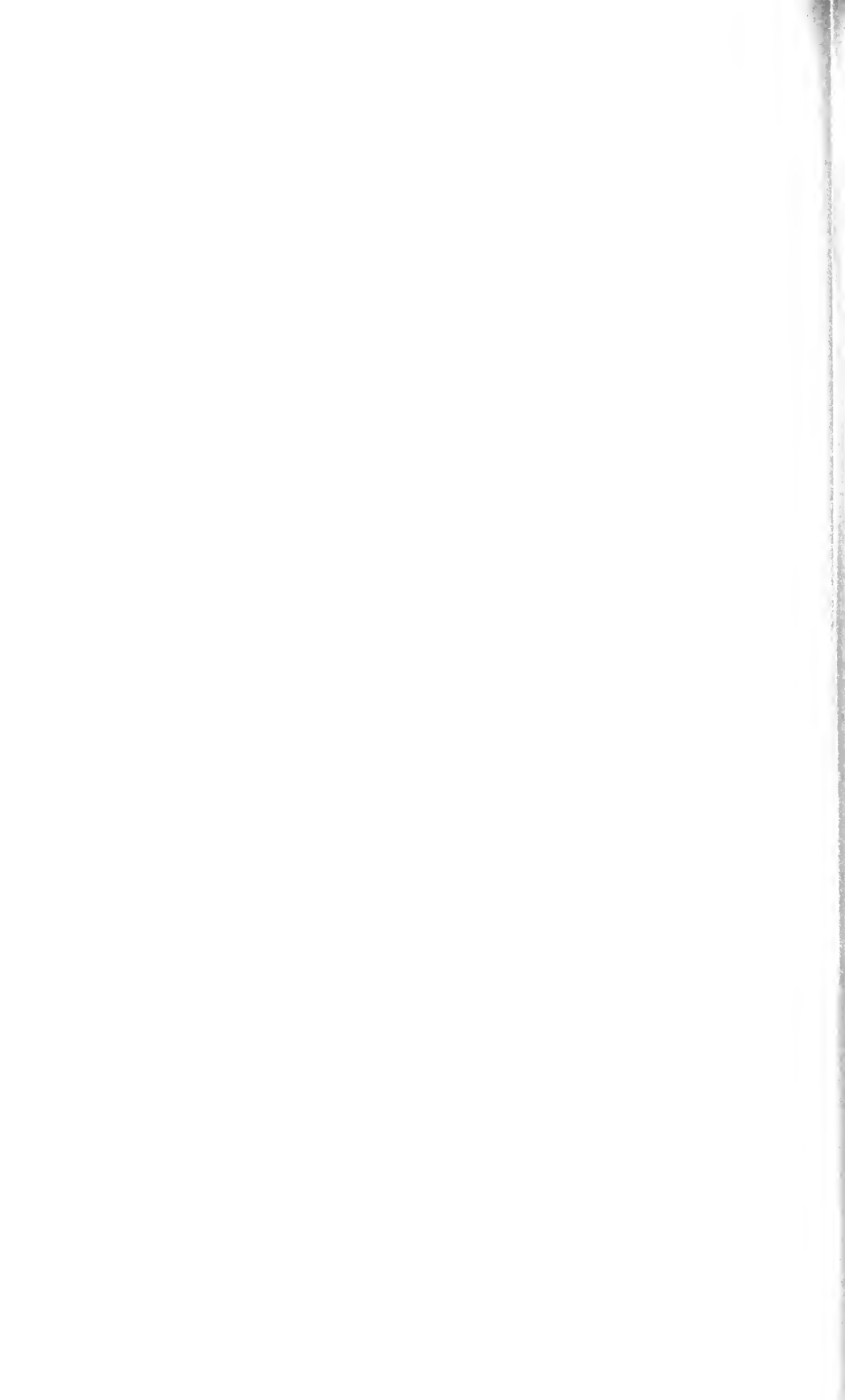
(3) Part III comes into force on the day this Act receives Royal Assent.

Short title

4. This Act may be cited as *The Law Society Amendment Act, 1960-61*.

PART III

Self-explanatory.





An Act to amend
The Law Society Act

1st Reading

November 23rd, 1960

2nd Reading

December 2nd, 1960

3rd Reading

MR. ROBERTS

*(Reprinted as amended by the
Committee on Legal Bills)*

BILL 8

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Law Society Act

MR. ROBERTS

(Reprinted as amended by the Committee of the Whole House)

EXPLANATORY NOTES

SECTION 1. This provision is new. It will enable the Society to move to preserve assets in cases where a lawyer has been or may be guilty of misconduct.

BILL 8

1960-61

An Act to amend The Law Society Act

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

1. *The Law Society Act* is amended by adding thereto the following section: R.S.O. 1960,
c. 207,
amended

48a. If the treasurer, secretary or deputy secretary of the Society or the chairman or the vice-chairman of the Discipline Committee has reasonable cause to believe that a member of the Society has been or may be guilty of misconduct in connection with any property in his possession or under his control, a judge of the Supreme Court may upon an *ex parte* application by the Society order that no such property as is named in the order shall be paid out or dealt with by the person or persons named in the order without the leave of a judge of the Supreme Court. Stop orders
on members'
bank
accounts,
etc.

2. This Act comes into force on the 1st day of January, 1961. Commence-
ment

3. This Act may be cited as *The Law Society Amendment Act, 1960-61*. Short title

An Act to amend
The Law Society Act

1st Reading

November 23rd, 1960

2nd Reading

December 2nd, 1960

3rd Reading

MR. ROBERTS

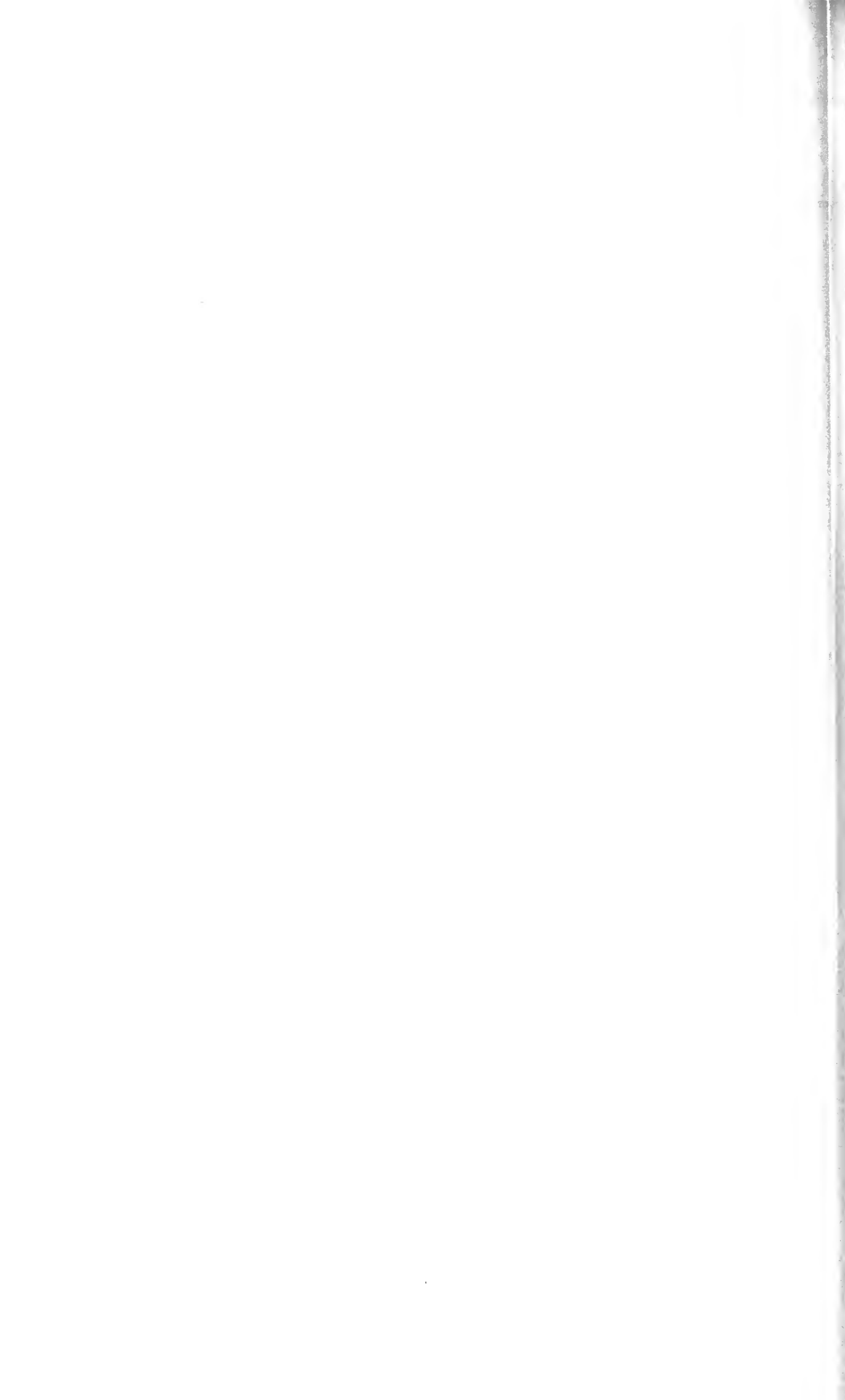
*(Reprinted as amended by the
Committee of the Whole House)*

BILL 8

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Law Society Act

MR. ROBERTS



BILL 8

1960-61

An Act to amend The Law Society Act

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

1. *The Law Society Act* is amended by adding thereto the following section: R.S.O. 1960,
c. 207,
amended

48a. If the treasurer, secretary or deputy secretary of the Society or the chairman or the vice-chairman of the Discipline Committee has reasonable cause to believe that a member of the Society has been or may be guilty of misconduct in connection with any property in his possession or under his control, a judge of the Supreme Court may upon an *ex parte* application by the Society order that no such property as is named in the order shall be paid out or dealt with by the person or persons named in the order without the leave of a judge of the Supreme Court. Stop orders
on members'
bank
accounts,
etc.

2. This Act comes into force on the 1st day of January, 1961. Commence-
ment

3. This Act may be cited as *The Law Society Amendment Act, 1960-61*. Short title

An Act to amend
The Law Society Act

1st Reading

November 23rd, 1960

2nd Reading

December 2nd, 1960

3rd Reading

December 15th, 1960

MR. ROBERTS

BILL 9

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Liquor Control Act

MR. ROBERTS

EXPLANATORY NOTES

PART I

The purpose of this Bill is to simplify the penalties for the offence of being in an intoxicated condition in a public place and to provide for the detention by order or voluntarily in an institution established for the reclamation of alcoholics of a person who may benefit from such care and treatment.

An Act to amend The Liquor Control Act

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

PART I

1. Subsection 7 of section 104 of *The Liquor Control Act*, R.S.O. 1950, c. 210, s. 104, being chapter 210 of the Revised Statutes of Ontario, 1950, subs. 7, is repealed and the following substituted therefor: re-enacted

- (7) Every person who contravenes subsection 2 of section 79 is guilty of an offence and, Penalty for being drunk in public place
- (a) is liable to a fine of not more than \$50 or to imprisonment for a term of not more than thirty days in the common jail, or to both; or
 - (b) may be detained for a term of not more than thirty days in an institution for the reclamation of alcoholics that is designated for the purpose by the Lieutenant Governor in Council; or
 - (c) may be detained for an indeterminate term of not more than ninety days in an institution mentioned in clause *b* if he signs a pledge agreeing and consenting to remain therein for such period of time, not exceeding ninety days, as in the opinion of the superintendent of the institution is required for his reclamation and to abide faithfully by all the rules and regulations of the institution so long as he is an inmate thereof.
- (8) The Lieutenant Governor in Council may designate Institutions for reclamation of alcoholics one or more institutions for the reclamation of alcoholics detained therein under subsection 7 and may make regulations respecting the transfer, admission and detention of persons to or in such institutions and providing for the government and operation of such institutions.

PART II

R.S.O. 1960,
c. 217, s. 106,
subs. 7,
re-enacted

2. Subsection 7 of section 106 of *The Liquor Control Act*, being chapter 217 of the Revised Statutes of Ontario, 1960, is repealed and the following substituted therefor:

Penalty for
being drunk
in public
place

(7) Every person who contravenes subsection 2 of section 80 is guilty of an offence and,

- (a) is liable to a fine of not more than \$50 or to imprisonment for a term of not more than thirty days in the common jail, or to both;
- (b) may be detained for a term of not more than thirty days in an institution for the reclamation of alcoholics that is designated for the purpose by the Lieutenant Governor in Council; or
- (c) may be detained for an indeterminate term of not more than ninety days in an institution mentioned in clause *b* if he signs a pledge agreeing and consenting to remain therein for such period of time, not exceeding ninety days, as in the opinion of the superintendent of the institution is required for his reclamation and to abide faithfully by all the rules and regulations of the institution so long as he is an inmate thereof.

Institutions
for reclama-
tion of
alcoholics

(8) The Lieutenant Governor in Council may designate one or more institutions for the reclamation of alcoholics detained therein under subsection 7 and may make regulations respecting the transfer, admission and detention of persons to or in such institutions and providing for the government and operation of such institutions.

PART III

Part I,
commence-
ment

3.—(1) Part I comes into force on a day to be named by the Lieutenant Governor by his proclamation.

Part II,
commence-
ment

(2) Part II comes into force on a day to be named by the Lieutenant Governor by his proclamation.

Part III,
commence-
ment

(3) Part III comes into force on the day this Act receives Royal Assent.

Short title

4. This Act may be cited as *The Liquor Control Amendment Act, 1960-61*.

PART II

The amendments in Part I are to the Act now in force. The amendments in Part II are similar in substance but are to the Act as it will be in the Revised Statutes of Ontario, 1960.

PART III

The new provisions come into force on proclamation.



An Act to amend
The Liquor Control Act

1st Reading

November 23rd, 1960

2nd Reading

3rd Reading

MR. ROBERTS

BILL 9

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Liquor Control Act

MR. ROBERTS

(Reprinted as amended by the Committee of the Whole House)

EXPLANATORY NOTE

The purpose of this Bill is to simplify the penalties for the offence of being in an intoxicated condition in a public place and to provide for the detention by order or voluntarily in an institution established for the reclamation of alcoholics of a person who may benefit from such care and treatment.

BILL 9

1960-61

An Act to amend The Liquor Control Act

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

1. Subsection 7 of section 106 of *The Liquor Control Act* is repealed and the following substituted therefor:

R.S.O. 1960,
c. 217, s. 106,
subs. 7,
re-enacted

(7) Every person who contravenes subsection 2 of section 80 is guilty of an offence and,

Penalty for
being drunk
in public
place

(a) is liable to a fine of not more than \$50; or

(b) where he has contravened such subsection at least twice during the twelve months preceding the date of the commission of the offence thereunder with which he is charged, he may by order be detained for a term of thirty days in an institution for the reclamation of alcoholics that is designated for the purpose by the Lieutenant Governor in Council; or

(c) where he consents thereto, he may by order be detained for a term of ninety days in an institution mentioned in clause *b*, but the superintendent of the institution may release him at any time during such term if the superintendent is of the opinion that further detention will not benefit him.

(8) The Lieutenant Governor in Council may designate one or more institutions for the reclamation of alcoholics detained therein under subsection 7 and may make regulations respecting the transfer, admission and detention of persons to or in such institutions and providing for the government and operation of such institutions.

Institutions
for reclama-
tion of
alcoholics

Commence-
ment

2. This Act comes into force on a day to be named by the Lieutenant Governor by his proclamation.

Short title

3. This Act may be cited as *The Liquor Control Amendment Act, 1960-61*.







An Act to amend
The Liquor Control Act

1st Reading

November 23rd, 1960

2nd Reading

December 2nd, 1960

3rd Reading

MR. ROBERTS

*(Reprinted as amended by the
Committee of the Whole House)*

BILL 9

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Liquor Control Act

MR. ROBERTS

BILL 9

1960-61

An Act to amend The Liquor Control Act

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

1. Subsection 7 of section 106 of *The Liquor Control Act* is repealed and the following substituted therefor: R.S.O. 1960, c. 217, s. 106, subs. 7, re-enacted

(7) Every person who contravenes subsection 2 of section 80 is guilty of an offence and, Penalty for being drunk in public place

(a) is liable to a fine of not more than \$50; or

(b) where he has contravened such subsection at least twice during the twelve months preceding the date of the commission of the offence thereunder with which he is charged, he may by order be detained for a term of thirty days in an institution for the reclamation of alcoholics that is designated for the purpose by the Lieutenant Governor in Council; or

(c) where he consents thereto, he may by order be detained for a term of ninety days in an institution mentioned in clause *b*, but the superintendent of the institution may release him at any time during such term if the superintendent is of the opinion that further detention will not benefit him.

(8) The Lieutenant Governor in Council may designate one or more institutions for the reclamation of alcoholics detained therein under subsection 7 and may make regulations respecting the transfer, admission and detention of persons to or in such institutions and providing for the government and operation of such institutions. Institutions for reclamation of alcoholics

BILL 9

1960-61

An Act to amend The Liquor Control Act

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

1. Subsection 7 of section 106 of *The Liquor Control Act* is repealed and the following substituted therefor: R.S.O. 1960, c. 217, s. 106, subs. 7, re-enacted

(7) Every person who contravenes subsection 2 of section 80 is guilty of an offence and, Penalty for being drunk in public place

(a) is liable to a fine of not more than \$50; or

(b) where he has contravened such subsection at least twice during the twelve months preceding the date of the commission of the offence thereunder with which he is charged, he may by order be detained for a term of thirty days in an institution for the reclamation of alcoholics that is designated for the purpose by the Lieutenant Governor in Council; or

(c) where he consents thereto, he may by order be detained for a term of ninety days in an institution mentioned in clause *b*, but the superintendent of the institution may release him at any time during such term if the superintendent is of the opinion that further detention will not benefit him.

(8) The Lieutenant Governor in Council may designate one or more institutions for the reclamation of alcoholics detained therein under subsection 7 and may make regulations respecting the transfer, admission and detention of persons to or in such institutions and providing for the government and operation of such institutions. Institutions for reclamation of alcoholics

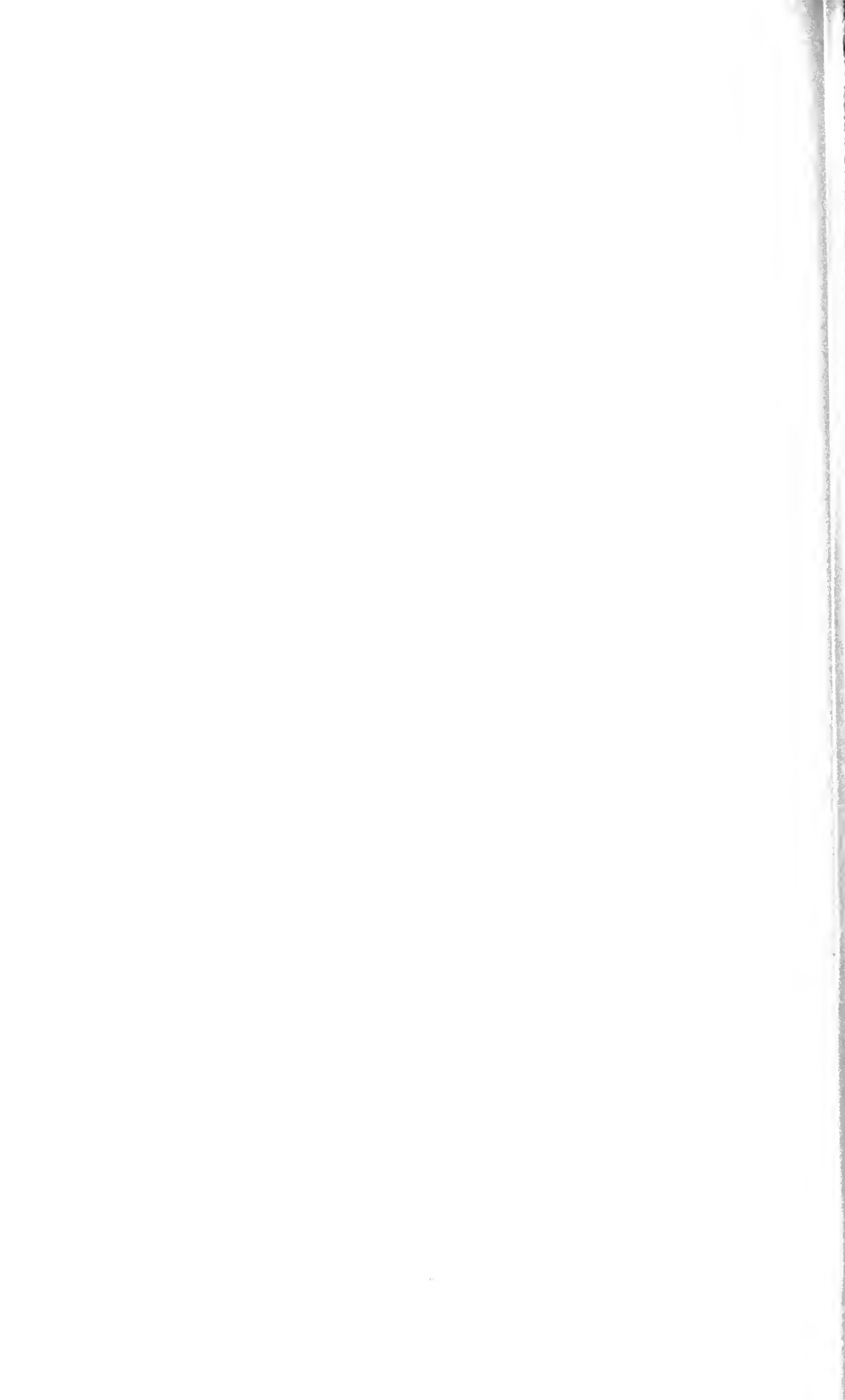
Commence-
ment

2. This Act comes into force on a day to be named by the Lieutenant Governor by his proclamation.

Short title

3. This Act may be cited as *The Liquor Control Amendment Act, 1960-61*.





An Act to amend
The Liquor Control Act

1st Reading

November 23rd, 1960

2nd Reading

December 2nd, 1960

3rd Reading

December 16th, 1960

MR. ROBERTS

BILL 10

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Mortgages Act

MR. ROBERTS

EXPLANATORY NOTES

PART I

SECTION 1. Self-explanatory.

PART II

The amendment in Part I is to the Act now in force. The amendment in Part II is similar in substance but is to the Act as it will be in the Revised Statutes of Ontario, 1960.

PART III

Self-explanatory.

BILL 10

1960-61

An Act to amend The Mortgages Act

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

PART I

1. *The Mortgages Act*, being chapter 239 of the Revised Statutes of Ontario, 1950, is amended by adding thereto the following section: R.S.O. 1950, c. 239, amended

3a. Notwithstanding any stipulation to the contrary, upon the execution of a mortgage, the mortgagee shall cause a copy of the mortgage to be delivered to the mortgagor. Right of mortgagor to copy of mortgage

PART II

2. *The Mortgages Act*, being chapter 245 of the Revised Statutes of Ontario, 1960, is amended by adding thereto the following section: R.S.O. 1960, c. 245, amended

3a. Notwithstanding any stipulation to the contrary, upon the execution of a mortgage, the mortgagee shall cause a copy of the mortgage to be delivered to the mortgagor. Right of mortgagor to copy of mortgage

PART III

3.—(1) Part I comes into force on the day this Act receives Royal Assent and is repealed on the day the Revised Statutes of Ontario, 1960 come into force. Part I, commencement and repeal

(2) Part II comes into force on the day the Revised Statutes of Ontario, 1960 come into force. Part II, commencement

(3) Part III comes into force on the day this Act receives Royal Assent. Part III, commencement

4. This Act may be cited as *The Mortgages Amendment Act, 1960-61*. Short title

An Act to amend The Mortgages Act

1st Reading

November 23rd, 1960

2nd Reading

3rd Reading

MR. ROBERTS

BILL 10

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Mortgages Act

MR. ROBERTS

(Reprinted as amended by the Committee on Legal Bills)

EXPLANATORY NOTES

PART I

SECTION 1. Self-explanatory.

PART II

The amendment in Part I is to the Act now in force. The amendment in Part II is similar in substance but is to the Act as it will be in the Revised Statutes of Ontario, 1960.

PART III

Self-explanatory.

BILL 10

1960-61

An Act to amend The Mortgages Act

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PART I

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PART II

2. *The Mortgages Act*, being chapter 245 of the Revised Statutes of Ontario, 1960, is amended by adding thereto the following section: R.S.O. 1960, c. 245, amended

3a. Notwithstanding any stipulation to the contrary, upon the execution of a mortgage, the mortgagee shall cause a true copy of the mortgage to be delivered to the mortgagor. Right of mortgagor to copy of mortgage

PART III

3.—(1) Part I comes into force on the day this Act receives Royal Assent and is repealed on the day the Revised Statutes of Ontario, 1960 come into force. Part I, commencement and repeal

(2) Part II comes into force on the day the Revised Statutes of Ontario, 1960 come into force. Part II, commencement

(3) Part III comes into force on the day this Act receives Royal Assent. Part III, commencement

4. This Act may be cited as *The Mortgages Amendment Act, 1960-61*. Short title

EXPLANATORY NOTES

PART I

SECTION 1. Self-explanatory.

PART II

The amendment in Part I is to the Act now in force. The amendment in Part II is similar in substance but is to the Act as it will be in the Revised Statutes of Ontario, 1960.

PART III

Self-explanatory.

BILL 10

1960-61

An Act to amend The Mortgages Act

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

PART I

1. *The Mortgages Act*, being chapter 239 of the Revised Statutes of Ontario, 1950, is amended by adding thereto the following section: R.S.O. 1950, c. 239, amended

3a. Notwithstanding any stipulation to the contrary, upon the execution of a mortgage, the mortgagee shall cause a true copy of the mortgage to be delivered to the mortgagor. Right of mortgagor to copy of mortgage

PART II

2. *The Mortgages Act*, being chapter 245 of the Revised Statutes of Ontario, 1960, is amended by adding thereto the following section: R.S.O. 1960, c. 245, amended

3a. Notwithstanding any stipulation to the contrary, upon the execution of a mortgage, the mortgagee shall cause a true copy of the mortgage to be delivered to the mortgagor. Right of mortgagor to copy of mortgage

PART III

3.—(1) Part I comes into force on the day this Act receives Royal Assent and is repealed on the day the Revised Statutes of Ontario, 1960 come into force. Part I, commencement and repeal

(2) Part II comes into force on the day the Revised Statutes of Ontario, 1960 come into force. Part II, commencement

(3) Part III comes into force on the day this Act receives Royal Assent. Part III, commencement

4. This Act may be cited as *The Mortgages Amendment Act, 1960-61*. Short title

An Act to amend The Mortgages Act

1st Reading

November 23rd, 1960

2nd Reading

December 2nd, 1960

3rd Reading

MR. ROBERTS

*(Reprinted as amended by the
Committee on Legal Bills)*

BILL 10

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Mortgages Act

MR. ROBERTS

*(Reprinted a second time as amended by the
Committee on Legal Bills)*

EXPLANATORY NOTE

The new section is designed to ensure that the mortgagor will receive a copy of the mortgage and thus be in a position at any time to peruse it and check its terms in order to be fully aware of the transaction that he has entered into.

BILL 10

1960-61

An Act to amend The Mortgages Act

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

1. *The Mortgages Act* is amended by adding thereto the following section: R.S.O. 1960,
c. 245,
amended

3a.—(1) Notwithstanding any stipulation to the contrary, within thirty days after receipt by the mortgagee of a mortgage executed by the mortgagor, the mortgagor or his solicitor or representative shall deliver or mail or cause to be delivered or mailed a true copy of the mortgage to the mortgagor or his solicitor or representative. Right of
mortgagor
to copy
of mortgage

(2) If the mortgagee or his solicitor or representative fails to deliver or mail or cause to be delivered or mailed a true copy of the mortgage to the mortgagor or his solicitor or representative within thirty days after receipt by the mortgagee of the mortgage executed by the mortgagor as required by subsection 1, the mortgagor may, within ten days after the period of thirty days has elapsed, demand from the mortgagee a true copy of the mortgage, and, if the mortgagee fails to comply with the demand within ten days after receipt of the demand by him, he is guilty of an offence and on summary conviction is liable to a fine of not more than \$50. Offence

2. This Act may be cited as *The Mortgages Amendment Act, 1960-61*. Short title

An Act to amend The Mortgages Act

1st Reading

November 23rd, 1960

2nd Reading

December 2nd, 1960

3rd Reading

MR. ROBERTS

*(Reprinted a second time as amended by
the Committee on Legal Bills)*

BILL 10

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Mortgages Act

MR. ROBERTS



BILL 10

1960-61

An Act to amend The Mortgages Act

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

1. *The Mortgages Act* is amended by adding thereto the following section: R.S.O. 1960,
c. 245,
amended

3a.—(1) Notwithstanding any stipulation to the contrary, within thirty days after receipt by the mortgagee of a mortgage executed by the mortgagor, the mortgagor or his solicitor or representative shall deliver or mail or cause to be delivered or mailed a true copy of the mortgage to the mortgagor or his solicitor or representative. Right of
mortgagor
to copy
of mortgage

(2) If the mortgagee or his solicitor or representative fails to deliver or mail or cause to be delivered or mailed a true copy of the mortgage to the mortgagor or his solicitor or representative within thirty days after receipt by the mortgagee of the mortgage executed by the mortgagor as required by subsection 1, the mortgagor may, within ten days after the period of thirty days has elapsed, demand from the mortgagee a true copy of the mortgage, and, if the mortgagee fails to comply with the demand within ten days after receipt of the demand by him, he is guilty of an offence and on summary conviction is liable to a fine of not more than \$50. Offence

2. This Act may be cited as *The Mortgages Amendment Act, 1960-61*. Short title

An Act to amend The Mortgages Act

1st Reading

November 23rd, 1960

2nd Reading

December 2nd, 1960

3rd Reading

March 16th, 1961

MR. ROBERTS

BILL 11

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Trustee Act

MR. ROBERTS

EXPLANATORY NOTES

PART I

SECTION 1. Under the present Act it is possible, in certain circumstances, for a right of action to be prejudiced.

The purpose of the new subsection is to empower a judge of the Supreme Court to take appropriate action in these cases.

PART II

The amendment in Part I is to the Act now in force. The amendment in Part II is similar in substance but is to the Act as it will be in the Revised Statutes of Ontario, 1960.

PART III

Self-explanatory.

BILL 11

1960-61

An Act to amend The Trustee Act

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

PART I

1. Section 37 of *The Trustee Act*, being chapter 400 of the Revised Statutes of Ontario, 1950, as amended by subsection 1 of section 1 of *The Trustee Amendment Act, 1951* and section 1 of *The Trustee Amendment Act, 1956*, is further amended by adding thereto the following subsection:

- (2b) A judge of the Supreme Court may make an appointment under subsection 2a before the period of six months referred to therein has expired if he is of opinion that a right of action of the person wronged would otherwise be prejudiced. Exception

PART II

2. Section 38 of *The Trustee Act*, being chapter 408 of the Revised Statutes of Ontario, 1960, is amended by adding thereto the following subsection:

- (3a) A judge of the Supreme Court may make an appointment under subsection 3 before the period of six months referred to therein has expired if he is of opinion that a right of action of the person wronged would otherwise be prejudiced. Exception

PART III

3.—(1) Part I comes into force on the day this Act receives Royal Assent and is repealed on the day the Revised Statutes of Ontario, 1960 come into force. Part I,
commence-
ment and
repeal

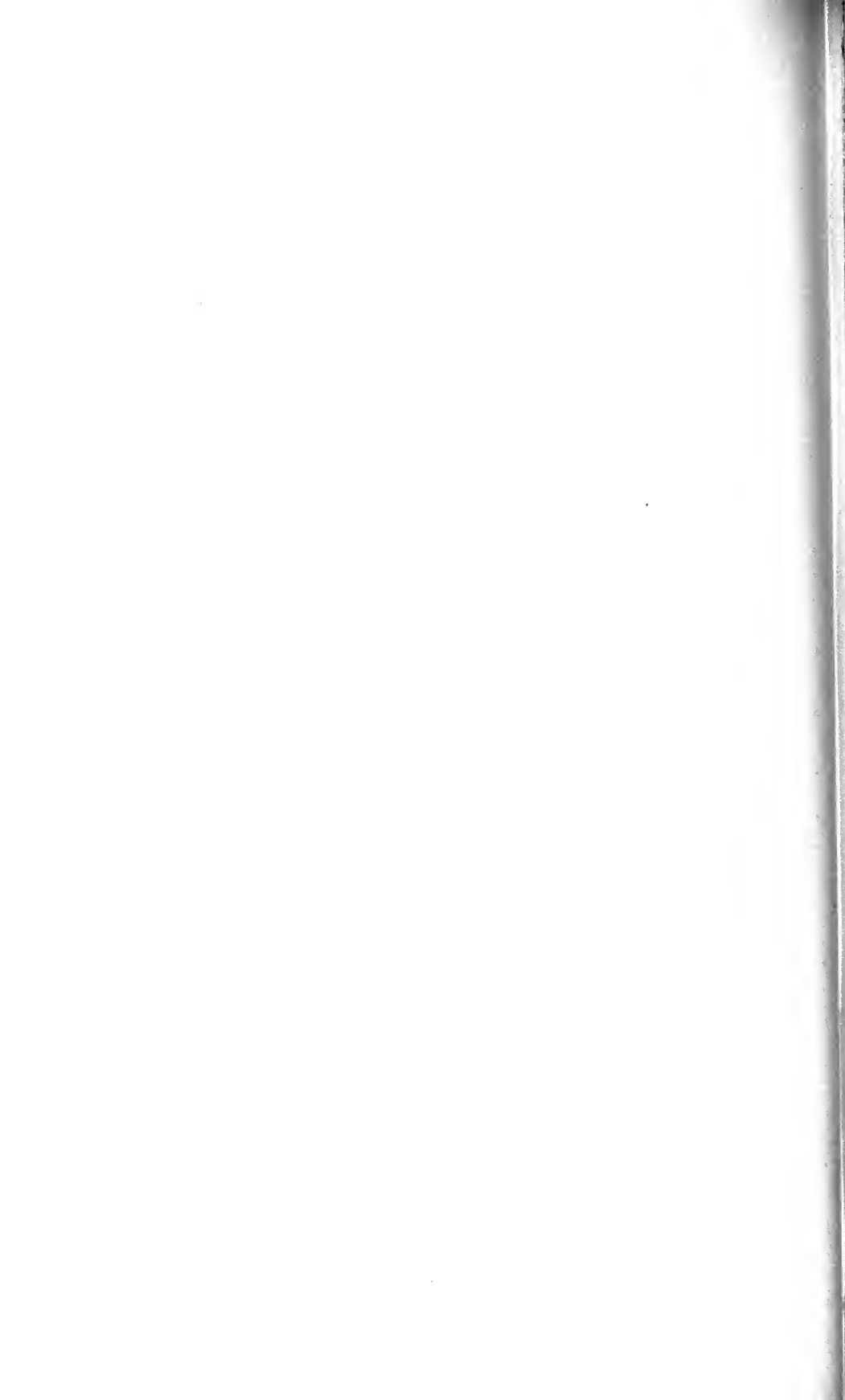
(2) Part II comes into force on the day the Revised Statutes of Ontario, 1960 come into force. Part II,
commence-
ment

Part III,
commence-
ment

(3) Part III comes into force on the day this Act receives Royal Assent.

Short title

4. This Act may be cited as *The Trustee Amendment Act, 1960-61*.



An Act to amend The Trustee Act

1st Reading

November 23rd, 1960

2nd Reading

3rd Reading

MR. ROBERTS

BILL 11

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Trustee Act

MR. ROBERTS

(Reprinted as amended by the Committee of the Whole House)

EXPLANATORY NOTES

SECTION 1. Under the present Act it is possible, in certain circumstances, for a right of action to be prejudiced.

The purpose of the new subsection is to empower a judge of the Supreme Court to take appropriate action in these cases.

BILL 11

1960-61

An Act to amend The Trustee Act

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

1. Section 38 of *The Trustee Act* is amended by adding thereto the following subsection: R.S.O. 1960, c. 408, s. 38, amended

(3a) A judge of the Supreme Court may make an appointment under subsection 3 before the period of six months referred to therein has expired if he is of opinion that a right of action of the person wronged would otherwise be prejudiced. Exception

2. This Act comes into force on the 1st day of January, 1961. Commencement

3. This Act may be cited as *The Trustee Amendment Act*, 1960-61. Short title

An Act to amend The Trustee Act

1st Reading

November 23rd, 1960

2nd Reading

December 2nd, 1960

3rd Reading

MR. ROBERTS

*(Reprinted as amended by the
Committee of the Whole House)*

BILL 11

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Trustee Act

MR. ROBERTS

BILL 11

1960-61

An Act to amend The Trustee Act

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

1. Section 38 of *The Trustee Act* is amended by adding thereto the following subsection: R.S.O. 1960,
c. 408, s. 38,
amended

(3a) A judge of the Supreme Court may make an appointment under subsection 3 before the period of six months referred to therein has expired if he is of opinion that a right of action of the person wronged would otherwise be prejudiced. Exception

2. This Act comes into force on the 1st day of January, 1961. Commence-
ment

3. This Act may be cited as *The Trustee Amendment Act*, 1960-61. Short title

An Act to amend The Trustee Act

1st Reading

November 23rd, 1960

2nd Reading

December 2nd, 1960

3rd Reading

December 15th, 1960

MR. ROBERTS

BILL 12

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to amend
The Fair Employment Practices Act, 1951**

MR. DAVISON

EXPLANATORY NOTES

PART I

The purpose of the amendments is to prevent discrimination in employment because of age, except within the limits set out in the provision added by subsection 2 of section 1 of this Bill.

BILL 12

1960-61

**An Act to amend
The Fair Employment Practices Act, 1951**

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

PART I

1.—(1) Section 3 of *The Fair Employment Practices Act, 1951*, c. 24, s. 3, is amended by inserting after “his” in the fourth line “age”, so that subsection 1 of the said section shall read as follows:

1. No employer or person acting on behalf of an employer shall refuse to employ or to continue to employ any person or discriminate against any person in regard to employment or any term or condition of employment because of his age, race, creed, colour, nationality, ancestry or place of origin. Employers not to discriminate in employment practices

(2) The said section 3 is further amended by adding thereto the following subsection: 1951, c. 24, s. 3, amended

- (2) Nothing in subsection 1 prevents an employer from refusing to employ or to continue to employ a person who is physically incapable of performing the work required, from retiring an employee under a *bona fide* retirement scheme or policy or from varying insurance or pension coverage according to an employee's age. Exceptions

2. Section 4 of *The Fair Employment Practices Act, 1951*, c. 24, s. 4, is amended by inserting after “of” in the third line “age”, so that the section shall read as follows: 1951, c. 24, s. 4, amended

4. No trade union shall exclude from membership or expel or suspend any person or member or discriminate against any person or member because of age, race, creed, colour, nationality, ancestry or place of origin. Membership in trade union

1951, c. 24,
s. 5,
amended

3. Section 5 of *The Fair Employment Practices Act, 1951* is amended by inserting after "the" in the fifth line "age", so that the section shall read as follows:

Employment
applications
and adver-
tisements
not to
discriminate

5. No person shall use or circulate any form of application for employment or publish any advertisement in connection with employment or prospective employment or make any written or oral inquiry which expresses either directly or indirectly any limitation, specification or preference as to the age, race, creed, colour, nationality, ancestry or place of origin of any person.

PART II

R.S.O. 1960,
c. 132, s. 3,
amended

4.—(1) Section 3 of *The Fair Employment Practices Act*, being chapter 132 of the Revised Statutes of Ontario, 1960, is amended by inserting after "his" in the fourth line "age", so that subsection 1 of the said section shall read as follows:

Employers
not to
discriminate
in employ-
ment
practices

- (1) No employer or person acting on behalf of an employer shall refuse to employ or to continue to employ any person or discriminate against any person in regard to employment or any term or condition of employment because of his age, race, creed, colour, nationality, ancestry or place of origin.

R.S.O. 1960,
c. 132, s. 3,
amended

(2) The said section 3 is further amended by adding thereto the following subsection:

Exceptions

- (2) Nothing in subsection 1 prevents an employer from refusing to employ or to continue to employ a person who is physically incapable of performing the work required, from retiring an employee under a *bona fide* retirement scheme or policy or from varying insurance or pension coverage according to an employee's age.

R.S.O. 1960,
c. 132, s. 4,
amended

5. Section 4 of *The Fair Employment Practices Act*, being chapter 132 of the Revised Statutes of Ontario, 1960, is amended by inserting after "of" in the third line "age", so that the section shall read as follows:

Membership
in trade
union

4. No trade union shall exclude from membership or expel or suspend any person or member or discriminate against any person or member because of age, race, creed, colour, nationality, ancestry or place of origin.

R.S.O. 1960,
c. 132, s. 5,
amended

6. Section 5 of *The Fair Employment Practices Act*, being chapter 132 of the Revised Statutes of Ontario, 1960, is amended by inserting after "the" in the fifth line "age", so that the section shall read as follows:

PART II

The amendments in Part I are to the Act now in force. The amendments in Part II are similar in substance but are to the Act as it will be in the Revised Statutes of Ontario, 1960.

PART III

Self-explanatory.

5. No person shall use or circulate any form of application for employment or publish any advertisement in connection with employment or prospective employment or make any written or oral inquiry that expresses either directly or indirectly any limitation, specification or preference as to the age, race, creed, colour, nationality, ancestry or place of origin of any person.
- Employment applications and advertisements not to discriminate

PART III

7.—(1) Part I comes into force on the day this Act receives Royal Assent and is repealed on the day the Revised Statutes of Ontario, 1960 come into force.

Part I, commencement and repeal

(2) Part II comes into force on the day the Revised Statutes of Ontario, 1960 come into force.

Part II, commencement

(3) Part III comes into force on the day this Act receives Royal Assent.

Part III, commencement

8. This Act may be cited as *The Fair Employment Practices Amendment Act, 1960-61*.

Short title

An Act to amend
The Fair Employment Practices Act, 1951

1st Reading

November 24th, 1960

2nd Reading

3rd Reading

MR. DAVISON

BILL 13

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to amend
The Hours of Work and Vacations With Pay Act**

MR. GIBBORN

EXPLANATORY NOTES

PART I

The purpose of this Bill is to increase the mandatory vacation with pay period from one week a year to two weeks a year during the first four years on the job and to three weeks a year thereafter.

BILL 13

1960-61

An Act to amend The Hours of Work and Vacations with Pay Act

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

PART I

1. Subsections 2, 3 and 4 of section 2 of *The Hours of Work and Vacations with Pay Act*, being chapter 173 of the Revised Statutes of Ontario, 1950, are repealed and the following substituted therefor: R.S.O. 1950, c. 173, s. 2, subss. 2-4, re-enacted

- (2) Every employee in an industrial undertaking is entitled, Vacation with pay
- (a) after each year of his employment with any one employer, during the first five years of such employment, to a vacation of at least two weeks with pay;
 - (b) after each year of his employment with any one employer, after the first five years of such employment, to a vacation of at least three weeks with pay.
- (3) The vacation pay shall be the average wage of the employee during the year immediately preceding the date upon which the vacation commences for the period of the vacation. Calculation of vacation pay
- (4) The employer may determine the period when the employee may take the vacation provided for in subsection 1, but the period shall not be later than ten months after the end of the work year to which the vacation relates. When vacation to be taken
- (5) Subject to subsection 4, where an employee who is entitled to a vacation of two weeks wishes to take his vacation, Vacation pay, when payable

- (a) in one period of two weeks, his vacation pay shall be paid to him in full by his employer during the fourteen days immediately preceding the commencement of his vacation; or
- (b) in two periods of one week each, one-half of his vacation pay shall be paid to him by his employer during the fourteen days immediately preceding the commencement of each of the two periods.

Idem

- (6) Subject to subsection 4, where an employee who is entitled to a vacation of three weeks wishes to take his vacation,
 - (a) in one period of three weeks, his vacation pay shall be paid to him by his employer during the fourteen days immediately preceding the commencement of his vacation;
 - (b) in one period of two weeks and one period of one week,
 - (i) two-thirds of his vacation pay shall be paid to him by his employer during the fourteen days immediately preceding the commencement of the period of two weeks, and
 - (ii) one-third of his vacation pay shall be paid to him by his employer during the fourteen days immediately preceding the commencement of the period of one week;
 - (c) in three periods of one week each, one-third of his vacation pay shall be paid to him by his employer during the fourteen days immediately preceding the commencement of each of the three periods; or
 - (d) in two periods of more than one week but less than two weeks each, the sum that bears the same proportion to his vacation pay as the number of days comprising the period bears to twenty-one shall be paid to him by his employer during the fourteen days immediately preceding the commencement of the period to which the pay relates.

PART II

The amendments in Part I are to the Act now in force. The amendments in Part II are similar in substance but are to the Act as it will be in the Revised Statutes of Ontario, 1960.

PART II

2. Subsections 2, 3 and 4 of section 2 of *The Hours of Work and Vacations with Pay Act*, being chapter 181 of the Revised Statutes of Ontario, 1960, are repealed and the following substituted therefor: R.S.O. 1960, c. 181, s. 2, subss. 2-4, re-enacted

- (2) Every employee in an industrial undertaking is entitled, Vacation with pay
- (a) after each year of his employment with any one employer, during the first five years of such employment, to a vacation of at least two weeks with pay;
- (b) after each year of his employment with any one employer, after the first five years of such employment, to a vacation of at least three weeks with pay.
- (3) The vacation pay shall be the average wage of the employee during the year immediately preceding the date upon which the vacation commences for the period of the vacation. Calculation of vacation pay
- (4) The employer may determine the period when the employee may take the vacation provided for in subsection 1, but the period shall not be later than ten months after the end of the work year to which the vacation relates. When vacation to be taken
- (5) Subject to subsection 4, where an employee who is entitled to a vacation of two weeks wishes to take his vacation, Vacation pay, when payable
- (a) in one period of two weeks, his vacation pay shall be paid to him in full by his employer during the fourteen days immediately preceding the commencement of his vacation; or
- (b) in two periods of one week each, one-half of his vacation pay shall be paid to him by his employer during the fourteen days immediately preceding the commencement of each of the two periods.
- (6) Subject to subsection 4, where an employee who is entitled to a vacation of three weeks wishes to take his vacation, Idem

- (a) in one period of three weeks, his vacation pay shall be paid to him by his employer during the fourteen days immediately preceding the commencement of his vacation;
- (b) in one period of two weeks and one period of one week,
 - (i) two-thirds of his vacation pay shall be paid to him by his employer during the fourteen days immediately preceding the commencement of the period of two weeks, and
 - (ii) one-third of his vacation pay shall be paid to him by his employer during the fourteen days immediately preceding the commencement of the period of one week;
- (c) in three periods of one week each, one-third of his vacation pay shall be paid to him by his employer during the fourteen days immediately preceding the commencement of each of the three periods; or
- (d) in two periods of more than one week but less than two weeks each, the sum that bears the same proportion to his vacation pay as the number of days comprising the period bears to twenty-one shall be paid to him by his employer during the fourteen days immediately preceding the commencement of the period to which the pay relates.

PART III

Part I,
commence-
ment and
repeal

3.—(1) Part I comes into force on the day this Act receives Royal Assent and is repealed on the day the Revised Statutes of Ontario, 1960 come into force.

Part II,
commence-
ment

(2) Part II comes into force on the day the Revised Statutes of Ontario, 1960 come into force.

Part III,
commence-
ment

(3) Part III comes into force on the day this Act receives Royal Assent.

Short title

4. This Act may be cited as *The Hours of Work and Vacations with Pay Amendment Act, 1960-61*.

PART III

Self-explanatory.



An Act to amend
The Hours of Work and
Vacations with Pay Act

1st Reading

November 25th, 1960

2nd Reading

3rd Reading

MR. GISBORN

BILL 14

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Labour Relations Act

MR. MACDONALD

EXPLANATORY NOTES

PART I

The section repealed empowers a municipality to declare that *The Labour Relations Act* does not apply to it in its relations with its employees.

PART II

The amendment in Part I is to the Act now in force. The amendment in Part II is similar in substance but is to the Act as it will be in the Revised Statutes of Ontario, 1960.

PART III

Self-explanatory.

BILL 14

1960-61

**An Act to amend
The Labour Relations Act**

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

PART I

1. Section 78 of *The Labour Relations Act*, being chapter 194 of the Revised Statutes of Ontario, 1950, is repealed. R.S.O. 1950,
c. 194, s. 78,
repealed

PART II

2. Section 89 of *The Labour Relations Act*, being chapter 202 of the Revised Statutes of Ontario, 1960, is repealed. R.S.O. 1960,
c. 202, s. 89,
repealed

PART III

3.—(1) Part I comes into force on the day this Act receives Royal Assent and is repealed on the day the Revised Statutes of Ontario, 1960 come into force. Part I,
commence-
ment and
repeal

(2) Part II comes into force on the day the Revised Statutes of Ontario, 1960 come into force. Part II,
commence-
ment

(3) Part III comes into force on the day this Act receives Royal Assent. Part III,
commence-
ment

4. This Act may be cited as *The Labour Relations Amendment Act, 1960-61*. Short title

An Act to amend
The Labour Relations Act

1st Reading

November 25th, 1960

2nd Reading

3rd Reading

MR. MACDONALD

BILL 15

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to amend
The Fair Accommodation Practices Act, 1954**

MR. GISBORN

EXPLANATORY NOTES

PART I

SECTION 1. The new clause *a* defines the terms "living accommodation" and "owner".

SECTION 2. The new subsections prohibit discrimination in selling or renting living accommodation as defined in section 1, but excepts religious or denominational institutions.

BILL 15

1960-61

**An Act to amend
The Fair Accommodation Practices Act, 1954**

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

PART I

1. Section 1 of *The Fair Accommodation Practices Act, 1954* ^{1954, c. 28, s. 1,} is amended by relettering clause *a* as clause *aa* and by adding ^{amended} thereto the following clauses:

(a) "living accommodation" means a self-contained one-family dwelling unit in a building having three or more of such dwelling units or a house consisting of a self-contained one-family residence owned by a person who is an owner of at least two other such houses for the purpose of rental or sale;

.

(c) "owner" means a person who is a necessary party to a rental or sale of real property, and "owned" has a corresponding meaning.

2. Section 2 of *The Fair Accommodation Practices Act, 1954* ^{1954, c. 28, s. 2,} is amended by adding thereto the following subsections: ^{amended}

(2) No person shall refuse to rent or sell living accommodation to any person or class of persons because ^{Discrimination prohibited} of the race, creed, colour, nationality, ancestry or place of origin of such person or class of persons.

(3) Nothing in this section shall be construed to bar ^{Application to religious and denominational institutions} any religious or denominational institution or organization, or any organization operated for charitable or educational purposes that is operated, supervised or controlled by or in connection with a religious organization, from limiting admission to or giving preference to persons of the same religion or

denomination or for making such selection as is calculated by such organization to promote the religious principles for which it is established or maintained.

PART II

R.S.O. 1960,
c. 131, s. 1,
amended

3. Section 1 of *The Fair Accommodation Practices Act*, being chapter 131 of the Revised Statutes of Ontario, 1960, is amended by relettering clause *a* as clause *aa* and by adding thereto the following clauses:

(a) "living accommodation" means a self-contained one-family dwelling unit in a building having three or more of such dwelling units or a house consisting of a self-contained one-family residence owned by a person who is an owner of at least two other such houses for the purpose of rental or sale;

.

(c) "owner" means a person who is a necessary party to a rental or sale of real property, and "owned" has a corresponding meaning.

R.S.O. 1960,
c. 131, s. 2,
amended

4. Section 2 of *The Fair Accommodation Practices Act*, being chapter 131 of the Revised Statutes of Ontario, 1960, is amended by adding thereto the following subsections:

Discrimina-
tion pro-
hibited

(2) No person shall refuse to rent or sell living accommodation to any person or class of persons because of the race, creed, colour, nationality, ancestry or place of origin of such person or class of persons.

Application
to religious
and de-
nominational
institutions

(3) Nothing in this section shall be construed to bar any religious or denominational institution or organization, or any organization operated for charitable or educational purposes that is operated, supervised or controlled by or in connection with a religious organization, from limiting admission to or giving preference to persons of the same religion or denomination or for making such selection as is calculated by such organization to promote the religious principles for which it is established or maintained.

PART III

Part I,
commence-
ment and
repeal

5.—(1) Part I comes into force on the day this Act receives Royal Assent and is repealed on the day the Revised Statutes of Ontario, 1960 come into force.

PART II

The amendments in Part I are to the Act now in force. The amendments in Part II are similar in substance but are to the Act as it will be in the Revised Statutes of Ontario, 1960.

PART III

Self-explanatory.



(2) Part II comes into force on the day the Revised Statutes of Ontario, 1960 come into force. Part II, commencement

(3) Part III comes into force on the day this Act receives Royal Assent. Part III, commencement

6. This Act may be cited as *The Fair Accommodation Practices Amendment Act, 1960-61*. Short title

An Act to amend
The Fair Accommodation Practices
Act, 1954

1st Reading

November 25th, 1960

2nd Reading

3rd Reading

MR. GIBBORN

BILL 16

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

The Portable Pensions Act, 1960-61

MR. BRYDEN

EXPLANATORY NOTE

The purpose of the Bill is to require that where an employee leaves his employment his entitlement under a pension plan does not lapse.

The Portable Pensions Act, 1960-61

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

1. In this Act,

Inter-
tation

- (a) "Department" means the Department of Insurance of Ontario;
- (b) "employee" includes an employed person whether remunerated by salary, wage or commission, a director or officer and an agent who acts on a substantially full-time basis for his principal;
- (c) "pension" means a periodic payment to an employee upon his retirement from active employment;
- (d) "pension plan" means any plan applying to three or more employees regularly employed in Ontario by the same employer and providing for pensions to the employees, whether such plan is financed by contributions of an employer or by contributions of employees or by contributions of an employer and employees jointly;
- (e) "Superintendent" means the Superintendent of Insurance of Ontario and includes the Deputy Superintendent of Insurance.

2.—(1) Every pension plan instituted after the day on which this Act comes into force shall comply with the following requirements:

Require-
ments for
new pension
plans

- 1. Every employee in the unit of employment to which the pension plan applies shall be eligible for inclusion in the plan after a specified period, not exceeding one year, from the commencement of his employment.

2. The rights accruing from all contributions made under the pension plan in respect of any employee, whether made by himself or by an employer, shall be fully vested in him immediately upon his inclusion in the plan.
3. Where an employee's employment is terminated, the rights vested in him shall be available to him in a pension starting immediately or at some specified date in the future.
4. Where the pension plan is terminated, the rights vested in each employee shall be available to him in a pension starting immediately or at some specified date in the future.
5. The amount of the pension benefits shall be in accordance with a specified formula which shall not be discriminatory in its operation.
6. Provision satisfactory to the Superintendent shall be made to ensure the financial soundness of the pension plan and full protection of the rights vested in each employee.

Existing
pension
plans

(2) Every pension plan instituted before the day on which this Act comes into force shall, within one year of the said day, comply with the requirements of subsection 1.

Filing
of plans

3.—(1) A true copy of every pension plan shall be filed with the Department within three months after the plan is instituted or, in the case of a pension plan instituted before the day on which this Act comes into force, within three months after the said day.

Report of
changes

(2) A report on every pension plan showing any changes made in the terms of the plan and such information regarding its operations as is required by the regulations shall be filed with the Department on or before the 31st day of March in every year in such manner and in such form as are prescribed by the regulations.

Additional
information

(3) Where the Superintendent is satisfied that any information or report filed under this section is inadequate, he may direct in writing that additional information be filed with the Department within such time as appears to him to be reasonable.

Direction
to revise
plans

4.—(1) Where the Superintendent is satisfied that any pension plan or the operation thereof does not comply with

this Act or the regulations, he may direct in writing that necessary revisions be made in the terms or operation of the plan within such time as appears to him to be reasonable.

(2) Where a direction is lawfully made by the Superintendent under this section or section 3, every person to whom it is issued shall comply with it within the time specified therein. Compliance with direction of Superintendent

5. Every person who institutes, operates or administers a pension plan that does not comply with this Act or the regulations or who fails to comply with any direction lawfully made by the Superintendent or otherwise fails to comply with this Act or the regulations is guilty of an offence and liable on summary conviction to a fine not exceeding \$10 in the case of an individual and not exceeding \$100 in the case of a corporation for each day or part thereof during which such offence continues. Penalty

6. The Lieutenant Governor in Council may make regulations, Regulations

- (a) prescribing the manner in which copies of pension plans and reports thereon are filed with the Department and the forms therefor;
- (b) prescribing the information to be contained in reports regarding the operation of pension plans;
- (c) respecting any matter necessary or advisable to carry out effectively the intent and purpose of this Act.

7. This Act comes into force on the day it receives Royal Assent. Commencement

8. This Act may be cited as *The Portable Pensions Act*, Short title 1960-61.

The Portable Pensions Act, 1960-61

1st Reading

November 28th, 1960

2nd Reading

3rd Reading

MR. BRYDEN

BILL 17

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Legislative Assembly Act

MR. ROBERTS

EXPLANATORY NOTES

PART I

SECTION 1. This Bill implements the first recommendation of the Select Committee on the Transaction of Business in the Legislature.

The amendment provides an expeditious method of creating specific exceptions to the section.

SECTION 2. The purpose of the new clause is to make another (the thirteenth) specific exception to section 9 so that a member's seat will not be put in jeopardy by reason of the fact that he is entitled to a pension, etc., to which the Crown contributes.

**An Act to amend
The Legislative Assembly Act**

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

PART I

1. Section 9 of *The Legislative Assembly Act*, being chapter 202 of the Revised Statutes of Ontario, 1950, is amended by adding at the commencement thereof "Except as authorized by resolution of the Assembly", so that the section shall read as follows:

R.S.O. 1950,
c. 202, s. 9,
amended

9. Except as authorized by resolution of the Assembly, no person holding or enjoying, undertaking or executing, directly or indirectly, alone or with another, by himself or by the interposition of a trustee or third person, any contract or agreement with His Majesty, or with any public officer or department, with respect to the public service of Ontario, or under which any public money of Ontario is to be paid for any service, work, matter or thing, shall be eligible as a member of or sit or vote in the Assembly.

Disqualifica-
tion of public
contractors

2. Subsection 1 of section 10 of *The Legislative Assembly Act*, being chapter 202 of the Revised Statutes of Ontario, 1950, as amended by section 1 of *The Legislative Assembly Amendment Act, 1957*, is further amended by adding thereto the following clause:

R.S.O. 1950,
c. 202, s. 10,
subs. 1,
amended

(m) by reason of his being entitled to or in receipt of any money under *The Legislative Assembly Retirement Allowances Act, 1960*, *The Public Service Act*, *The Public Service Superannuation Act, 1960* or *The Teachers' Superannuation Act* or under any other Act of the Legislature or the Parliament of Canada

1960, c. 58;
R.S.O. 1950,
c. 317;
1960, c. 98;
R.S.O. 1950,
c. 384

that provides a pension, annuity, allowance or other similar payment that is made up in whole or in part of public money.

PART II

R.S.O. 1960,
c. 208, s. 9,
amended

3. Section 9 of *The Legislative Assembly Act*, being chapter 208 of the Revised Statutes of Ontario, 1960, is amended by adding at the commencement thereof "Except as authorized by resolution of the Assembly", so that the section shall read as follows:

Disqualifi-
cation of
public
contractors

9. Except as authorized by resolution of the Assembly, no person holding or enjoying, undertaking or executing, directly or indirectly, alone or with another, by himself or by the interposition of a trustee or third person, any contract or agreement with Her Majesty, or with any public officer or department, with respect to the public service of Ontario, or under which any public money of Ontario is to be paid for any service, work, matter or thing, is eligible as a member of the Assembly or shall sit or vote therein.

R.S.O. 1960,
c. 208, s. 10,
subs. 1,
amended

4. Subsection 1 of section 10 of *The Legislative Assembly Act*, being chapter 208 of the Revised Statutes of Ontario, 1960, is amended by adding thereto the following clause:

(m) by reason of his being entitled to or in receipt of any money under *The Legislative Assembly Retirement Allowances Act*, *The Public Service Act*, *The Public Service Superannuation Act* or *The Teachers' Superannuation Act* or under any other Act of the Legislature or the Parliament of Canada that provides a pension, annuity, allowance or other similar payment that is made up in whole or in part of public money.

R.S.O. 1960,
cc. 209, 331,
332, 392

PART III

Application
of ss. 2, 4

5. Section 2 or 4, as the case may be, applies to every member of the Assembly heretofore or hereafter elected.

Part I,
commence-
ment and
repeal

6.—(1) Part I comes into force on the day this Act receives Royal Assent and is repealed on the day the Revised Statutes of Ontario, 1960 come into force.

Part II,
commence-
ment

(2) Part II comes into force on the day the Revised Statutes of Ontario, 1960 come into force.

Part III,
commence-
ment

(3) Part III comes into force on the day this Act receives Royal Assent.

Short title

7. This Act may be cited as *The Legislative Assembly Amendment Act, 1960-61*:

PART II

The amendments in Part I are to the Act now in force. The amendments in Part II are similar in substance but are to the Act as it will be in the Revised Statutes of Ontario, 1960.

PART III

Self-explanatory.

that provides a pension, annuity, allowance or other similar payment that is made up in whole or in part of public money.

PART II

R.S.O. 1960, c. 208, s. 9, amended **3.** Section 9 of *The Legislative Assembly Act*, being chapter 208 of the Revised Statutes of Ontario, 1960, is amended by adding at the commencement thereof "Except as authorized by resolution of the Assembly", so that the section shall read as follows:

Disqualification of public contractors

9. Except as authorized by resolution of the Assembly, no person holding or enjoying, undertaking or executing, directly or indirectly, alone or with another, by himself or by the interposition of a trustee or third person, any contract or agreement with Her Majesty, or with any public officer or department, with respect to the public service of Ontario, or under which any public money of Ontario is to be paid for any service, work, matter or thing, is eligible as a member of the Assembly or shall sit or vote therein.

R.S.O. 1960, c. 208, s. 10, subs. 1, amended

4. Subsection 1 of section 10 of *The Legislative Assembly Act*, being chapter 208 of the Revised Statutes of Ontario, 1960, is amended by adding thereto the following clause:

(m) by reason of his being entitled to or in receipt of any money under *The Legislative Assembly Retirement Allowances Act*, *The Public Service Act*, *The Public Service Superannuation Act* or *The Teachers' Superannuation Act* or under any other Act of the Legislature or the Parliament of Canada that provides a pension, annuity, allowance or other similar payment that is made up in whole or in part of public money.

R.S.O. 1960, c. 209, 331, 332, 392

PART III

Application of ss. 2, 4

5. Section 2 or 4, as the case may be, applies to every member of the Assembly heretofore or hereafter elected.

Part I, commencement and repeal

6.—(1) Part I comes into force on the day this Act receives Royal Assent and is repealed on the day the Revised Statutes of Ontario, 1960 come into force.

Part II, commencement

(2) Part II comes into force on the day the Revised Statutes of Ontario, 1960 come into force.

Part III, commencement

(3) Part III comes into force on the day this Act receives Royal Assent.

Short title

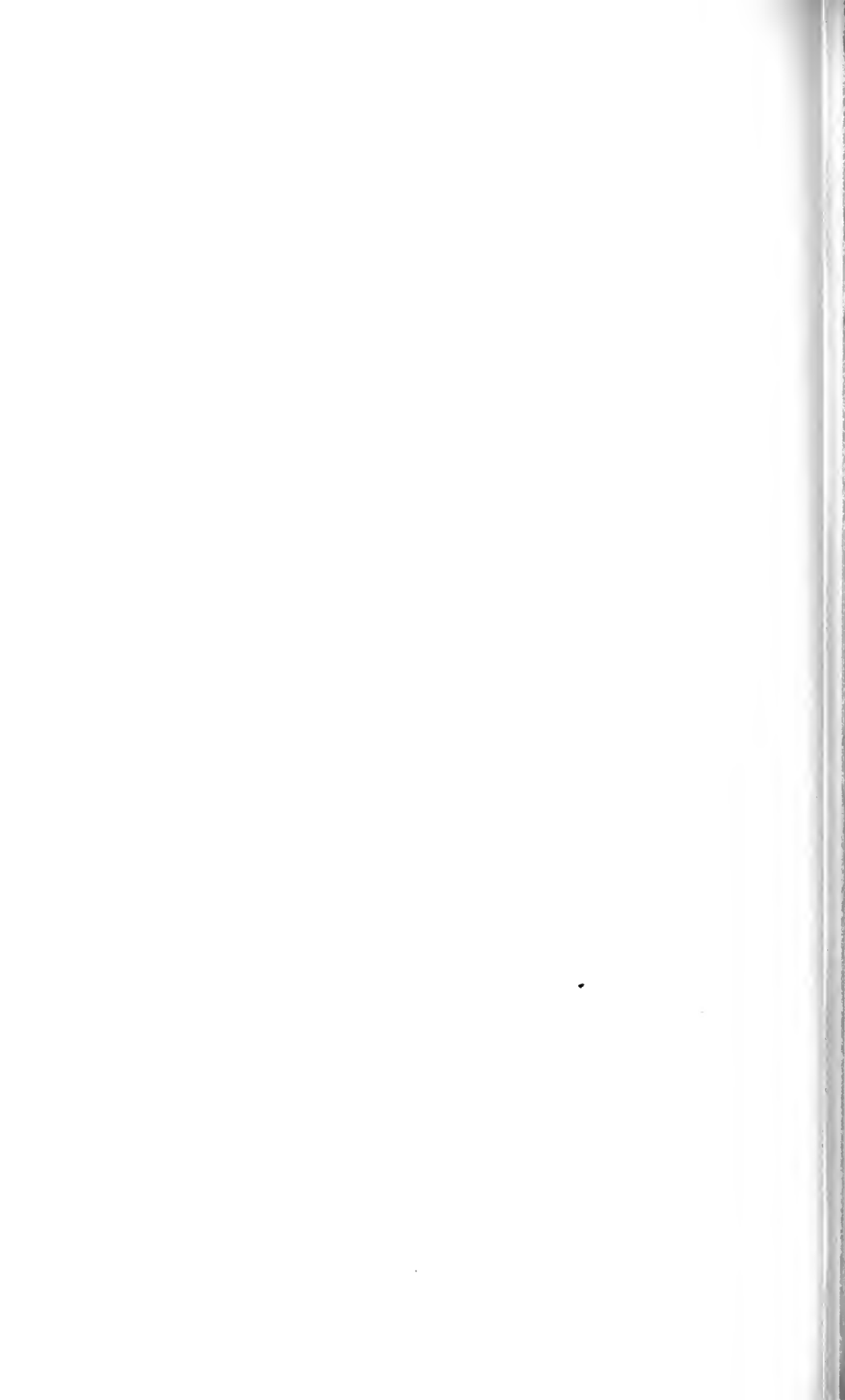
7. This Act may be cited as *The Legislative Assembly Amendment Act, 1960-61*:

PART II

The amendments in Part I are to the Act now in force. The amendments in Part II are similar in substance but are to the Act as it will be in the Revised Statutes of Ontario, 1960.

PART III

Self-explanatory.



An Act to amend
The Legislative Assembly Act

1st Reading

November 29th, 1960

2nd Reading

3rd Reading

MR. ROBERTS

BILL 17

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Legislative Assembly Act

MR. ROBERTS

(Reprinted as amended by the Committee of the Whole House)

EXPLANATORY NOTES

PART I

SECTION 1. This Bill implements the first recommendation of the Select Committee on the Transaction of Business in the Legislature.

The amendment provides an expeditious method of creating specific exceptions to the section.

SECTION 2. The purpose of the new clauses is to make other specific exceptions to section 9 so that a member's seat will not be put in jeopardy by reason of the fact that he is entitled to a pension, etc., to which the Crown contributes.

BILL 17

1960-61

An Act to amend The Legislative Assembly Act

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

PART I

1. Section 9 of *The Legislative Assembly Act*, being chapter 202 of the Revised Statutes of Ontario, 1950, is amended by adding at the commencement thereof "Except as authorized by resolution of the Assembly", so that the section shall read as follows:

R.S.O. 1950,
c. 202, s. 9,
amended

9. Except as authorized by resolution of the Assembly, no person holding or enjoying, undertaking or executing, directly or indirectly, alone or with another, by himself or by the interposition of a trustee or third person, any contract or agreement with His Majesty, or with any public officer or department, with respect to the public service of Ontario, or under which any public money of Ontario is to be paid for any service, work, matter or thing, shall be eligible as a member of or sit or vote in the Assembly.

Disqualifica-
tion of public
contractors

2. Subsection 1 of section 10 of *The Legislative Assembly Act*, being chapter 202 of the Revised Statutes of Ontario, 1950, as amended by section 1 of *The Legislative Assembly Amendment Act, 1957*, is further amended by adding thereto the following clauses:

R.S.O. 1950,
c. 202, s. 10,
subs. 1,
amended

- (m) by reason of his being entitled to or in receipt of any money under *The Legislative Assembly Retirement Allowances Act, 1960*, *The Public Service Act*, *The Public Service Superannuation Act, 1960* or *The Teachers' Superannuation Act* or under any other Act of the Legislature or the Parliament of Canada

1960, c. 58;
R.S.O. 1950,
c. 317;
1960, c. 98;
R.S.O. 1950,
c. 384

that provides a pension, annuity, allowance or other similar payment that is made up in whole or in part of public money;

- (n) by reason of his being entitled to receive on terms common to all persons similarly entitled and of his receiving or agreeing to receive in accordance with such entitlement any service or commodity or any refund, rebate, subsidy, loan or any other such benefit or payment that is authorized under any Act.

PART II

R.S.O. 1960,
c. 208, s. 9,
amended

3. Section 9 of *The Legislative Assembly Act*, being chapter 208 of the Revised Statutes of Ontario, 1960, is amended by adding at the commencement thereof "Except as authorized by resolution of the Assembly", so that the section shall read as follows:

Disqualifi-
cation of
public
contractors

9. Except as authorized by resolution of the Assembly, no person holding or enjoying, undertaking or executing, directly or indirectly, alone or with another, by himself or by the interposition of a trustee or third person, any contract or agreement with Her Majesty, or with any public officer or department, with respect to the public service of Ontario, or under which any public money of Ontario is to be paid for any service, work, matter or thing, is eligible as a member of the Assembly or shall sit or vote therein.

R.S.O. 1960,
c. 208, s. 10,
subs. 1,
amended

4. Subsection 1 of section 10 of *The Legislative Assembly Act*, being chapter 208 of the Revised Statutes of Ontario, 1960, is amended by adding thereto the following clauses:

R.S.O. 1960,
cc. 209, 331,
332, 392

- (m) by reason of his being entitled to or in receipt of any money under *The Legislative Assembly Retirement Allowances Act*, *The Public Service Act*, *The Public Service Superannuation Act* or *The Teachers' Superannuation Act* or under any other Act of the Legislature or the Parliament of Canada that provides a pension, annuity, allowance or other similar payment that is made up in whole or in part of public money;

- (n) by reason of his being entitled to receive on terms common to all persons similarly entitled and of his receiving or agreeing to receive in accordance with such entitlement any service or commodity or any refund, rebate, subsidy, loan or any other such benefit or payment that is authorized under any Act.

PART II

The amendments in Part I are to the Act now in force. The amendments in Part II are similar in substance but are to the Act as it will be in the Revised Statutes of Ontario, 1960.

PART III

Self-explanatory.

PART III

5. Section 2 or 4, as the case may be, applies to every member of the Assembly heretofore or hereafter elected in respect of any act heretofore or hereafter committed. Application of ss. 2, 4

6.—(1) Part I comes into force on the day this Act receives Royal Assent and is repealed on the day the Revised Statutes of Ontario, 1960 come into force. Part I, commencement and repeal

(2) Part II comes into force on the day the Revised Statutes of Ontario, 1960 come into force. Part II, commencement

(3) Part III comes into force on the day this Act receives Royal Assent. Part III, commencement

7. This Act may be cited as *The Legislative Assembly Amendment Act, 1960-61.* Short title

An Act to amend
The Legislative Assembly Act

1st Reading

November 29th, 1960

2nd Reading

December 5th, 1960

3rd Reading

MR. ROBERTS

*(Reprinted as amended by the Committee of
the Whole House)*

BILL 17

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Legislative Assembly Act

MR. ROBERTS



BILL 17

1960-61

An Act to amend The Legislative Assembly Act

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

PART I

1. Section 9 of *The Legislative Assembly Act*, being chapter 202 of the Revised Statutes of Ontario, 1950, is amended by adding at the commencement thereof "Except as authorized by resolution of the Assembly", so that the section shall read as follows: R.S.O. 1950,
c. 202, s. 9,
amended

9. Except as authorized by resolution of the Assembly, no person holding or enjoying, undertaking or executing, directly or indirectly, alone or with another, by himself or by the interposition of a trustee or third person, any contract or agreement with His Majesty, or with any public officer or department, with respect to the public service of Ontario, or under which any public money of Ontario is to be paid for any service, work, matter or thing, shall be eligible as a member of or sit or vote in the Assembly. Disqualifica-
tion of public
contractors

2. Subsection 1 of section 10 of *The Legislative Assembly Act*, being chapter 202 of the Revised Statutes of Ontario, 1950, as amended by section 1 of *The Legislative Assembly Amendment Act, 1957*, is further amended by adding thereto the following clauses: R.S.O. 1950,
c. 202, s. 10,
subs. 1,
amended

(m) by reason of his being entitled to or in receipt of any money under *The Legislative Assembly Retirement Allowances Act, 1960*, *The Public Service Act*, *The Public Service Superannuation Act, 1960* or *The Teachers' Superannuation Act* or under any other Act of the Legislature or the Parliament of Canada 1960, c. 58;
R.S.O. 1950,
c. 317;
1960, c. 98;
R.S.O. 1950,
c. 384

that provides a pension, annuity, allowance or other similar payment that is made up in whole or in part of public money;

- (n) by reason of his being entitled to receive on terms common to all persons similarly entitled and of his receiving or agreeing to receive in accordance with such entitlement any service or commodity or any refund, rebate, subsidy, loan or any other such benefit or payment that is authorized under any Act.

PART II

R.S.O. 1960,
c. 208, s. 9,
amended

3. Section 9 of *The Legislative Assembly Act*, being chapter 208 of the Revised Statutes of Ontario, 1960, is amended by adding at the commencement thereof "Except as authorized by resolution of the Assembly", so that the section shall read as follows:

Disqualifi-
cation of
public
contractors

9. Except as authorized by resolution of the Assembly, no person holding or enjoying, undertaking or executing, directly or indirectly, alone or with another, by himself or by the interposition of a trustee or third person, any contract or agreement with Her Majesty, or with any public officer or department, with respect to the public service of Ontario, or under which any public money of Ontario is to be paid for any service, work, matter or thing, is eligible as a member of the Assembly or shall sit or vote therein.

R.S.O. 1960,
c. 208, s. 10,
subs. 1,
amended

4. Subsection 1 of section 10 of *The Legislative Assembly Act*, being chapter 208 of the Revised Statutes of Ontario, 1960, is amended by adding thereto the following clauses:

R.S.O. 1960,
cc. 209, 331,
332, 392

- (m) by reason of his being entitled to or in receipt of any money under *The Legislative Assembly Retirement Allowances Act*, *The Public Service Act*, *The Public Service Superannuation Act* or *The Teachers' Superannuation Act* or under any other Act of the Legislature or the Parliament of Canada that provides a pension, annuity, allowance or other similar payment that is made up in whole or in part of public money;
- (n) by reason of his being entitled to receive on terms common to all persons similarly entitled and of his receiving or agreeing to receive in accordance with such entitlement any service or commodity or any refund, rebate, subsidy, loan or any other such benefit or payment that is authorized under any Act.

PART III

5. Section 2 or 4, as the case may be, applies to every member of the Assembly heretofore or hereafter elected in respect of any act heretofore or hereafter committed. Application of ss. 2, 4

6.—(1) Part I comes into force on the day this Act receives Royal Assent and is repealed on the day the Revised Statutes of Ontario, 1960 come into force. Part I, commencement and repeal

(2) Part II comes into force on the day the Revised Statutes of Ontario, 1960 come into force. Part II, commencement

(3) Part III comes into force on the day this Act receives Royal Assent. Part III, commencement

7. This Act may be cited as *The Legislative Assembly Amendment Act, 1960-61*. Short title



An Act to amend
The Legislative Assembly Act

1st Reading

November 29th, 1960

2nd Reading

December 5th, 1960

3rd Reading

December 8th, 1960

MR. ROBERTS

BILL 18

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to extend
the Boundaries of Algonquin Provincial Park**

MR. SPOONER

EXPLANATORY NOTE

The public lands in the Geographic Townships of Bruton and Clyde in the Provisional County of Haliburton are added to Algonquin Provincial Park. Hunting and the use of firearms will be permitted on the lands so added.

BILL 18

1960-61

An Act to extend the Boundaries of Algonquin Provincial Park

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

PART I

1. The area of Algonquin Provincial Park is increased by adding thereto the public lands situate in the Geographic Townships of Bruton and Clyde in the Provisional County of Haliburton. Lands added to Algonquin Park

PART II

2. Section 9 of *The Game and Fisheries Act*, being chapter 153 of the Revised Statutes of Ontario, 1950, does not apply to the public lands mentioned in section 1. R.S.O. 1950, c. 153, s. 9, not to apply

PART III

3. Section 11 of *The Game and Fisheries Act*, being chapter 158 of the Revised Statutes of Ontario, 1960, does not apply to the public lands mentioned in section 1. R.S.O. 1960, c. 158, s. 11, not to apply

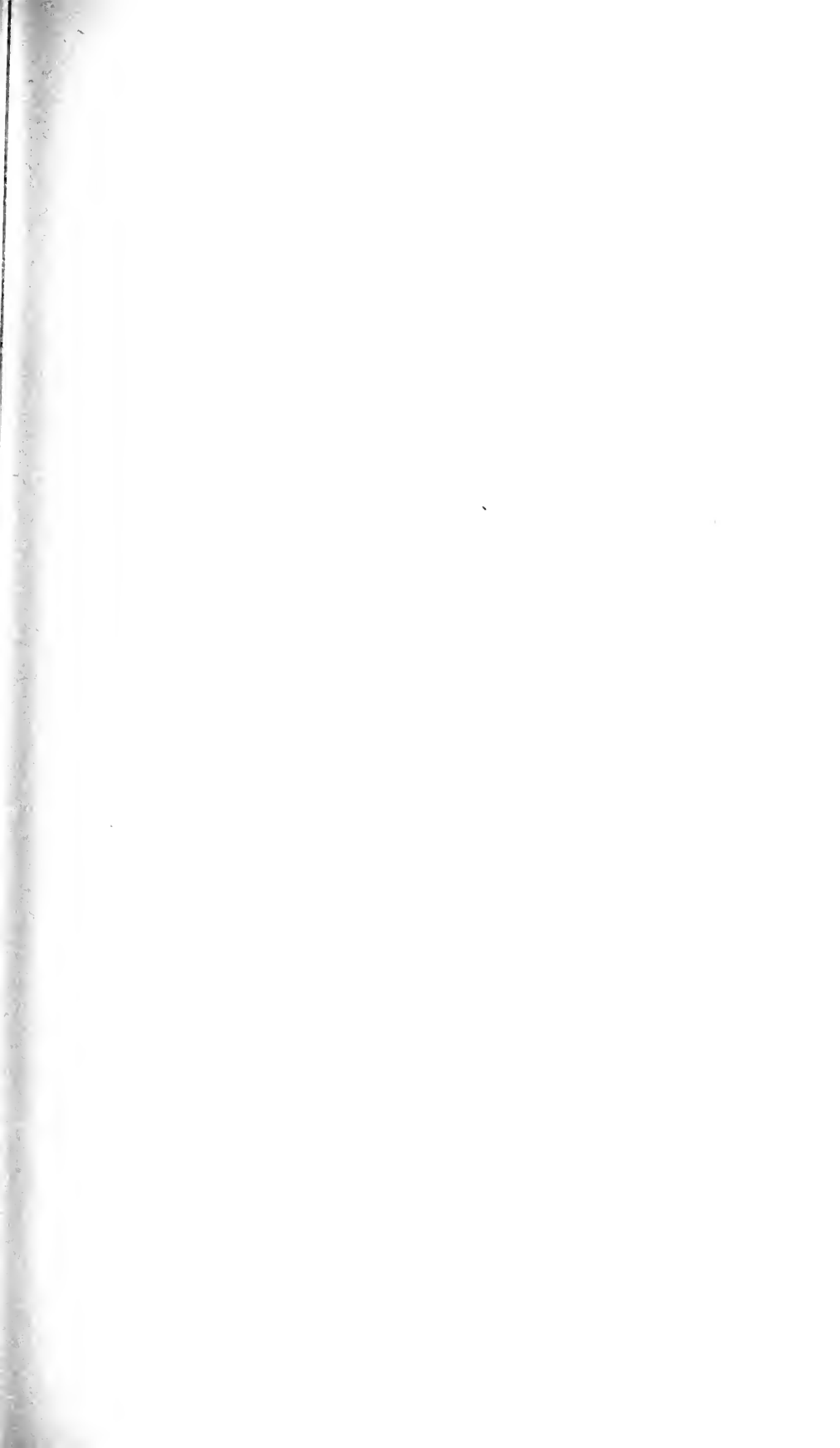
PART IV

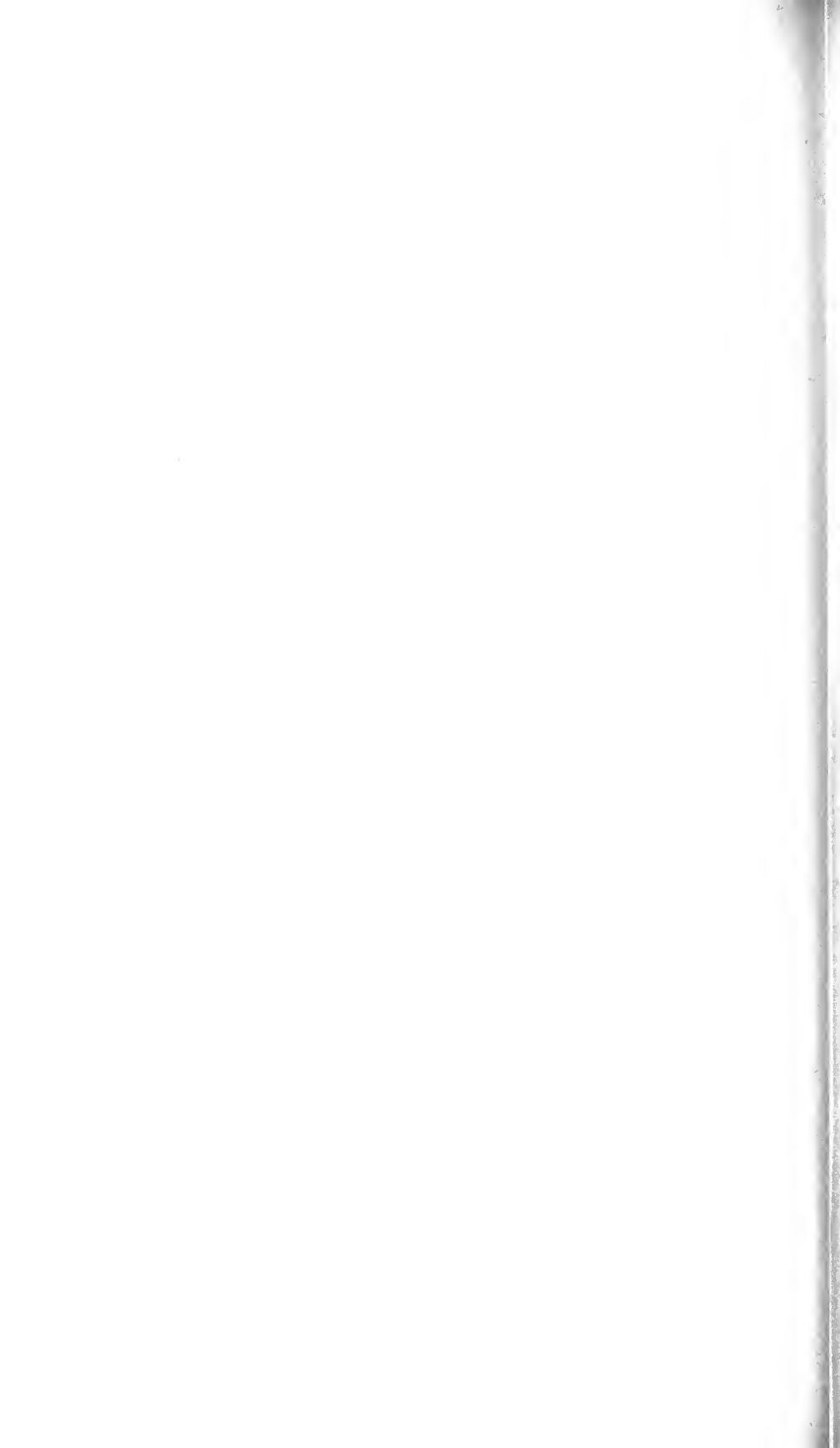
4.—(1) Part I comes into force on the day this Act receives Royal Assent. Part I, commencement

(2) Part II comes into force on the day this Act receives Royal Assent and is repealed on the day the Revised Statutes of Ontario, 1960 come into force. Part II, commencement and repeal

(3) Part III comes into force on the day the Revised Statutes of Ontario, 1960 come into force. Part III, commencement

- Part IV,
commence-
ment (4) Part IV comes into force on the day this Act receives
Royal Assent.
- Short title 5. This Act may be cited as *The Algonquin Provincial Park
Extension Act, 1960-61.*







An Act to extend the Boundaries of
Algonquin Provincial Park

1st Reading

December 6th, 1960

2nd Reading

3rd Reading

MR. SPOONER

BILL 18

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to extend
the Boundaries of Algonquin Provincial Park**

MR. SPOONER

(Reprinted for consideration by the Committee of the Whole House)

EXPLANATORY NOTE

The public lands in the Geographic Townships of Bruton and Clyde in the Provisional County of Haliburton are added to Algonquin Provincial Park. Hunting and the use of firearms will be permitted on the lands so added.

BILL 18

1960-61

**An Act to extend
the Boundaries of Algonquin Provincial Park**

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

1. The area of Algonquin Provincial Park is increased by adding thereto the public lands situate in the Geographic Townships of Bruton and Clyde in the Provisional County of Haliburton. Lands added to Algonquin Park
2. Section 11 of *The Game and Fisheries Act* does not apply to the public lands mentioned in section 1. R.S.O. 1960, c. 158, s. 11, not to apply
3. This Act comes into force on the day it receives Royal Assent. Commencement
4. This Act may be cited as *The Algonquin Provincial Park Extension Act, 1960-61*. Short title

An Act to extend the Boundaries of
Algonquin Provincial Park

1st Reading

December 6th, 1960

2nd Reading

December 13th, 1960

3rd Reading

MR. SPOONER

*(Reprinted for consideration by the
Committee of the Whole House)*

BILL 18

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to extend
the Boundaries of Algonquin Provincial Park**

MR. SPOONER



BILL 18

1960-61

**An Act to extend
the Boundaries of Algonquin Provincial Park**

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

1. The area of Algonquin Provincial Park is increased by adding thereto the public lands situate in the Geographic Townships of Bruton and Clyde in the Provisional County of Haliburton. Lands added to Algonquin Park

2. Section 11 of *The Game and Fisheries Act* does not apply to the public lands mentioned in section 1. R.S.O. 1960, c. 158, s. 11, not to apply

3. This Act comes into force on the day it receives Royal Assent. Commencement

4. This Act may be cited as *The Algonquin Provincial Park Extension Act, 1960-61*. Short title

An Act to extend the Boundaries of
Algonquin Provincial Park

1st Reading

December 6th, 1960

2nd Reading

December 13th, 1960

3rd Reading

January 26th, 1961

MR. SPOONER

BILL 19

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to amend
The Provincial Parks Act, 1958**

MR. SPOONER

EXPLANATORY NOTES

PART I

SECTION 1. The new section 3*a* authorizes the Lieutenant Governor in Council to designate any provincial park or any part thereof as being an area in which hunting is permitted during the period specified.

The new section 9*a* makes provision for the disposal of lost, mislaid or abandoned property in a provincial park.

SECTION 2. The new subsection prohibits travel on a road or trail that has been closed to travel.

**An Act to amend
The Provincial Parks Act, 1958**

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

PART I

1. *The Provincial Parks Act, 1958* is amended by adding <sup>1958, c. 83,
amended</sup> thereto the following sections:

3a. The Lieutenant Governor in Council may designate <sup>Hunting in
designated
provincial
parks</sup> any provincial park or any part of a provincial park as an area in which section 9 of *The Game and Fisheries Act* does not apply from and including the Tuesday following the second Monday in October to and including the 31st day of March next following. <sup>R.S.O. 1950,
c. 153</sup>

.

9a.—(1) Any lost, mislaid or abandoned property coming <sup>Lost, mis-
laid or
abandoned
property</sup> into the custody of the district forester, superintendent or other person in charge of a provincial park and not claimed by the owner within three months is the property of the Crown in right of Ontario and may be sold under the direction of the Minister, but, where any such property is perishable or has no commercial value, it may be given to a charitable institution or destroyed.

(2) Where a person establishes to the satisfaction of the ^{Idem} Minister within one year of the date of sale that he was the owner of property sold under subsection 1, the Minister may direct the payment to such person of an amount equal to the price received for the property less the cost of the sale and other expenses incurred in connection with the property.

2. Section 10 of *The Provincial Parks Act, 1958* is amended <sup>1958, c. 83,
s. 10,
amended</sup> by adding thereto the following subsection:

Prohibition
against
travel on
closed road

- (2) No person who has knowledge of the closing of a road or trail under subsection 1 shall travel thereon.

PART II

R.S.O. 1960,
c. 314,
amended

3. *The Provincial Parks Act*, being chapter 314 of the Revised Statutes of Ontario, 1960, is amended by adding thereto the following sections:

Hunting in
designated
provincial
parks
R.S.O. 1960,
c. 158

- 3a. The Lieutenant Governor in Council may designate any provincial park or any part of a provincial park as an area in which section 11 of *The Game and Fisheries Act* does not apply from and including the Tuesday following the second Monday in October to and including the 31st day of March next following.

.

Lost, mis-
laid or
abandoned
property

- 10a.—(1) Any lost, mislaid or abandoned property coming into the custody of the district forester, superintendent or other person in charge of a provincial park and not claimed by the owner within three months is the property of the Crown in right of Ontario and may be sold under the direction of the Minister, but, where any such property is perishable or has no commercial value, it may be given to a charitable institution or destroyed.

Idem

- (2) Where a person establishes to the satisfaction of the Minister within one year of the date of sale that he was the owner of property sold under subsection 1, the Minister may direct the payment to such person of an amount equal to the price received for the property less the cost of the sale and other expenses incurred in connection with the property.

R.S.O. 1960,
c. 314, s. 11,
amended

4. Section 11 of *The Provincial Parks Act*, being chapter 314 of the Revised Statutes of Ontario, 1960, is amended by adding thereto the following subsection:

Prohibition
against
travel on
closed road

- (2) No person who has knowledge of the closing of a road or trail under subsection 1 shall travel thereon.

PART III

Part I,
commence-
ment and
repeal

5.—(1) Part I comes into force on the day this Act receives Royal Assent and is repealed on the day the Revised Statutes of Ontario, 1960 come into force.

Part II,
commence-
ment

(2) Part II comes into force on the day the Revised Statutes of Ontario, 1960 come into force.

PART II

The amendments in Part I are to the Act now in force. The amendments in Part II are similar in substance but are to the Act as it will be in the Revised Statutes of Ontario, 1960.

PART III

Self-explanatory.



(3) Part III comes into force on the day this Act receives Royal Assent. Part III,
commence-
ment

6. This Act may be cited as *The Provincial Parks Amendment Act, 1960-61*. Short title

An Act to amend
The Provincial Parks Act, 1958

1st Reading

December 6th, 1960

2nd Reading

3rd Reading

MR. SPOONER

BILL 19

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to amend
The Provincial Parks Act**

MR. SPOONER

(Reprinted for consideration by the Committee of the Whole House)

EXPLANATORY NOTES

SECTION 1. The new section 3*a* authorizes the Lieutenant Governor in Council to designate any provincial park or any part thereof as being an area in which hunting is permitted during the period specified.

The new section 10*a* makes provision for the disposal of lost, mislaid or abandoned property in a provincial park.

SECTION 2. The new subsection prohibits travel on a road or trail that has been closed to travel.

BILL 19

1960-61

An Act to amend The Provincial Parks Act

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

1. *The Provincial Parks Act* is amended by adding thereto the following sections: R.S.O. 1960,
c. 314,
amended

3a. The Lieutenant Governor in Council may designate any provincial park or any part of a provincial park as an area in which section 11 of *The Game and Fisheries Act* does not apply from and including the Tuesday following the second Monday in October to and including the 31st day of March next following. Hunting in
designated
provincial
parks
R.S.O. 1960,
c. 158

10a.—(1) Any lost, mislaid or abandoned property coming into the custody of the district forester, superintendent or other person in charge of a provincial park and not claimed by the owner within three months is the property of the Crown in right of Ontario and may be sold under the direction of the Minister, but, where any such property is perishable or has no commercial value, it may be given to a charitable institution or destroyed. Lost, mis-
laid or
abandoned
property

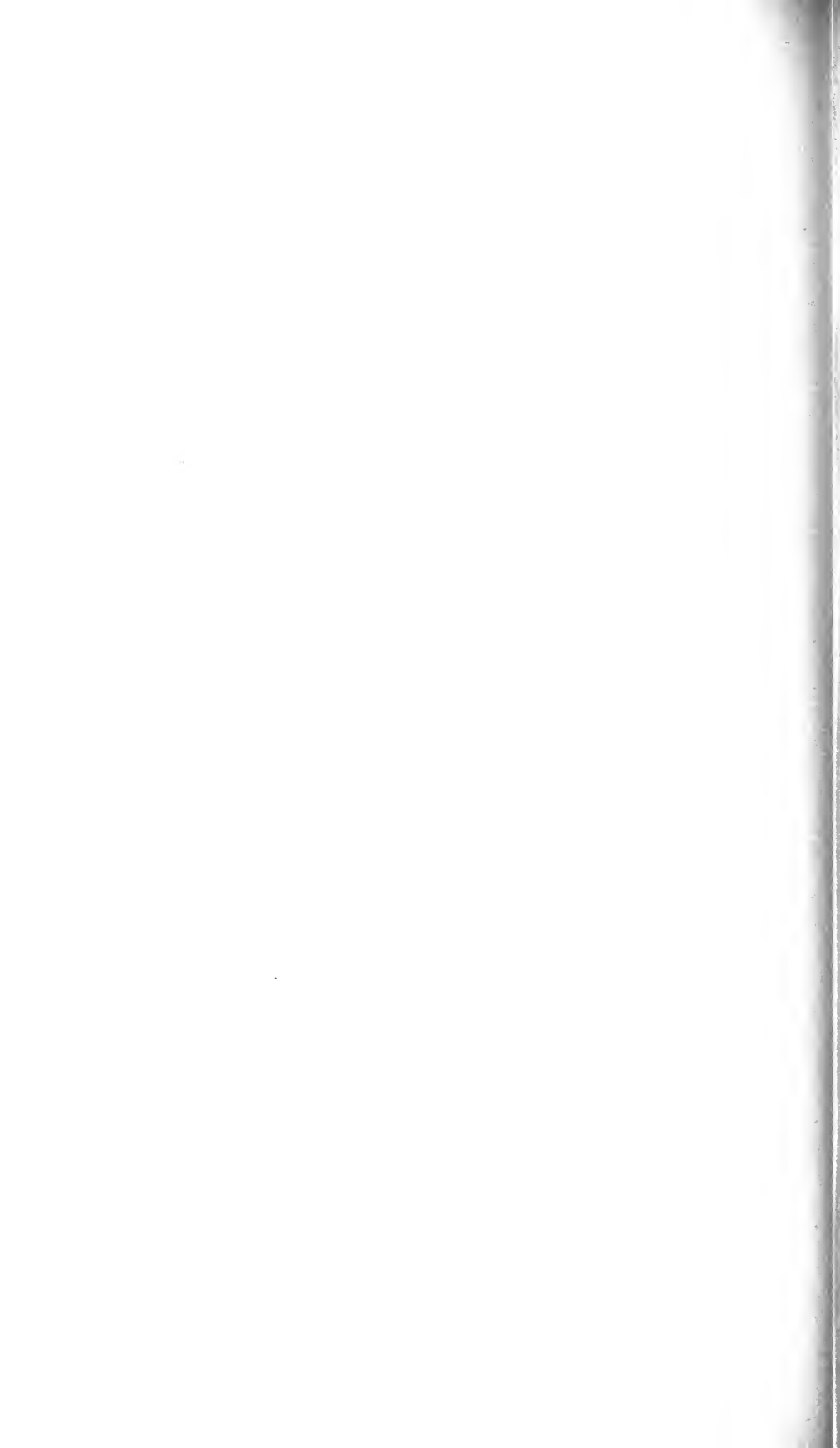
(2) Where a person establishes to the satisfaction of the Minister within one year of the date of sale that he was the owner of property sold under subsection 1, the Minister may direct the payment to such person of an amount equal to the price received for the property less the cost of the sale and other expenses incurred in connection with the property. Idem

2. Section 11 of *The Provincial Parks Act* is amended by adding thereto the following subsection: R.S.O. 1960,
c. 314, s. 11,
amended

(2) No person who has knowledge of the closing of a road or trail under subsection 1 shall travel thereon. Prohibition
against
travel on
closed road

3. This Act comes into force on the day it receives Royal ^{Commence-} Assent.
_{ment}

4. This Act may be cited as *The Provincial Parks Amend-* Short title
ment Act, 1960-61.



1st Reading

December 6th, 1960

2nd Reading

December 13th, 1960

3rd Reading

MR. SPOONER

*(Reprinted for consideration by the
Committee of the Whole House)*

BILL 119

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to amend
The Provincial Parks Act**

MR. SPOONER



BILL 19

1960-61

An Act to amend The Provincial Parks Act

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

1. *The Provincial Parks Act* is amended by adding thereto the following sections: R.S.O. 1960,
c. 314,
amended

3a. The Lieutenant Governor in Council may designate any provincial park or any part of a provincial park as an area in which section 11 of *The Game and Fisheries Act* does not apply from and including the Tuesday following the second Monday in October to and including the 31st day of March next following. Hunting in
designated
provincial
parks
R.S.O. 1960,
c. 158

.

10a.—(1) Any lost, mislaid or abandoned property coming into the custody of the district forester, superintendent or other person in charge of a provincial park and not claimed by the owner within three months is the property of the Crown in right of Ontario and may be sold under the direction of the Minister, but, where any such property is perishable or has no commercial value, it may be given to a charitable institution or destroyed. Lost, mis-
laid or
abandoned
property

(2) Where a person establishes to the satisfaction of the Minister within one year of the date of sale that he was the owner of property sold under subsection 1, the Minister may direct the payment to such person of an amount equal to the price received for the property less the cost of the sale and other expenses incurred in connection with the property. Idem

2. Section 11 of *The Provincial Parks Act* is amended by adding thereto the following subsection: R.S.O. 1960,
c. 314, s. 11,
amended

(2) No person who has knowledge of the closing of a road or trail under subsection 1 shall travel thereon. Prohibition
against
travel on
closed road

Commence-
ment

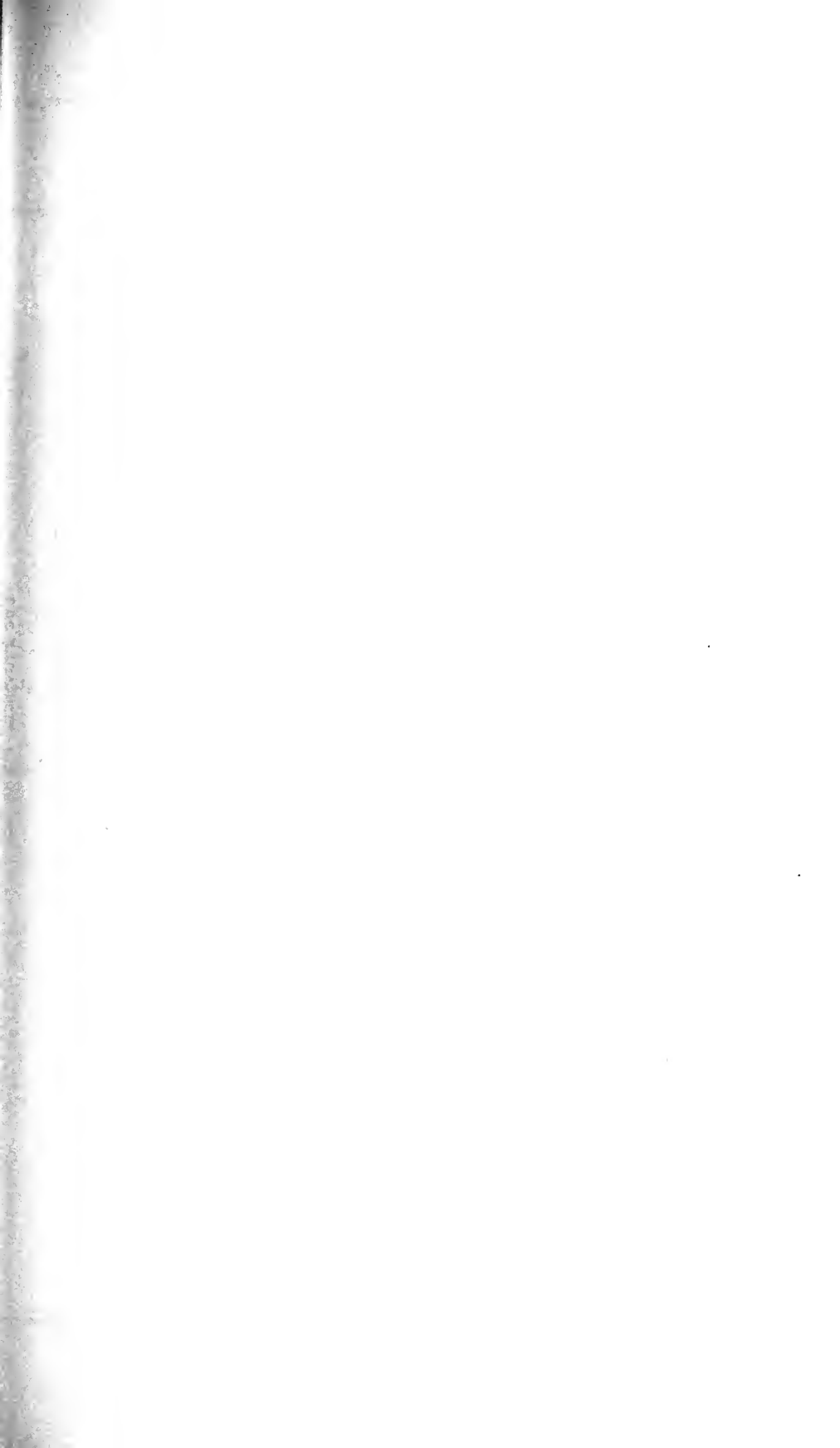
3. This Act comes into force on the day it receives Royal Assent.

Short title

4. This Act may be cited as *The Provincial Parks Amendment Act, 1960-61*.







1st Reading

December 6th, 1960

2nd Reading

December 13th, 1960

3rd Reading

January 26th, 1961

MR. SPOONER

BILL 20

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to provide for Health Insurance

MR. THOMAS



An Act to provide for Health Insurance

WHEREAS it is in the public interest to establish a Preamble comprehensive plan of health insurance that will be available universally without regard to age, financial circumstances or condition of health; and whereas it is desirable to extend the powers of the Hospital Services Commission of Ontario to enable it, as soon as possible, to prepare plans for the establishment of such a plan for consideration by the Lieutenant Governor in Council and this Assembly;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. In this Act,

Interpre-
tation

- (a) "Commission" means the Hospital Services Commission of Ontario under *The Hospital Services Com- 1957. c. 46*
mission Act, 1957;
- (b) "Minister" means the member of the Executive Council designated by the Lieutenant Governor in Council to administer *The Hospital Services Commis-
sion Act, 1957*.

2.—(1) The Commission is authorized and directed to undertake immediately such studies as may be necessary for preparing in detail plans for the establishment of a comprehensive programme of health insurance, including hospital care, medical, dental and optical services and the provision of prescribed drugs, to prepare such plans as soon as may be, and to report thereon to the Minister. Preparation
of plan for
health
insurance
and report

(2) The Commission may include in the plans proposals for the establishment of comprehensive health insurance by stages. Idem

3. The Minister shall table the Commission's report in the Legislature, Tabling of
report

- (a) if the Legislature is in session, within ten days after he has received the report; or
- (b) if the Legislature is not in session, within ten days after the commencement of the next ensuing session.

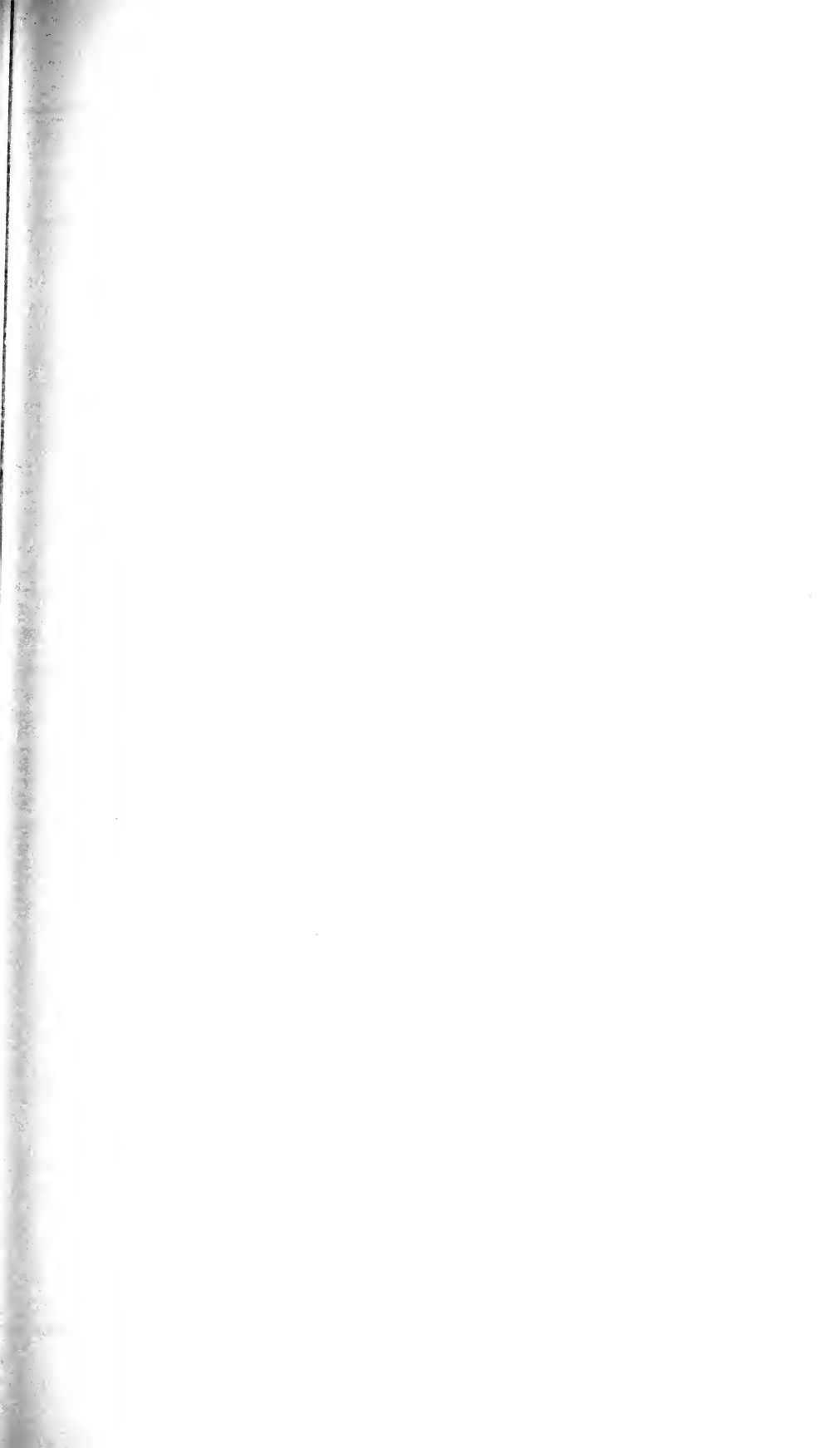
Commence-
ment

4. This Act comes into force on the day it receives Royal Assent.

Short title

5. This Act may be cited as *The Health Insurance Act, 1960-61*.





An Act to provide for Health Insurance

1st Reading

December 8th, 1960

2nd Reading

3rd Reading

MR. THOMAS

BILL 21

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**The Department of Commerce and
Development Act, 1960-61**

MR. FROST

EXPLANATORY NOTE

This Bill provides for reconstituting the Department of Planning and Development as the Department of Commerce and Development.

BILL 21

1960-61

The Department of Commerce and Development Act, 1960-61

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

1. In this Act,

Interpre-
tation

(a) "Department" means the Department of Commerce and Development;

(b) "Minister" means the Minister of Commerce and Development.

2. There shall be a department of the public service to be known as the Department of Commerce and Development over which the Minister shall preside and have charge.

Department
established

3. The Minister shall collaborate with the ministers having charge of the other departments of the public service of Ontario, with the ministers having charge of the departments of the public service of Canada and of other provinces, with municipal councils, with agricultural, industrial, labour, mining, trade and other associations and organizations and with public and private enterprises with a view to stimulating business, increasing production, extending trade and formulating plans to create, assist, develop and maintain productive employment and to develop the human and material resources of Ontario, and to that end shall co-ordinate the work and functions of the departments of the public service of Ontario.

Duties of
Minister

4. Notwithstanding the provisions of any other Act, the Lieutenant Governor in Council may assign the administration of any Act to the Minister and the Minister shall be responsible for the administration of any Act so assigned and may exercise the powers and shall perform the duties of the minister named in any Act so assigned.

Assignment
of Acts

5. The expenses of the Department in carrying out its objects shall be paid out of the moneys appropriated therefor by the Legislature.

Expenses of
Department

- 6.**—(1) The Minister may appoint one or more persons to inquire into any matter relating to the scheme and purpose of this Act and to collect such information and make such report as he deems advisable.
- (2) Every person appointed to inquire into any matter under subsection 1 has the power to summon any person and to require him to give evidence on oath and to produce such documents and things as may be requisite, and every person so appointed has the same power to enforce the attendance of witnesses and to compel them to give evidence and produce documents and things as is vested in any court in civil cases.
- 7.** A reference in any Act to the Minister of Planning and Development, except where inconsistent with the intent of the Act, shall be deemed to be a reference to the Minister of Commerce and Development.
- 8.**—(1) *The Department of Planning and Development Act*, being chapter 97 of the Revised Statutes of Ontario, 1950, is repealed.
- (2) *The Department of Planning and Development Act*, being chapter 99 of the Revised Statutes of Ontario, 1960, is repealed on the 1st day of January, 1961.
- 9.** This Act comes into force on the day it receives Royal Assent.
- 10.** This Act may be cited as *The Department of Commerce and Development Act, 1960-61*.





The Department of Commerce and
Development Act, 1960-61

1st Reading

December 13th, 1960

2nd Reading

3rd Reading

MR. FROST

BILL 21

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**The Department of Commerce and
Development Act, 1960-61**

MR. FROST

(Reprinted for consideration by the Committee of the Whole House)

EXPLANATORY NOTE

This Bill provides for reconstituting the Department of Planning and Development as the Department of Commerce and Development.



BILL 21

1960-61

The Department of Commerce and Development Act, 1960-61

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

1. In this Act,

Interpre-
tation

- (a) "Department" means the Department of Commerce and Development;
- (b) "Minister" means the Minister of Commerce and Development.

2. There shall be a department of the public service to be known as the Department of Commerce and Development over which the Minister shall preside and have charge.

Department
established

3. The Minister shall collaborate with the ministers having charge of the other departments of the public service of Ontario, with the ministers having charge of the departments of the public service of Canada and of other provinces, with municipal councils, with agricultural, industrial, labour, mining, trade and other associations and organizations and with public and private enterprises with a view to stimulating business, increasing production, extending trade and formulating plans to create, assist, develop and maintain productive employment and to develop the human and material resources of Ontario, and to that end shall co-ordinate the work and functions of the departments of the public service of Ontario.

Duties of
Minister

4. Notwithstanding the provisions of any other Act, the Lieutenant Governor in Council may assign the administration of any Act to the Minister and the Minister shall be responsible for the administration of any Act so assigned and may exercise the powers and shall perform the duties of the minister named in any Act so assigned.

Assignment
of Acts

5. The expenses of the Department in carrying out its objects shall be paid out of the moneys appropriated therefor by the Legislature.

Expenses of
Department

- Inquiries** **6.**—(1) The Minister may appoint one or more persons to inquire into any matter relating to the scheme and purpose of this Act and to collect such information and make such report as he deems advisable.
- Powers of person holding inquiry** (2) Every person appointed to inquire into any matter under subsection 1 has the power to summon any person and to require him to give evidence on oath and to produce such documents and things as may be requisite, and every person so appointed has the same power to enforce the attendance of witnesses and to compel them to give evidence and produce documents and things as is vested in any court in civil cases.
- Reference to Minister in other Acts** **7.** A reference in any Act to the Minister of Planning and Development, except where inconsistent with the intent of the Act, shall be deemed to be a reference to the Minister of Commerce and Development.
- R.S.O. 1960, c. 99, repealed** **8.** *The Department of Planning and Development Act* is repealed.
- Commencement** **9.** This Act comes into force on the day it receives Royal Assent.
- Short title** **10.** This Act may be cited as *The Department of Commerce and Development Act, 1960-61*.

1st Reading

December 13th, 1960

2nd Reading

December 15th, 1960

3rd Reading

MR. FROST

*(Reprinted for consideration by the
Committee of the Whole House)*

BILL 21

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**The Department of Commerce and
Development Act, 1960-61**

MR. FROST



BILL 21

1960-61

The Department of Commerce and Development Act, 1960-61

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

1. In this Act,

Interpre-
tation

- (a) "Department" means the Department of Commerce and Development;
- (b) "Minister" means the Minister of Commerce and Development.

2. There shall be a department of the public service to be known as the Department of Commerce and Development over which the Minister shall preside and have charge.

Department
established

3. The Minister shall collaborate with the ministers having charge of the other departments of the public service of Ontario, with the ministers having charge of the departments of the public service of Canada and of other provinces, with municipal councils, with agricultural, industrial, labour, mining, trade and other associations and organizations and with public and private enterprises with a view to stimulating business, increasing production, extending trade and formulating plans to create, assist, develop and maintain productive employment and to develop the human and material resources of Ontario, and to that end shall co-ordinate the work and functions of the departments of the public service of Ontario.

Duties of
Minister

4. Notwithstanding the provisions of any other Act, the Lieutenant Governor in Council may assign the administration of any Act to the Minister and the Minister shall be responsible for the administration of any Act so assigned and may exercise the powers and shall perform the duties of the minister named in any Act so assigned.

Assignment
of Acts

5. The expenses of the Department in carrying out its objects shall be paid out of the moneys appropriated therefor by the Legislature.

Expenses of
Department

- Inquiries** **6.**—(1) The Minister may appoint one or more persons to inquire into any matter relating to the scheme and purpose of this Act and to collect such information and make such report as he deems advisable.
- Powers of person holding inquiry** (2) Every person appointed to inquire into any matter under subsection 1 has the power to summon any person and to require him to give evidence on oath and to produce such documents and things as may be requisite, and every person so appointed has the same power to enforce the attendance of witnesses and to compel them to give evidence and produce documents and things as is vested in any court in civil cases.
- Reference to Minister in other Acts** **7.** A reference in any Act to the Minister of Planning and Development, except where inconsistent with the intent of the Act, shall be deemed to be a reference to the Minister of Commerce and Development.
- R.S.O. 1960, c. 99, repealed** **8.** *The Department of Planning and Development Act* is repealed.
- Commencement** **9.** This Act comes into force on the day it receives Royal Assent.
- Short title** **10.** This Act may be cited as *The Department of Commerce and Development Act, 1960-61*.



The Department of Commerce and
Development Act, 1960-61

1st Reading

December 13th, 1960

2nd Reading

December 15th, 1960

3rd Reading

January 26th, 1961

MR. FROST

BILL 22

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to amend
The Department of Economics Act, 1956**

MR. FROST

EXPLANATORY NOTES

PART I

The purpose of this Bill is to change the name of the Department of Economics to the "Department of Economics and Federal and Provincial Relations" and to broaden its functions accordingly.

BILL 22

1960-61

**An Act to amend
The Department of Economics Act, 1956**

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

PART I

1. The long title of *The Department of Economics Act, 1956* ^{1956, c. 16,} is amended by adding at the end thereof "and Federal and ^{long title,} Provincial Relations", so that the long title shall read "An Act to establish the Department of Economics and Federal and Provincial Relations". ^{amended}

2. Clause *a* of section 1 of *The Department of Economics Act, 1956* is repealed and the following substituted therefor: ^{1956, c. 16,} ^{s. 1, cl. a,} ^{re-enacted}

(a) "Department" means the Department of Economics and Federal and Provincial Relations.

3.—(1) Subsection 1 of section 2 of *The Department of Economics Act, 1956* is amended by adding at the end thereof ^{1956, c. 16,} "and Federal and Provincial Relations", so that the sub- ^{s. 2, subs. 1,} ^{amended} section shall read as follows:

(1) There shall be a department of the public service ^{Department} to be known as the Department of Economics and ^{established} Federal and Provincial Relations.

(2) The said section 2 is amended by adding thereto the ^{1956, c. 16,} following subsection: ^{s. 2,} ^{amended}

(1a) The Department may continue to be known as the ^{Name} Department of Economics.

4. Clause *c* of subsection 1 of section 3 of *The Department of Economics Act, 1956* is amended by inserting after "rela- ^{1956, c. 16,} ^{s. 3, subs. 1,} ^{cl. c,} ^{amended} tions" in the first line "and other matters", so that the clause shall read as follows:

- (c) fiscal relations and other matters between governments; and

.
PART II

R.S.O. 1960,
c. 93,
title,
amended

5. The title of *The Department of Economics Act*, being chapter 93 of the Revised Statutes of Ontario, 1960, is amended by inserting after "Economics" "and Federal and Provincial Relations", so that the title shall read "The Department of Economics and Federal and Provincial Relations Act".

R.S.O. 1960,
c. 93, s. 1,
cl. a,
re-enacted

6. Clause *a* of section 1 of *The Department of Economics Act*, being chapter 93 of the Revised Statutes of Ontario, 1960, is repealed and the following substituted therefor:

- (a) "Department" means the Department of Economics and Federal and Provincial Relations.

R.S.O. 1960,
c. 93, s. 2,
subs. 1,
amended

7.—(1) Subsection 1 of section 2 of *The Department of Economics Act*, being chapter 93 of the Revised Statutes of Ontario, 1960, is amended by inserting after "Economics" in the second line "and Federal and Provincial Relations", so that the subsection shall read as follows:

Department
continued

- (1) The department of the public service known as the Department of Economics and Federal and Provincial Relations is continued.

R.S.O. 1960,
c. 93, s. 2,
amended

(2) The said section 2 is amended by adding thereto the following subsection:

Name

- (1a) The Department may continue to be known as the Department of Economics.

R.S.O. 1960,
c. 93, s. 3,
subs. 1, cl. c,
amended

8. Clause *c* of subsection 1 of section 3 of *The Department of Economics Act*, being chapter 93 of the Revised Statutes of Ontario, 1960, is amended by inserting after "relations" in the first line "and other matters", so that the clause shall read as follows:

- (c) fiscal relations and other matters between governments; and

PART II

The amendments in Part I are to the Act now in force. The amendments in Part II are similar in substance but are to the Act as it will be in the Revised Statutes of Ontario, 1960.

PART III

Self-explanatory.

PART III

9.—(1) Part I comes into force on the day this Act receives Royal Assent and is repealed on the day the Revised Statutes of Ontario, 1960 come into force. Part I, commencement and repeal

(2) Part II comes into force on the day the Revised Statutes of Ontario, 1960 come into force. Part II, commencement

(3) Part III comes into force on the day this Act receives Royal Assent. Part III, commencement

10. This Act may be cited as *The Department of Economics Amendment Act, 1960-61*. Short title

1st Reading

December 13th, 1960

2nd Reading

3rd Reading

MR. FROST

BILL 22

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to amend
The Department of Economics Act**

MR. FROST

(Reprinted for consideration by the Committee of the Whole House)

EXPLANATORY NOTE

The purpose of this Bill is to change the name of the Department of Economics to the "Department of Economics and Federal and Provincial Relations" and to broaden its functions accordingly.

BILL 22

1960-61

**An Act to amend
The Department of Economics Act**

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

1. The title of *The Department of Economics Act* is amended R.S.O. 1960, c. 93, by inserting after "Economics" "and Federal and Provincial Relations", so that the title shall read "The Department of amended Economics and Federal and Provincial Relations Act".

2. Clause *a* of section 1 of *The Department of Economics Act* R.S.O. 1960, c. 93, s. 1, is repealed and the following substituted therefor: cl. a, re-enacted

(a) "Department" means the Department of Economics and Federal and Provincial Relations.

3.—(1) Subsection 1 of section 2 of *The Department of Economics Act* is amended by inserting after "Economics" in R.S.O. 1960, c. 93, s. 2, the second line "and Federal and Provincial Relations", so amended that the subsection shall read as follows:

(1) The department of the public service known as the Department continued Department of Economics and Federal and Provincial Relations is continued.

(2) The said section 2 is amended by adding thereto the R.S.O. 1960, c. 93, s. 2, following subsection: amended

(1a) The Department may continue to be known as the Name Department of Economics.

4. Clause *c* of subsection 1 of section 3 of *The Department of Economics Act* is amended by inserting after "relations" in R.S.O. 1960, c. 93, s. 3, the first line "and other matters", so that the clause shall read amended as follows:

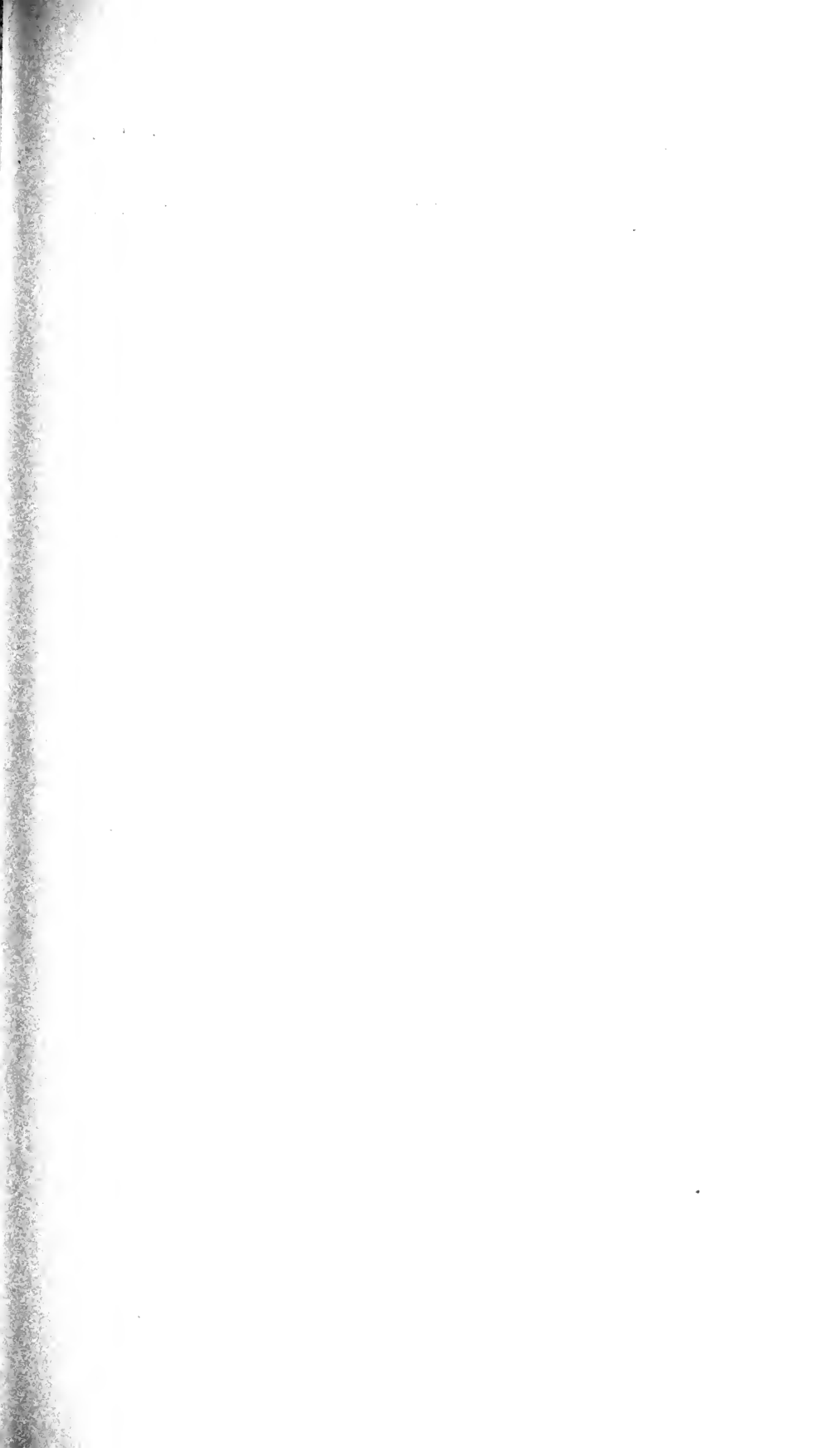
(c) fiscal relations and other matters between governments; and

Commence-
ment

5. This Act comes into force on the day it receives Royal Assent.

Short title

6. This Act may be cited as *The Department of Economics Amendment Act, 1960-61*.





1st Reading

December 13th, 1960

2nd Reading

December 15th, 1960

3rd Reading

MR. FROST

*(Reprinted for consideration by the
Committee of the Whole House)*

BILL 22

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to amend
The Department of Economics Act**

MR. FROST



BILL 22

1960-61

**An Act to amend
The Department of Economics Act**

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

1. The title of *The Department of Economics Act* is amended by inserting after "Economics" "and Federal and Provincial Relations", so that the title shall read "The Department of Economics and Federal and Provincial Relations Act". R.S.O. 1960,
c. 93,
title,
amended

2. Clause *a* of section 1 of *The Department of Economics Act* is repealed and the following substituted therefor: R.S.O. 1960,
c. 93, s. 1,
cl. a,
re-enacted

(a) "Department" means the Department of Economics and Federal and Provincial Relations.

3.—(1) Subsection 1 of section 2 of *The Department of Economics Act* is amended by inserting after "Economics" in the second line "and Federal and Provincial Relations", so that the subsection shall read as follows: R.S.O. 1960,
c. 93, s. 2,
subs. 1,
amended

(1) The department of the public service known as the Department of Economics and Federal and Provincial Relations is continued. Department
continued

(2) The said section 2 is amended by adding thereto the following subsection: R.S.O. 1960,
c. 93, s. 2,
amended

(1a) The Department may continue to be known as the Department of Economics. Name

4. Clause *c* of subsection 1 of section 3 of *The Department of Economics Act* is amended by inserting after "relations" in the first line "and other matters", so that the clause shall read as follows: R.S.O. 1960,
c. 93, s. 3,
subs. 1, cl. c,
amended

(c) fiscal relations and other matters between governments; and

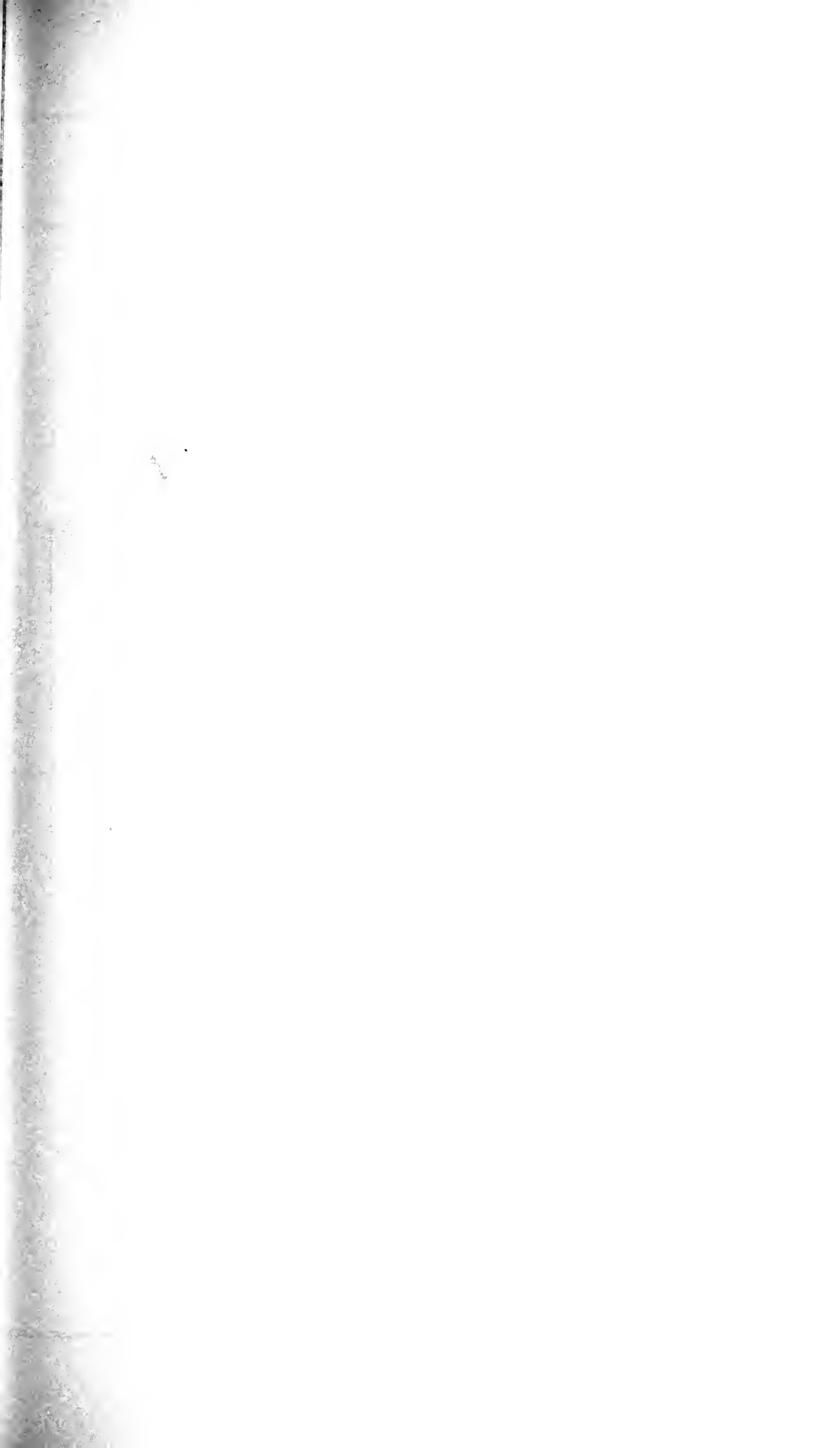
.

**Commence-
ment** **5.** This Act comes into force on the day it receives **Royal Assent**.

Short title **6.** This Act may be cited as *The Department of Economics Amendment Act, 1960-61*.







An Act to amend
The Department of Economics Act

1st Reading

December 13th, 1960

2nd Reading

December 15th, 1960

3rd Reading

January 26th, 1961

MR. FROST

BILL 23

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to establish the Department of the
Provincial Secretary and Citizenship**

MR. FROST

EXPLANATORY NOTE

This Bill establishes the Department of the Provincial Secretary and Citizenship.

BILL 23

1960-61

An Act to establish the Department of the Provincial Secretary and Citizenship

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

1. In this Act,

Interpre-
tation

- (a) "Department" means the Department of the Provincial Secretary and Citizenship;
- (b) "Deputy Minister" means the Deputy Provincial Secretary and Deputy Minister of Citizenship;
- (c) "Minister" means the Provincial Secretary and Minister of Citizenship.

2. There shall be a department of the public service to be known as the Department of the Provincial Secretary and Citizenship over which the Minister shall preside and have charge.

Department
established

3.—(1) The Lieutenant Governor in Council may appoint a Deputy Minister of the Department.

Deputy

(2) The Lieutenant Governor in Council may appoint such officers, clerks and servants as are deemed necessary from time to time for the proper conduct of the business of the Department.

Staff

4.—(1) The Minister may exercise the powers and shall perform the functions and duties that were conferred or imposed on or assigned to the Secretary and Registrar or the Provincial Secretary at the time this Act comes into force.

Functions,
etc., of
Minister

(2) The Minister shall, on his own initiative and through co-operation with the ministers having charge of the departments of the public service of Ontario, with the ministers having charge of the departments of the public service of Canada, with municipal councils, with school boards and

Idem

boards of education, with other organizations and otherwise, in the cause of human betterment, advance and encourage the concept and ideal of full and equal citizenship among the residents of Ontario in order that all may exercise effectively the rights, powers and privileges and fulfil the obligations, duties and liabilities of citizens of Canada within the Province of Ontario.

Idem (3) In addition to the powers, functions and duties mentioned in subsections 1 and 2, the Minister shall perform such functions and duties as are assigned to him from time to time by the Lieutenant Governor in Council.

Assignment of Acts **5.** Notwithstanding the provisions of any other Act, the Lieutenant Governor in Council may assign the administration of any Act to the Minister and the Minister shall be responsible for the administration of any Act so assigned and may exercise the powers and shall perform the duties of the minister named in any Act so assigned.

Seal **6.—(1)** The Lieutenant Governor in Council may authorize a seal for the Minister.

Idem (2) The seal may be reproduced by engraving, lithographing, printing or any other method of mechanical reproduction and when so reproduced has the same effect as if manually affixed.

References in Acts **7.—(1)** A reference in any Act, regulation or otherwise to the Secretary and Registrar or to the Provincial Secretary shall be deemed to be a reference to the Minister.

Idem (2) A reference in any Act, regulation or otherwise to the Deputy Provincial Secretary shall be deemed to be a reference to the Deputy Minister.

Commencement **8.** This Act comes into force on the day it receives Royal Assent.

Short title **9.** This Act may be cited as *The Department of the Provincial Secretary and Citizenship Act, 1960-61.*







An Act to establish the Department of the
Provincial Secretary and Citizenship

1st Reading

December 13th, 1960

2nd Reading

3rd Reading

MR. FROST

BILL 23

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to establish the Department of the
Provincial Secretary and Citizenship**

MR. FROST



BILL 23

1960-61

An Act to establish the Department of the Provincial Secretary and Citizenship

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

1. In this Act,

Interpre-
tation

- (a) "Department" means the Department of the Provincial Secretary and Citizenship;
- (b) "Deputy Minister" means the Deputy Provincial Secretary and Deputy Minister of Citizenship;
- (c) "Minister" means the Provincial Secretary and Minister of Citizenship.

2. There shall be a department of the public service to be known as the Department of the Provincial Secretary and Citizenship over which the Minister shall preside and have charge. Department established

3.—(1) The Lieutenant Governor in Council may appoint a Deputy Minister of the Department. Deputy

(2) The Lieutenant Governor in Council may appoint such officers, clerks and servants as are deemed necessary from time to time for the proper conduct of the business of the Department. Staff

4.—(1) The Minister may exercise the powers and shall perform the functions and duties that were conferred or imposed on or assigned to the Secretary and Registrar or the Provincial Secretary at the time this Act comes into force. Functions, etc., of Minister

(2) The Minister shall, on his own initiative and through co-operation with the ministers having charge of the departments of the public service of Ontario, with the ministers having charge of the departments of the public service of Canada, with municipal councils, with school boards and Idem

boards of education, with other organizations and otherwise, in the cause of human betterment, advance and encourage the concept and ideal of full and equal citizenship among the residents of Ontario in order that all may exercise effectively the rights, powers and privileges and fulfil the obligations, duties and liabilities of citizens of Canada within the Province of Ontario.

Idem (3) In addition to the powers, functions and duties mentioned in subsections 1 and 2, the Minister shall perform such functions and duties as are assigned to him from time to time by the Lieutenant Governor in Council.

Assignment of Acts **5.** Notwithstanding the provisions of any other Act, the Lieutenant Governor in Council may assign the administration of any Act to the Minister and the Minister shall be responsible for the administration of any Act so assigned and may exercise the powers and shall perform the duties of the minister named in any Act so assigned.

Seal **6.—(1)** The Lieutenant Governor in Council may authorize a seal for the Minister.

Idem (2) The seal may be reproduced by engraving, lithographing, printing or any other method of mechanical reproduction and when so reproduced has the same effect as if manually affixed.

References in Acts **7.—(1)** A reference in any Act, regulation or otherwise to the Secretary and Registrar or to the Provincial Secretary shall be deemed to be a reference to the Minister.

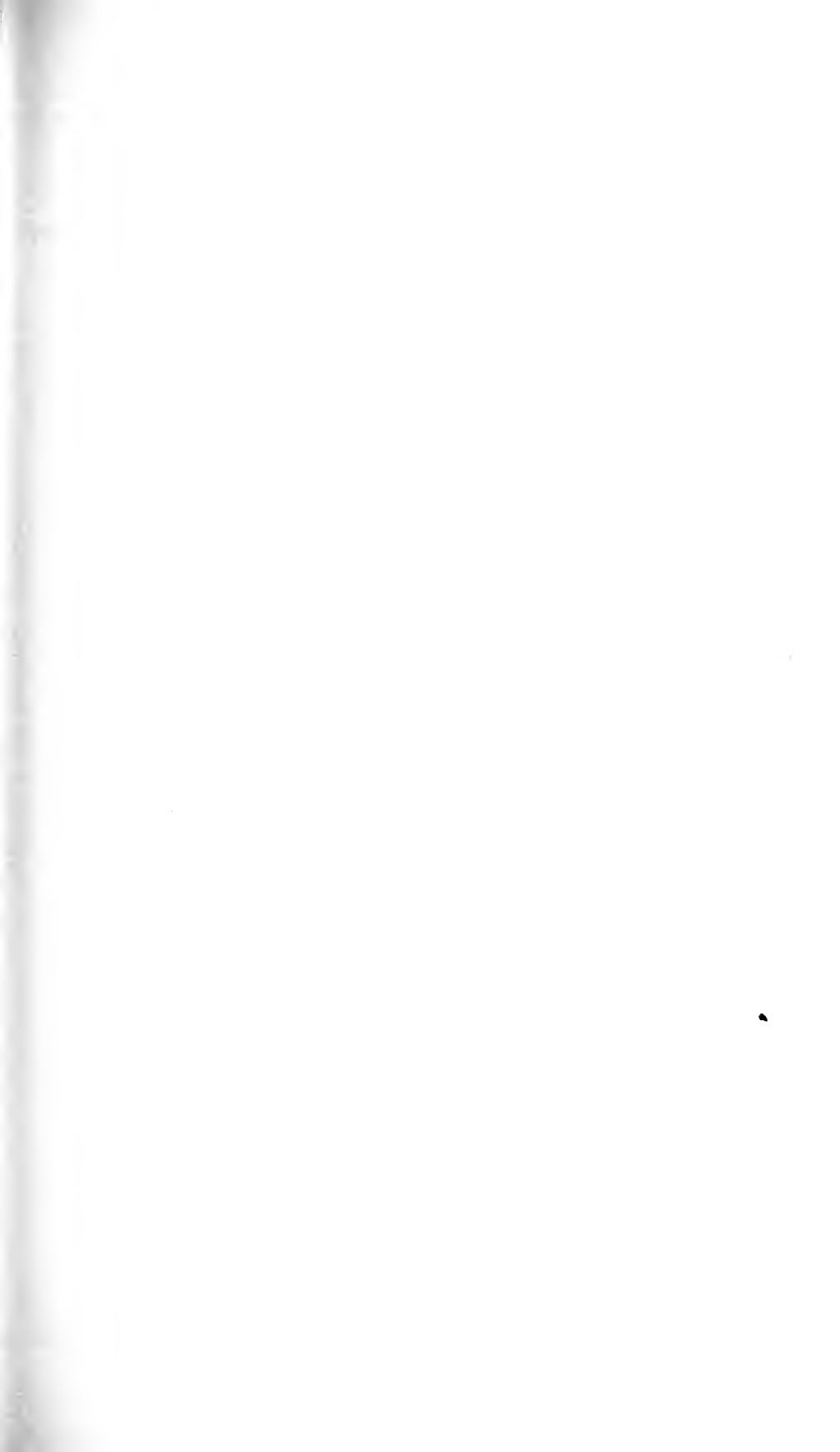
Idem (2) A reference in any Act, regulation or otherwise to the Deputy Provincial Secretary shall be deemed to be a reference to the Deputy Minister.

Commencement **8.** This Act comes into force on the day it receives Royal Assent.

Short title **9.** This Act may be cited as *The Department of the Provincial Secretary and Citizenship Act, 1960-61*.







An Act to establish the Department of the
Provincial Secretary and Citizenship

1st Reading

December 13th, 1960

2nd Reading

December 15th, 1960

3rd Reading

January 26th, 1961

MR. FROST

BILL 24

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Executive Council Act

MR. FROST

EXPLANATORY NOTES

PART I

This Bill brings the section up to date by expressly naming the Minister of Transport and the Minister of Energy Resources, and by changing the name of the Secretary and Registrar to Provincial Secretary and Minister of Citizenship, and the Minister of Planning and Development to the Minister of Commerce and Development.

**An Act to amend
The Executive Council Act**

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

PART I

1. Section 2 of *The Executive Council Act*, being chapter 121 of the Revised Statutes of Ontario, 1950, is amended by striking out "Secretary and Registrar" in the fourth line and inserting in lieu thereof "Provincial Secretary and Minister of Citizenship", by striking out "Planning" in the ninth line and inserting in lieu thereof "Commerce" and by inserting after "Institutions" in the eleventh line "a Minister of Transport, a Minister of Energy Resources", so that the section shall read as follows:

R.S.O. 1950,
c. 121, s. 2,
amended

2. The Lieutenant-Governor may appoint under the Great Seal from among the ministers of the Crown the following ministers to hold office during pleasure: a President of the Council, an Attorney-General, a Provincial Secretary and Minister of Citizenship, a Treasurer, a Minister of Lands and Forests, a Minister of Mines, a Minister of Agriculture, a Minister of Public Works, a Minister of Highways, a Minister of Education, a Minister of Labour, a Minister of Health, a Minister of Public Welfare, a Minister of Municipal Affairs, a Minister of Commerce and Development, a Minister of Travel and Publicity, a Minister of Reform Institutions, a Minister of Transport, a Minister of Energy Resources, and such other ministers as he may see fit, and may by Order in Council prescribe their duties and the duties of the several departments over which they preside, and of the officers and clerks thereof.

Heads of
departments

PART II

R.S.O. 1960,
c. 127, s. 2,
amended

2. Section 2 of *The Executive Council Act*, being chapter 127 of the Revised Statutes of Ontario, 1960, is amended by striking out "Secretary and Registrar" in the fourth line and inserting in lieu thereof "Provincial Secretary and Minister of Citizenship" and by striking out "Planning" in the ninth line and inserting in lieu thereof "Commerce", so that the section shall read as follows:

Heads of
departments

2. The Lieutenant Governor may appoint under the Great Seal from among the ministers of the Crown the following ministers to hold office during pleasure: a President of the Council, an Attorney General, a Provincial Secretary and Minister of Citizenship, a Treasurer, a Minister of Lands and Forests, a Minister of Mines, a Minister of Agriculture, a Minister of Public Works, a Minister of Highways, a Minister of Education, a Minister of Labour, a Minister of Health, a Minister of Public Welfare, a Minister of Municipal Affairs, a Minister of Commerce and Development, a Minister of Travel and Publicity, a Minister of Reform Institutions, a Minister of Transport, a Minister of Energy Resources, and such other ministers as he sees fit, and may by order in council prescribe their duties and the duties of the several departments over which they preside, and of the officers and clerks thereof.

PART III

Part I,
commence-
ment and
repeal

3.—(1) Part I comes into force on the day this Act receives Royal Assent and is repealed on the day the Revised Statutes of Ontario, 1960 come into force.

Part II,
commence-
ment

(2) Part II comes into force on the day the Revised Statutes of Ontario, 1960 come into force.

Part III,
commence-
ment

(3) Part III comes into force on the day this Act receives Royal Assent.

Short title

4. This Act may be cited as *The Executive Council Amendment Act, 1960-61*.

PART II

The amendments in Part I are to the Act now in force. The amendments in Part II are similar in substance but are to the Act as it will be in the Revised Statutes of Ontario, 1960.

PART III

Self-explanatory.





1st Reading

December 13th, 1960

2nd Reading

3rd Reading

MR. FROST

BILL 24

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Executive Council Act

MR. FROST

(Reprinted for consideration by the Committee of the Whole House)

EXPLANATORY NOTE

This Bill brings section 2 of the Act up to date by expressly naming the Minister of Transport and the Minister of Energy Resources, and by changing the name of the Secretary and Registrar to Provincial Secretary and Minister of Citizenship, and the Minister of Planning and Development to the Minister of Commerce and Development.

BILL 24

1960-61

An Act to amend The Executive Council Act

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

1. Section 2 of *The Executive Council Act* is amended by R.S.O. 1960, c. 127, s. 2, amended striking out "Secretary and Registrar" in the fourth line and inserting in lieu thereof "Provincial Secretary and Minister of Citizenship" and by striking out "Planning" in the ninth line and inserting in lieu thereof "Commerce", so that the section shall read as follows:

2. The Lieutenant Governor may appoint under the Heads of departments Great Seal from among the ministers of the Crown the following ministers to hold office during pleasure: a President of the Council, an Attorney General, a Provincial Secretary and Minister of Citizenship, a Treasurer, a Minister of Lands and Forests, a Minister of Mines, a Minister of Agriculture, a Minister of Public Works, a Minister of Highways, a Minister of Education, a Minister of Labour, a Minister of Health, a Minister of Public Welfare, a Minister of Municipal Affairs, a Minister of Commerce and Development, a Minister of Travel and Publicity, a Minister of Reform Institutions, a Minister of Transport, a Minister of Energy Resources, and such other ministers as he sees fit, and may by order in council prescribe their duties and the duties of the several departments over which they preside, and of the officers and clerks thereof.

2. This Act comes into force on the day it receives Royal Commence-
ment Assent.

3. This Act may be cited as *The Executive Council Amend-
ment Act, 1960-61.* Short title

An Act to amend
The Executive Council Act

1st Reading

December 13th, 1960

2nd Reading

December 15th, 1960

3rd Reading

MR. FROST

*(Reprinted for consideration by the
Committee of the Whole House)*

BILL 24

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Executive Council Act

MR. FROST



BILL 24

1960-61

An Act to amend The Executive Council Act

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

1. Section 2 of *The Executive Council Act* is amended by R.S.O. 1960, striking out "Secretary and Registrar" in the fourth line ^{c. 127, s. 2,} amended and inserting in lieu thereof "Provincial Secretary and Minister of Citizenship" and by striking out "Planning" in the ninth line and inserting in lieu thereof "Commerce", so that the section shall read as follows:

2. The Lieutenant Governor may appoint under the ^{Heads of} Great Seal from among the ministers of the Crown ^{departments} the following ministers to hold office during pleasure: a President of the Council, an Attorney General, a Provincial Secretary and Minister of Citizenship, a Treasurer, a Minister of Lands and Forests, a Minister of Mines, a Minister of Agriculture, a Minister of Public Works, a Minister of Highways, a Minister of Education, a Minister of Labour, a Minister of Health, a Minister of Public Welfare, a Minister of Municipal Affairs, a Minister of Commerce and Development, a Minister of Travel and Publicity, a Minister of Reform Institutions, a Minister of Transport, a Minister of Energy Resources, and such other ministers as he sees fit, and may by order in council prescribe their duties and the duties of the several departments over which they preside, and of the officers and clerks thereof.

2. This Act comes into force on the day it receives Royal ^{Commence-} Assent. _{ment}

3. This Act may be cited as *The Executive Council Amend-* Short title
ment Act, 1960-61.

Bill No. 10
The Executive Council Act

1st Reading

December 13th, 1960

2nd Reading

December 15th, 1960

3rd Reading

January 26th, 1961

Mr. FROST

BILL 25

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to provide for the Regulation, Inspection and
Licensing of Hoists used during the Construction,
Alteration, Maintenance or Demolition of
Buildings, Structures and Other Works**

MR. DALEY

EXPLANATORY NOTE

This Bill proposes a new Act to provide for the regulation, inspection and licensing of hoists used during the construction, alteration, maintenance or demolition of buildings, structures and other works in the interests of the safety of workmen.

The principles are similar to those in *The Elevators and Lifts Act* passed in 1953.

The sections are self-explanatory.

BILL 25

1960-61

**An Act to provide for the Regulation, Inspection
and Licensing of Hoists used during the
Construction, Alteration, Maintenance
or Demolition of Buildings,
Structures and Other Works**

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

1. In this Act,

Interpre-
tation

- (a) "chief inspector" means the chief inspector appointed for the purposes of this Act;
- (b) "construction hoist" means a mechanism for use in connection with the construction, alteration, maintenance or demolition of a building, structure or other work,
- (i) for hoisting and lowering materials or workmen or both, and
- (ii) equipped with a car that moves in guides during its vertical movement,

and includes its hoistway and hoistway enclosure;

- (c) "Department" means the Department of Labour;
- (d) "elevator" means a mechanism as defined in *The R.S.O. 1960,*
Elevators and Lifts Act; c. 119
- (e) "engineer" means a professional engineer as defined in *The Professional Engineers Act;* R.S.O. 1960,
c. 309
- (f) "inspector" means an inspector appointed for the purposes of this Act, and includes the chief inspector;

- (g) "licence" means a licence granted under this Act;
- (h) "maximum capacity" means the maximum number of persons or maximum weight that a hoist is designed and constructed to carry safely as determined by the regulations;
- (i) "Minister" means the Minister of Labour;
- (j) "municipal inspector" means a person appointed by a municipality to make inspections concerning the safety of persons, buildings, structures or other works;
- (k) "operator" means a person who is stationed at the driving unit of a construction hoist and has direct control of any movement of the car of the hoist as the whole or a part of his duties;
- (l) "regulations" means the regulations made under this Act;
- (m) "user" means the person in charge of a construction hoist as owner, lessee or otherwise, but does not include an operator or attendant as such.

Where Act
not to apply

2. This Act does not apply to,

R.S.O. 1960,
c. 119

- (a) an elevator or lift within the meaning of *The Elevators and Lifts Act*;

R.S.O. 1960,
c. 241

- (b) a hoist within the meaning of *The Mining Act*;
- (c) a feeding machine, a bucket conveyor, a belt, chain, scoop, roller or any similar type of material-handling device other than a skip hoist;
- (d) a hoist in or adjacent to a barn used exclusively for agricultural purposes;
- (e) any class of construction hoist excluded by the regulations.

INSPECTORS

3.—(1) The Lieutenant Governor in Council may appoint one or more inspectors to administer and enforce this Act and the regulations.

Special
inspectors

(2) The Minister may authorize the chief inspector to engage the services of any person who holds a certificate of qualification under *The Elevators and Lifts Act* to inspect a

construction hoist, and for such purpose such person shall be deemed to be an inspector and shall report forthwith to the chief inspector with respect thereto.

4. No person shall be appointed or act as an inspector who has any direct or indirect interest in the manufacture, sale, rental, installation, repair or maintenance of construction hoists or parts thereof. Certain persons disqualified

5.—(1) An inspector may inspect any construction hoist at any time. Power to inspect

(2) An inspector may investigate any matter relating to a construction hoist at any time. Power to examine

6. For the purpose of an inspection or an investigation under this Act, an inspector may, by notice in writing, require the attendance before him of any person at the time and place named in the notice and may then and there examine such person under oath regarding any matter pertaining to such inspection or investigation. Power to examine under oath

7. An inspector, upon production of his certificate of appointment, may enter any premises where he has reason to believe that a construction hoist is or is being installed or operated. Power to enter premises

8. An inspector may by notice in writing direct a user, Powers, by notice

- (a) to prepare his construction hoist, or any part of it, for inspection;
- (b) to do or to refrain from doing anything that the inspector considers necessary during an inspection;
- (c) to do or to refrain from doing, within the time specified in the notice, such things as the notice specifies to ensure compliance with this Act and the regulations;
- (d) to ensure that no person uses, enters or approaches a construction hoist, any part of which, in the opinion of the inspector, is in an unsafe condition, except for the purpose of making necessary repairs.

9. In the absence of an inspector, a municipal inspector, Powers of municipal inspectors

- (a) may, upon production of his certificate of appointment from the municipal council, enter any place where he has reason to believe that a construction hoist is or is being installed or operated;

- (b) may inspect any construction hoist at any time;
- (c) may by notice in writing direct a user to do or to refrain from doing, within the time specified in the notice, such things as the notice specifies to ensure compliance with this Act and the regulations;
- (d) may by notice in writing direct a user to ensure that no person uses, enters or approaches a construction hoist, any part of which, in the opinion of the municipal inspector, is in an unsafe condition, except for the purpose of making necessary repairs;
- (e) shall, upon giving a notice under clause c or d, forthwith send a copy thereof to the chief inspector;
- (f) shall, upon determining that his direction has been satisfactorily complied with by the user, notify the chief inspector forthwith in writing.

Review

10. An inspector, following an inspection of a construction hoist by a municipal inspector under section 9, may,

- (a) direct a user in writing as set forth in section 8; and
- (b) modify or cancel, as he deems advisable, a direction made by a municipal inspector under section 9.

Drawings and specifications to be approved

11.—(1) No person shall commence an installation or major alteration of a construction hoist until the drawings and specifications thereof have been approved in writing by an engineer of the Department.

Idem

(2) Subject to subsection 3, all drawings and specifications shall be submitted in triplicate to an engineer of the Department and shall furnish full information as to the size, composition and arrangement of the proposed installation or major alteration and the location of the construction hoist on the site on which it is to be operated.

Subsequent installations

(3) Before the second or any subsequent installation of a construction hoist, an engineer of the Department may approve the drawings and specifications thereof without the re-submission of all drawings and specifications thereof.

Effect of approval

(4) If the proposed installation or major alteration as shown and described in the drawings and specifications complies with this Act and the regulations, the drawings and specifications shall be approved in writing by an engineer of the Department and one set returned to the person who submitted

them and thereupon the installation or major alteration may be proceeded with, but only in accordance with the drawings and specifications as approved.

12.—(1) No construction hoist shall be put into operation after installation or major alteration until it has been inspected by an inspector. Inspection before operation

(2) No construction hoist shall be kept in operation for more than six months unless before the expiration of the six months it has been inspected by an inspector. Semi-annual inspection

13.—(1) The chief inspector may grant or renew a licence for a construction hoist at a specified location and site and may suspend, cancel or transfer any such licence. Licences

(2) The licence is valid only for the twelve months next following the date on which it was granted or renewed, unless sooner suspended or cancelled or the location of the construction hoist is changed. Term

(3) The licence shall be kept by the user in a conspicuous position on the construction hoist for which it is granted or with the approval of an inspector, in a nearby position. Licence to be displayed

(4) Where a licence for a construction hoist is suspended or cancelled or has not been granted, the inspector may cause such things to be done as he deems necessary to ensure that the hoist will not be operated while the licence is suspended or cancelled or until it is granted. Inspector's powers

14.—(1) Any person who deems himself aggrieved by, Appeal to Minister

(a) a direction of an inspector or a municipal inspector; or

(b) the suspension of, the cancellation of, or the refusal to grant or renew a licence by the chief inspector,

may, within ten days after the receipt of the notice containing the direction or the receipt of the notice of suspension, cancellation or refusal to grant or renew, as the case may be, appeal in writing to the Minister who shall, upon notice to all persons interested, hear the appeal and make such order as appears to him to be proper in the circumstances.

(2) Where a licence has been suspended or cancelled, the making of an appeal does not affect the suspension or cancellation pending the disposition of the appeal. Suspended licences, etc., not affected by appeal

Notice of failure or accident

15.—(1) Where a construction hoist falls freely or where an accident occurs that causes injury to any person, the user shall give notice in writing with full particulars thereof to the chief inspector within twenty-four hours thereafter.

Notice where accident causes death

(2) Where an accident occurs in connection with a construction hoist that results in the death of any person or in injuries that may result in the death of any person, the user shall give notice thereof immediately after the accident by telephone or telegraph to the chief inspector, and no person shall, except for the purpose of saving life or relieving human suffering, interfere with, disturb, destroy, carry away or alter any wreckage, article or thing at the scene of or connected with the accident until permission so to do is given by an inspector.

Investigations of failures and accidents

(3) On receipt of a notice under subsection 1 or 2, the chief inspector shall forthwith cause such investigation to be made as he deems necessary to determine the cause of the occurrence or accident.

Obstruction of inspector

16. No person shall hinder or obstruct an inspector or a municipal inspector in the performance of his duties.

False statements

17. No person shall make any false or misleading statement in any communication, whether in writing or otherwise, to the Minister, an inspector or a municipal inspector concerning any matter under this Act or the regulations.

Compliance with Act required

18. No user of a construction hoist shall operate it or cause or permit it to be operated unless it complies with this Act and the regulations.

Licence required

19. No user of a construction hoist shall operate it or cause or permit it to be operated unless it is licensed.

Operation of unsafe hoist prohibited

20.—(1) No person shall operate a construction hoist or cause or permit it to be operated if he has reason to believe that it is in an unsafe condition.

Unsafe operation prohibited

(2) No person shall operate a construction hoist or cause or permit it to be operated in an unsafe manner.

Excess load prohibited

21. No person shall operate a construction hoist or cause or permit it to be operated with a load in excess of its maximum capacity as designated in its licence.

Exceptions to ss. 17-21

22. The prohibitions contained in sections 17, 18, 19, 20 and 21 do not apply to an inspector or a municipal inspector or a person authorized by the chief inspector.

23. Where a construction hoist has a driving unit that is not directly controlled by a device installed in the car or at each landing of the hoistway and the hoist is used to raise or lower persons, every operator of the hoist shall possess a certificate of qualification to operate a hoisting plant under *The Operating Engineers Act*. ^{Where certificated operators required}

R.S.O. 1960,
c. 282

24.—(1) A person who contravenes any of the provisions of this Act or the regulations or any direction or order made thereunder is guilty of an offence and on summary conviction is liable to a fine of not more than \$1,000. ^{Offence}

(2) Where a person contravenes any of the provisions of this Act or the regulations or any direction or order made thereunder on more than one day, each such day shall be deemed to constitute a separate offence. ^{Continuing offence}

25. All fees collected under this Act and the regulations and all fines recovered for offences under this Act or the regulations shall be paid to the Treasurer of Ontario and form part of the Consolidated Revenue Fund. ^{Disposition of fees and fines}

26.—(1) The Lieutenant Governor in Council may make regulations. ^{Regulations}

- (a) classifying construction hoists for the purposes of this Act and the regulations;
- (b) defining an installation and a major alteration for the purposes of this Act and the regulations;
- (c) prescribing qualifications for persons who may be appointed as inspectors or who may make inspections under this Act and prescribing their duties;
- (d) providing for hoist attendants and prescribing their qualifications and duties;
- (e) prescribing requirements as to the form and substance of the drawings and specifications to be submitted under this Act and the qualifications of persons by whom such drawings and specifications are to be prepared and certified;
- (f) requiring the payment of fees and prescribing the amounts thereof;
- (g) prescribing the circumstances under which expenses or special fees, or both, are to be paid, and prescribing the special fees and designating the persons by whom such expenses or fees, or both, are to be paid;

- (h) prescribing the form of licences and the conditions under which licences or any class thereof may be granted, renewed, suspended, cancelled or transferred or prohibiting the transfer of licences or any class thereof;
- (i) regulating the use, location, design, construction, installation, operation, maintenance, ventilation, drainage, lighting, heating, alteration, repair, testing and inspection of construction hoists and any equipment used in connection therewith;
- (j) designating sections of the Safety Code for Elevators, Dumbwaiters and Escalators of the Canadian Standards Association as approved by the Association in 1960 that shall be used by the engineers of the Department and the inspectors in carrying out their duties;
- (k) requiring and prescribing the form and location of notices and markings that owners shall keep in or about construction hoists;
- (l) prescribing methods of determining maximum capacity for the purpose of this Act and the regulations;
- (m) governing the conduct of persons in or about construction hoists;
- (n) excluding from this Act any class of construction hoist;
- (o) respecting any matter necessary or advisable to carry out the intent and purpose of this Act.

Idem (2) Any word or expression used in this Act or the regulations may be defined in the regulations for the purposes of the regulations.

Idem (3) A regulation may be limited as to time or place of application, or otherwise.

Idem (4) A regulation may be made with respect to any one or more classes of construction hoist.

Commencement **27.** This Act comes into force on a day to be named by the Lieutenant Governor by his proclamation.

Short title **28.** This Act may be cited as *The Construction Hoists Act, 1960-61*.

An Act to provide for the Regulation,
during the Construction, Alteration,
Maintenance or Demolition of Buildings,
Structures and Other Works

1st Reading

January 24th, 1961

2nd Reading

3rd Reading

MR. DALEY

BILL 25

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to provide for the Regulation, Inspection and
Licensing of Hoists used during the Construction,
Alteration, Maintenance or Demolition of
Buildings, Structures and Other Works**

MR. DALEY

(Reprinted as amended by the Committee on Labour)

EXPLANATORY NOTE

This Bill proposes a new Act to provide for the regulation, inspection and licensing of hoists used during the construction, alteration, maintenance or demolition of buildings, structures and other works in the interests of the safety of workmen.

The principles are similar to those in *The Elevators and Lifts Act* passed in 1953.

The sections are self-explanatory.

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and Licensing of Hoists used during the
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- (i) for hoisting and lowering materials or workmen or both, and
- (ii) equipped with a car that moves in guides during its vertical movement,
- and includes its hoistway and hoistway enclosure;
- (c) "Department" means the Department of Labour;
- (d) "elevator" means a mechanism as defined in *The R.S.O. 1960, Elevators and Lifts Act*; c. 119
- (e) "engineer" means a professional engineer as defined in *The Professional Engineers Act*; R.S.O. 1960,
c. 309
- (f) "inspector" means an inspector appointed for the purposes of this Act, and includes the chief inspector;

- (g) "licence" means a licence granted under this Act;
- (h) "maximum capacity" means the maximum number of persons or maximum weight that a hoist is designed and constructed to carry safely as determined by the regulations;
- (i) "Minister" means the Minister of Labour;
- (j) "municipal inspector" means a person appointed by a municipality to make inspections concerning the safety of persons, buildings, structures or other works;
- (k) "operator" means a person who is stationed at the driving unit of a construction hoist and has direct control of any movement of the car of the hoist as the whole or a part of his duties;
- (l) "regulations" means the regulations made under this Act;
- (m) "user" means the person in charge of a construction hoist as owner, lessee or otherwise, but does not include an operator or attendant as such.

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not to apply

2. This Act does not apply to,

R.S.O. 1960,
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- (a) an elevator or lift within the meaning of *The Elevators and Lifts Act*;

R.S.O. 1960,
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- (d) a hoist in or adjacent to a barn used exclusively for agricultural purposes;
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Inspectors

3.—(1) The Lieutenant Governor in Council may appoint one or more inspectors to administer and enforce this Act and the regulations.

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inspectors

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construction hoist, and for such purpose such person shall be deemed to be an inspector and shall report forthwith to the chief inspector with respect thereto.

4. No person shall be appointed or act as an inspector who has any direct or indirect interest in the manufacture, sale, rental, installation, repair or maintenance of construction hoists or parts thereof. Certain persons disqualified

5.—(1) An inspector may inspect any construction hoist at any time. Power to inspect

(2) An inspector may investigate any matter relating to a construction hoist at any time. Power to examine

6. For the purpose of an inspection or an investigation under this Act, an inspector may, by notice in writing, require the attendance before him of any person at the time and place named in the notice and may then and there examine such person under oath regarding any matter pertaining to such inspection or investigation. Power to examine under oath

7. An inspector, upon production of his certificate of appointment, may enter any premises where he has reason to believe that a construction hoist is or is being installed or operated. Power to enter premises

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- (a) to prepare his construction hoist, or any part of it, for inspection;
- (b) to do or to refrain from doing anything that the inspector considers necessary during an inspection;
- (c) to do or to refrain from doing, within the time specified in the notice, such things as the notice specifies to ensure compliance with this Act and the regulations;
- (d) to ensure that no person uses, enters or approaches a construction hoist, any part of which, in the opinion of the inspector, is in an unsafe condition, except for the purpose of making necessary repairs.

9. In the absence of an inspector, a municipal inspector, Powers of municipal inspectors

- (a) may, upon production of his certificate of appointment from the municipal council, enter any place where he has reason to believe that a construction hoist is or is being installed or operated:

- (b) may inspect any construction hoist at any time;
- (c) may by notice in writing direct a user to do or to refrain from doing, within the time specified in the notice, such things as the notice specifies to ensure compliance with this Act and the regulations;
- (d) may by notice in writing direct a user to ensure that no person uses, enters or approaches a construction hoist, any part of which, in the opinion of the municipal inspector, is in an unsafe condition, except for the purpose of making necessary repairs;
- (e) shall, upon giving a notice under clause c or d, forthwith send a copy thereof to the chief inspector;
- (f) shall, upon determining that his direction has been satisfactorily complied with by the user, notify the chief inspector forthwith in writing.

Review

10. An inspector, following an inspection of a construction hoist by a municipal inspector under section 9, may,

- (a) direct a user in writing as set forth in section 8; and
- (b) modify or cancel, as he deems advisable, a direction made by a municipal inspector under section 9.

Drawings and specifications to be approved

11.—(1) No person shall commence an installation or major alteration of a construction hoist until the drawings and specifications thereof have been approved in writing by an engineer of the Department.

Idem

(2) Subject to subsection 3, all drawings and specifications shall be submitted in triplicate to an engineer of the Department and shall furnish full information as to the size, composition and arrangement of the proposed installation or major alteration and the location of the construction hoist on the site on which it is to be operated.

Subsequent installations

(3) Before the second or any subsequent installation of a construction hoist, an engineer of the Department may approve the drawings and specifications thereof without the re-submission of all drawings and specifications thereof.

Effect of approval

(4) If the proposed installation or major alteration as shown and described in the drawings and specifications complies with this Act and the regulations, the drawings and specifications shall be approved in writing by an engineer of the Department and one set returned to the person who submitted

them and thereupon the installation or major alteration may be proceeded with, but only in accordance with the drawings and specifications as approved.

12.—(1) No construction hoist shall be put into operation after installation or major alteration until it has been inspected by an inspector. Inspection before operation

(2) No construction hoist shall be kept in operation for more than six months unless before the expiration of the six months it has been inspected by an inspector. Semi-annual inspection

13.—(1) The chief inspector may grant or renew a licence for a construction hoist at a specified location and site and may suspend, cancel or transfer any such licence. Licences

(2) The licence is valid only for the twelve months next following the date on which it was granted or renewed, unless sooner suspended or cancelled or the location of the construction hoist is changed. Term

(3) The licence shall be kept by the user in a conspicuous position on the construction hoist for which it is granted or with the approval of an inspector, in a nearby position. Licence to be displayed

(4) Where a licence for a construction hoist is suspended or cancelled or has not been granted, the inspector may cause such things to be done as he deems necessary to ensure that the hoist will not be operated while the licence is suspended or cancelled or until it is granted. Inspector's powers

14.—(1) Any person who deems himself aggrieved by, Appeal to Minister

(a) a direction of an inspector or a municipal inspector; or

(b) the suspension of, the cancellation of or the refusal to grant or renew a licence by the chief inspector,

may, within ten days after the receipt of the notice containing the direction or the receipt of the notice of suspension, cancellation or refusal to grant or renew, as the case may be, appeal in writing to the Minister who shall, upon notice to all persons interested, hear the appeal and make such order as appears to him to be proper in the circumstances.

(2) Where a licence has been suspended or cancelled, the making of an appeal does not affect the suspension or cancellation pending the disposition of the appeal. Suspended licences, etc., not affected by appeal

Notice of failure or accident

15.—(1) Where a construction hoist falls freely or where an accident occurs that causes injury to any person, the user shall give notice in writing with full particulars thereof to the chief inspector within twenty-four hours thereafter.

Notice where accident causes death

(2) Where an accident occurs in connection with a construction hoist that results in the death of any person or in injuries that may result in the death of any person, the user shall give notice thereof immediately after the accident by telephone or telegraph to the chief inspector, and no person shall, except for the purpose of saving life or relieving human suffering, interfere with, disturb, destroy, carry away or alter any wreckage, article or thing at the scene of or connected with the accident until permission so to do is given by an inspector.

Investigations of failures and accidents

(3) On receipt of a notice under subsection 1 or 2, the chief inspector shall forthwith cause such investigation to be made as he deems necessary to determine the cause of the occurrence or accident.

Obstruction of inspector

16. No person shall hinder or obstruct an inspector or a municipal inspector in the performance of his duties.

False statements

17. No person shall make any false or misleading statement in any communication, whether in writing or otherwise, to the Minister, an inspector or a municipal inspector concerning any matter under this Act or the regulations.

Compliance with Act required

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20.—(1) No person shall operate a construction hoist or cause or permit it to be operated if he has reason to believe that it is in an unsafe condition.

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Excess load prohibited

21. No person shall operate a construction hoist or cause or permit it to be operated with a load in excess of its maximum capacity as designated in its licence.

Exceptions to ss. 18-21

22. The prohibitions contained in sections 18, 19, 20 and 21 do not apply to an inspector or a municipal inspector or a person authorized by the chief inspector.

23. Where a construction hoist has a driving unit that is not directly controlled by a device installed in the car or at each landing of the hoistway and the hoist is used to raise or lower persons, every operator of the hoist shall possess a certificate of qualification to operate a hoisting plant under *The Operating Engineers Act*. ^{Where certificated operators required}

R.S.O. 1960,
c. 282

24.—(1) A person who contravenes any of the provisions of this Act or the regulations or any direction or order made thereunder is guilty of an offence and on summary conviction is liable to a fine of not more than \$1,000. ^{Offence}

(2) Where a person contravenes any of the provisions of this Act or the regulations or any direction or order made thereunder on more than one day, each such day shall be deemed to constitute a separate offence. ^{Continuing offence}

25. All fees collected under this Act and the regulations and all fines recovered for offences under this Act or the regulations shall be paid to the Treasurer of Ontario and form part of the Consolidated Revenue Fund. ^{Disposition of fees and fines}

26.—(1) The Lieutenant Governor in Council may make regulations, ^{Regulations}

- (a) classifying construction hoists for the purposes of this Act and the regulations;
- (b) defining an installation and a major alteration for the purposes of this Act and the regulations;
- (c) prescribing qualifications for persons who may be appointed as inspectors or who may make inspections under this Act and prescribing their duties;
- (d) providing for hoist attendants and prescribing their qualifications and duties;
- (e) prescribing requirements as to the form and substance of the drawings and specifications to be submitted under this Act and the qualifications of persons by whom such drawings and specifications are to be prepared and certified;
- (f) requiring the payment of fees and prescribing the amounts thereof;
- (g) prescribing the circumstances under which expenses or special fees, or both, are to be paid, and prescribing the special fees and designating the persons by whom such expenses or fees, or both, are to be paid;

- (h) prescribing the form of licences and the conditions under which licences or any class thereof may be granted, renewed, suspended, cancelled or transferred or prohibiting the transfer of licences or any class thereof;
- (i) regulating the use, location, design, construction, installation, operation, maintenance, ventilation, drainage, lighting, heating, alteration, repair, testing and inspection of construction hoists and any equipment used in connection therewith;
- (j) designating sections of the Safety Code for Elevators, Dumbwaiters and Escalators of the Canadian Standards Association as approved by the Association in 1960 that shall be used by the engineers of the Department and the inspectors in carrying out their duties;
- (k) requiring and prescribing the form and location of notices and markings that owners shall keep in or about construction hoists;
- (l) prescribing methods of determining maximum capacity for the purpose of this Act and the regulations;
- (m) governing the conduct of persons in or about construction hoists;
- (n) excluding from this Act any class of construction hoist;
- (o) respecting any matter necessary or advisable to carry out the intent and purpose of this Act.

- Idem (2) Any word or expression used in this Act or the regulations may be defined in the regulations for the purposes of the regulations.
- Idem (3) A regulation may be limited as to time or place of application, or otherwise.
- Idem (4) A regulation may be made with respect to any one or more classes of construction hoist.
- Commencement **27.** This Act comes into force on a day to be named by the Lieutenant Governor by his proclamation.
- Short title **28.** This Act may be cited as *The Construction Hoists Act, 1960-61*.

1st Reading

January 24th, 1961

2nd Reading

February 6th, 1961

3rd Reading

MR. DALEY

*(Reprinted as amended by the
Committee on Labour)*

BILL 25

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to provide for the Regulation, Inspection and
Licensing of Hoists used during the Construction,
Alteration, Maintenance or Demolition of
Buildings, Structures and Other Works**

MR. DALEY



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- (ii) equipped with a car that moves in guides during its vertical movement,
- and includes its hoistway and hoistway enclosure;
- (c) "Department" means the Department of Labour;
- (d) "elevator" means a mechanism as defined in *The R.S.O. 1960, Elevators and Lifts Act*; c. 119
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- (j) "municipal inspector" means a person appointed by a municipality to make inspections concerning the safety of persons, buildings, structures or other works;
- (k) "operator" means a person who is stationed at the driving unit of a construction hoist and has direct control of any movement of the car of the hoist as the whole or a part of his duties;
- (l) "regulations" means the regulations made under this Act;
- (m) "user" means the person in charge of a construction hoist as owner, lessee or otherwise, but does not include an operator or attendant as such.

Where Act
not to apply

2. This Act does not apply to,

R.S.O. 1960,
c. 119

(a) an elevator or lift within the meaning of *The Elevators and Lifts Act*;

R.S.O. 1960,
c. 241

(b) a hoist within the meaning of *The Mining Act*;

(c) a feeding machine, a bucket conveyor, a belt, chain, scoop, roller or any similar type of material-handling device other than a skip hoist;

(d) a hoist in or adjacent to a barn used exclusively for agricultural purposes;

(e) any class of construction hoist excluded by the regulations.

Inspectors

3.—(1) The Lieutenant Governor in Council may appoint one or more inspectors to administer and enforce this Act and the regulations.

Special
inspectors

(2) The Minister may authorize the chief inspector to engage the services of any person who holds a certificate of qualification under *The Elevators and Lifts Act* to inspect a

construction hoist, and for such purpose such person shall be deemed to be an inspector and shall report forthwith to the chief inspector with respect thereto.

4. No person shall be appointed or act as an inspector who has any direct or indirect interest in the manufacture, sale, rental, installation, repair or maintenance of construction hoists or parts thereof. Certain persons disqualified

5.—(1) An inspector may inspect any construction hoist at any time. Power to inspect

(2) An inspector may investigate any matter relating to a construction hoist at any time. Power to examine

6. For the purpose of an inspection or an investigation under this Act, an inspector may, by notice in writing, require the attendance before him of any person at the time and place named in the notice and may then and there examine such person under oath regarding any matter pertaining to such inspection or investigation. Power to examine under oath

7. An inspector, upon production of his certificate of appointment, may enter any premises where he has reason to believe that a construction hoist is or is being installed or operated. Power to enter premises

8. An inspector may by notice in writing direct a user, Powers, by notice

- (a) to prepare his construction hoist, or any part of it, for inspection;
- (b) to do or to refrain from doing anything that the inspector considers necessary during an inspection;
- (c) to do or to refrain from doing, within the time specified in the notice, such things as the notice specifies to ensure compliance with this Act and the regulations;
- (d) to ensure that no person uses, enters or approaches a construction hoist, any part of which, in the opinion of the inspector, is in an unsafe condition, except for the purpose of making necessary repairs.

9. In the absence of an inspector, a municipal inspector, Powers of municipal inspectors

- (a) may, upon production of his certificate of appointment from the municipal council, enter any place where he has reason to believe that a construction hoist is or is being installed or operated:

- (b) may inspect any construction hoist at any time;
- (c) may by notice in writing direct a user to do or to refrain from doing, within the time specified in the notice, such things as the notice specifies to ensure compliance with this Act and the regulations;
- (d) may by notice in writing direct a user to ensure that no person uses, enters or approaches a construction hoist, any part of which, in the opinion of the municipal inspector, is in an unsafe condition, except for the purpose of making necessary repairs;
- (e) shall, upon giving a notice under clause *c* or *d*, forthwith send a copy thereof to the chief inspector;
- (f) shall, upon determining that his direction has been satisfactorily complied with by the user, notify the chief inspector forthwith in writing.

Review

10. An inspector, following an inspection of a construction hoist by a municipal inspector under section 9, may,

- (a) direct a user in writing as set forth in section 8; and
- (b) modify or cancel, as he deems advisable, a direction made by a municipal inspector under section 9.

Drawings and specifications to be approved

11.—(1) No person shall commence an installation or major alteration of a construction hoist until the drawings and specifications thereof have been approved in writing by an engineer of the Department.

Idem

(2) Subject to subsection 3, all drawings and specifications shall be submitted in triplicate to an engineer of the Department and shall furnish full information as to the size, composition and arrangement of the proposed installation or major alteration and the location of the construction hoist on the site on which it is to be operated.

Subsequent installations

(3) Before the second or any subsequent installation of a construction hoist, an engineer of the Department may approve the drawings and specifications thereof without the re-submission of all drawings and specifications thereof.

Effect of approval

(4) If the proposed installation or major alteration as shown and described in the drawings and specifications complies with this Act and the regulations, the drawings and specifications shall be approved in writing by an engineer of the Department and one set returned to the person who submitted

them and thereupon the installation or major alteration may be proceeded with, but only in accordance with the drawings and specifications as approved.

12.—(1) No construction hoist shall be put into operation after installation or major alteration until it has been inspected by an inspector. Inspection before operation

(2) No construction hoist shall be kept in operation for more than six months unless before the expiration of the six months it has been inspected by an inspector. Semi-annual inspection

13.—(1) The chief inspector may grant or renew a licence for a construction hoist at a specified location and site and may suspend, cancel or transfer any such licence. Licences

(2) The licence is valid only for the twelve months next following the date on which it was granted or renewed, unless sooner suspended or cancelled or the location of the construction hoist is changed. Term

(3) The licence shall be kept by the user in a conspicuous position on the construction hoist for which it is granted or with the approval of an inspector, in a nearby position. Licence to be displayed

(4) Where a licence for a construction hoist is suspended or cancelled or has not been granted, the inspector may cause such things to be done as he deems necessary to ensure that the hoist will not be operated while the licence is suspended or cancelled or until it is granted. Inspector's powers

14.—(1) Any person who deems himself aggrieved by, Appeal to Minister

(a) a direction of an inspector or a municipal inspector; or

(b) the suspension of, the cancellation of or the refusal to grant or renew a licence by the chief inspector,

may, within ten days after the receipt of the notice containing the direction or the receipt of the notice of suspension, cancellation or refusal to grant or renew, as the case may be, appeal in writing to the Minister who shall, upon notice to all persons interested, hear the appeal and make such order as appears to him to be proper in the circumstances.

(2) Where a licence has been suspended or cancelled, the making of an appeal does not affect the suspension or cancellation pending the disposition of the appeal. Suspended licences, etc., not affected by appeal

Notice of failure or accident

15.—(1) Where a construction hoist falls freely or where an accident occurs that causes injury to any person, the user shall give notice in writing with full particulars thereof to the chief inspector within twenty-four hours thereafter.

Notice where accident causes death

(2) Where an accident occurs in connection with a construction hoist that results in the death of any person or in injuries that may result in the death of any person, the user shall give notice thereof immediately after the accident by telephone or telegraph to the chief inspector, and no person shall, except for the purpose of saving life or relieving human suffering, interfere with, disturb, destroy, carry away or alter any wreckage, article or thing at the scene of or connected with the accident until permission so to do is given by an inspector.

Investigations of failures and accidents

(3) On receipt of a notice under subsection 1 or 2, the chief inspector shall forthwith cause such investigation to be made as he deems necessary to determine the cause of the occurrence or accident.

Obstruction of inspector

16. No person shall hinder or obstruct an inspector or a municipal inspector in the performance of his duties.

False statements

17. No person shall make any false or misleading statement in any communication, whether in writing or otherwise, to the Minister, an inspector or a municipal inspector concerning any matter under this Act or the regulations.

Compliance with Act required

18. No user of a construction hoist shall operate it or cause or permit it to be operated unless it complies with this Act and the regulations.

Licence required

19. No user of a construction hoist shall operate it or cause or permit it to be operated unless it is licensed.

Operation of unsafe hoist prohibited

20.—(1) No person shall operate a construction hoist or cause or permit it to be operated if he has reason to believe that it is in an unsafe condition.

Unsafe operation prohibited

(2) No person shall operate a construction hoist or cause or permit it to be operated in an unsafe manner.

Excess load prohibited

21. No person shall operate a construction hoist or cause or permit it to be operated with a load in excess of its maximum capacity as designated in its licence.

Exceptions to ss. 18-21

22. The prohibitions contained in sections 18, 19, 20 and 21 do not apply to an inspector or a municipal inspector or a person authorized by the chief inspector.

23. Where a construction hoist has a driving unit that is not directly controlled by a device installed in the car or at each landing of the hoistway and the hoist is used to raise or lower persons, every operator of the hoist shall possess a certificate of qualification to operate a hoisting plant under *The Operating Engineers Act*. Where certificated operators required

R.S.O. 1960,
c. 282

24.—(1) A person who contravenes any of the provisions of this Act or the regulations or any direction or order made thereunder is guilty of an offence and on summary conviction is liable to a fine of not more than \$1,000. Offence

(2) Where a person contravenes any of the provisions of this Act or the regulations or any direction or order made thereunder on more than one day, each such day shall be deemed to constitute a separate offence. Continuing offence

25. All fees collected under this Act and the regulations and all fines recovered for offences under this Act or the regulations shall be paid to the Treasurer of Ontario and form part of the Consolidated Revenue Fund. Disposition of fees and fines

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

- (a) classifying construction hoists for the purposes of this Act and the regulations;
- (b) defining an installation and a major alteration for the purposes of this Act and the regulations;
- (c) prescribing qualifications for persons who may be appointed as inspectors or who may make inspections under this Act and prescribing their duties;
- (d) providing for hoist attendants and prescribing their qualifications and duties;
- (e) prescribing requirements as to the form and substance of the drawings and specifications to be submitted under this Act and the qualifications of persons by whom such drawings and specifications are to be prepared and certified;
- (f) requiring the payment of fees and prescribing the amounts thereof;
- (g) prescribing the circumstances under which expenses or special fees, or both, are to be paid, and prescribing the special fees and designating the persons by whom such expenses or fees, or both, are to be paid;

- (h) prescribing the form of licences and the conditions under which licences or any class thereof may be granted, renewed, suspended, cancelled or transferred or prohibiting the transfer of licences or any class thereof;
- (i) regulating the use, location, design, construction, installation, operation, maintenance, ventilation, drainage, lighting, heating, alteration, repair, testing and inspection of construction hoists and any equipment used in connection therewith;
- (j) designating sections of the Safety Code for Elevators, Dumbwaiters and Escalators of the Canadian Standards Association as approved by the Association in 1960 that shall be used by the engineers of the Department and the inspectors in carrying out their duties;
- (k) requiring and prescribing the form and location of notices and markings that owners shall keep in or about construction hoists;
- (l) prescribing methods of determining maximum capacity for the purpose of this Act and the regulations;
- (m) governing the conduct of persons in or about construction hoists;
- (n) excluding from this Act any class of construction hoist;
- (o) respecting any matter necessary or advisable to carry out the intent and purpose of this Act.

Idem (2) Any word or expression used in this Act or the regulations may be defined in the regulations for the purposes of the regulations.

Idem (3) A regulation may be limited as to time or place of application, or otherwise.

Idem (4) A regulation may be made with respect to any one or more classes of construction hoist.

Commencement **27.** This Act comes into force on a day to be named by the Lieutenant Governor by his proclamation.

Short title **28.** This Act may be cited as *The Construction Hoists Act, 1960-61*.

Inspection and Licensing of Hoists used during the Construction, Alteration, Maintenance or Demolition of Buildings, Structures and Other Works

1st Reading

January 24th, 1961

2nd Reading

February 6th, 1961

3rd Reading

February 27th, 1961

MR. DALEY

*(Reprinted as amended by the
Committee on Labour)*

BILL 26

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to amend
The Forest Fires Prevention Act**

MR. SPOONER

EXPLANATORY NOTE

This amendment creates a penalty for disobeying or the refusal or neglect to carry out a condition of a work permit, fire permit or forest travel permit issued under the Act.

BILL 26

1960-61

**An Act to amend
The Forest Fires Prevention Act**

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

1. Subsection 1 of section 25 of *The Forest Fires Prevention Act* is amended by inserting after "thereunder" in the third line "or any condition of any permit issued thereunder", so that the subsection shall read as follows:

- (1) Every person who disobeys or refuses or neglects to carry out any of the provisions of this Act or the regulations or of any order made thereunder or any condition of any permit issued thereunder is guilty of an offence and on summary conviction is liable to a fine of not less than \$25 and not more than \$300 or to imprisonment for a term of not more than three months, or to both, and such person is also liable to the Department for any expenses incurred by it in endeavouring to control or extinguish any fire caused by or resulting from such disobedience, refusal or neglect.

2. This Act comes into force on the day it receives Royal Assent.

3. This Act may be cited as *The Forest Fires Prevention Amendment Act, 1960-61*.

An Act to amend
The Forest Fires Prevention Act

1st Reading

January 24th, 1961

2nd Reading

3rd Reading

MR. SPOONER

BILL 26

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to amend
The Forest Fires Prevention Act**

MR. SPOONER



BILL 26

1960-61

**An Act to amend
The Forest Fires Prevention Act**

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

1. Subsection 1 of section 25 of *The Forest Fires Prevention Act* is amended by inserting after "thereunder" in the third line "or any condition of any permit issued thereunder", so that the subsection shall read as follows:

R.S.O. 1960
c. 152, s. 25,
subs. 1,
amended

- (1) Every person who disobeys or refuses or neglects to carry out any of the provisions of this Act or the regulations or of any order made thereunder or any condition of any permit issued thereunder is guilty of an offence and on summary conviction is liable to a fine of not less than \$25 and not more than \$300 or to imprisonment for a term of not more than three months, or to both, and such person is also liable to the Department for any expenses incurred by it in endeavouring to control or extinguish any fire caused by or resulting from such disobedience, refusal or neglect.

2. This Act comes into force on the day it receives Royal Assent.

Commence-
ment

3. This Act may be cited as *The Forest Fires Prevention Amendment Act, 1960-61*.

Short title

The Forest Fires Prevention Act

1st Reading

January 24th, 1961

2nd Reading

January 30th, 1961

3rd Reading

February 9th, 1961

Mr. SPOONER

BILL 27

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to protect the Public from the
Use of Hypnosis by Unqualified Persons**

MR. DYMOND

EXPLANATORY NOTE

This is a new Act designed to restrict the use of hypnosis to persons who are professionally qualified to use it.

BILL 27

1960-61

An Act to protect the Public from the Use of Hypnosis by Unqualified Persons

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

1.—(1) The Minister of Health shall administer and enforce this Act and he may designate any officer of the Department of Health or any medical officer of health or he may appoint any legally qualified medical practitioner for the purpose of making any investigation or inquiry necessary therefor.

Minister of Health to administer Act

(2) Any person designated or appointed under subsection 1 has all the powers of a medical officer of health under *The Public Health Act*.

Powers of designees R.S.O. 1960, c. 321

2. Subject to section 3, no person shall hypnotize or attempt to hypnotize another person.

Hypnosis prohibited

3. Section 2 does not apply to,

Exceptions

(a) any legally qualified medical practitioner using hypnosis in the practice of his profession;

(b) any dentist registered under *The Dentistry Act* using hypnosis in the practice of his profession;

R.S.O. 1960, c. 91

(c) any psychologist registered under *The Psychologists Registration Act* using hypnosis in the practice of his profession under the direction and supervision of a legally qualified medical practitioner;

R.S.O. 1960, c. 316

(d) any *bona fide* student registered in a course leading to qualification in one of the professions mentioned in this section practising hypnosis for the purpose of study under the instruction and supervision of a legally qualified medical practitioner, a dentist

registered under *The Dentistry Act* or a psychologist registered under *The Psychologists Registration Act*; or

- (e) any member of any class of persons designated by the regulations made under this Act.

- Regulations **4.** The Lieutenant Governor in Council may make regulations designating classes of persons to whom section 2 does not apply and prescribing the terms, conditions and circumstances under which members of any designated class may use hypnosis.
- Offence **5.** Every person who contravenes any provision of this Act is guilty of an offence and on summary conviction is liable for the first offence to a fine of not less than \$100 and not more than \$1,000 or to imprisonment for a term of not more than six months, or to both, and for any subsequent offence to a penalty of not less than \$200 and not more than \$2,000 or to imprisonment for a term of not more than nine months, or to both.
- Limitations **6.** Every prosecution under this Act shall be commenced within one year from the date of the alleged offence.
- Commence-
ment **7.** This Act comes into force on a day to be named by the Lieutenant Governor by his proclamation.
- Short title **8.** This Act may be cited as *The Hypnosis Act, 1960-61*.



An Act to protect the Public from the Use
of Hypnosis by Unqualified Persons

1st Reading

January 24th, 1961

2nd Reading

3rd Reading

MR. DYMOND

BILL 27

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to protect the Public from the
Use of Hypnosis by Unqualified Persons**

MR. DYMOND

(Reprinted as amended by the Committee on Health and Welfare)

EXPLANATORY NOTE

This is a new Act designed to restrict the use of hypnosis to persons who are professionally qualified to use it.

BILL 27

1960-61

An Act to protect the Public from the Use of Hypnosis by Unqualified Persons

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

1.—(1) The Minister of Health shall administer and enforce this Act and he may designate any officer of the Department of Health or any medical officer of health or he may appoint any legally qualified medical practitioner for the purpose of making any investigation or inquiry necessary therefor.

Minister of
Health to
administer
Act

(2) Any person designated or appointed under subsection 1 has all the powers of a medical officer of health under *The Public Health Act*.

Powers of
designees
R.S.O. 1960,
c. 321

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Hypnosis
prohibited

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Exceptions

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(b) any dentist registered under *The Dentistry Act* using hypnosis in the practice of his profession;

R.S.O. 1960,
c. 91

(c) any psychologist registered under *The Psychologists Registration Act* using hypnosis in the practice of his profession on the request of, or in association with, a legally qualified medical practitioner;

R.S.O. 1960,
c. 316

(d) any *bona fide* student registered in a course leading to qualification in one of the professions mentioned in this section practising hypnosis for the purpose of study under the instruction and supervision of a legally qualified medical practitioner, a dentist

registered under *The Dentistry Act* or a psychologist registered under *The Psychologists Registration Act*; or

- (e) any member of any class of persons designated by the regulations made under this Act.

- Regulations **4.** The Lieutenant Governor in Council may make regulations designating classes of persons to whom section 2 does not apply and prescribing the terms, conditions and circumstances under which members of any designated class may use hypnosis.
- Offence **5.** Every person who contravenes any provision of this Act is guilty of an offence and on summary conviction is liable for the first offence to a fine of not less than \$100 and not more than \$1,000 or to imprisonment for a term of not more than six months, or to both, and for any subsequent offence to a penalty of not less than \$200 and not more than \$2,000 or to imprisonment for a term of not more than nine months, or to both.
- Limitations **6.** Every prosecution under this Act shall be commenced within one year from the date of the alleged offence.
- Commence-
ment **7.** This Act comes into force on a day to be named by the Lieutenant Governor by his proclamation.
- Short title **8.** This Act may be cited as *The Hypnosis Act, 1960-61*.



An Act to protect the Public from the Use
of Hypnosis by Unqualified Persons

1st Reading

January 24th, 1961

2nd Reading

January 30th, 1961

3rd Reading

MR. DYMOND

*(Reprinted as amended by the
Committee on Health and Welfare)*

BILL 27

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to protect the Public from the
Use of Hypnosis by Unqualified Persons**

MR. DYMOND



BILL 27

1960-61

An Act to protect the Public from the Use of Hypnosis by Unqualified Persons

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

1.—(1) The Minister of Health shall administer and enforce this Act and he may designate any officer of the Department of Health or any medical officer of health or he may appoint any legally qualified medical practitioner for the purpose of making any investigation or inquiry necessary therefor.

Minister of
Health to
administer
Act

(2) Any person designated or appointed under subsection 1 has all the powers of a medical officer of health under *The Public Health Act*.

Powers of
designees
R.S.O. 1960,
c. 321

2. Subject to section 3, no person shall hypnotize or attempt to hypnotize another person.

Hypnosis
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3. Section 2 does not apply to,

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(a) any legally qualified medical practitioner using hypnosis in the practice of his profession;

(b) any dentist registered under *The Dentistry Act* using hypnosis in the practice of his profession;

R.S.O. 1960,
c. 91

(c) any psychologist registered under *The Psychologists Registration Act* using hypnosis in the practice of his profession on the request of, or in association with, a legally qualified medical practitioner;

R.S.O. 1960,
c. 316

(d) any *bona fide* student registered in a course leading to qualification in one of the professions mentioned in this section practising hypnosis for the purpose of study under the instruction and supervision of a legally qualified medical practitioner, a dentist

registered under *The Dentistry Act* or a psychologist registered under *The Psychologists Registration Act*; or

(e) any member of any class of persons designated by the regulations made under this Act.

Regulations

4. The Lieutenant Governor in Council may make regulations designating classes of persons to whom section 2 does not apply and prescribing the terms, conditions and circumstances under which members of any designated class may use hypnosis.

Offence

5. Every person who contravenes any provision of this Act is guilty of an offence and on summary conviction is liable for the first offence to a fine of not less than \$100 and not more than \$1,000 or to imprisonment for a term of not more than six months, or to both, and for any subsequent offence to a penalty of not less than \$200 and not more than \$2,000 or to imprisonment for a term of not more than nine months, or to both.

Limitations

6. Every prosecution under this Act shall be commenced within one year from the date of the alleged offence.

Commence-
ment

7. This Act comes into force on a day to be named by the Lieutenant Governor by his proclamation.

Short title

8. This Act may be cited as *The Hypnosis Act, 1960-61*.





1st Reading

January 24th, 1961

2nd Reading

January 30th, 1961

3rd Reading

February 28th, 1961

MR. DYMOND

BILL 28

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to amend
the Ontario Northland Transportation Commission Act**

MR. NICKLE

EXPLANATORY NOTE

At present the annual report of the Ontario Northland Transportation Commission is made to the Provincial Secretary who is required to lay the report before the Assembly. The amendment makes the member of the Executive Council who is responsible for the administration of *The Ontario Northland Transportation Commission Act* responsible for receiving and tabling the report.

BILL 28

1960-61

An Act to amend The Ontario Northland Transportation Commission Act

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

1. Section 41 of *The Ontario Northland Transportation Commission Act* is repealed and the following substituted therefor: R.S.O. 1960, c. 276, s. 41, re-enacted

41.—(1) The Commission shall, after the close of each Annual report fiscal year of the Commission, file with the member of the Executive Council who is responsible for the administration of this Act an annual report which shall include the report of its auditor and which shall set forth the operations of the Commission for the fiscal year then last past and such particulars as may appear to the Commission to be of public interest or as may be required by the Lieutenant Governor in Council.

(2) The member of the Executive Council who is Tabling responsible for the administration of this Act shall submit the report to the Lieutenant Governor in Council and shall then lay the report before the Assembly if it is in session or, if not, at the next ensuing session.

2. This Act comes into force on the day it receives Royal Commence-
ment Assent.

3. This Act may be cited as *The Ontario Northland Transportation Commission Amendment Act, 1960-61*. Short title

An Act to amend the Ontario Northland
Transportation Commission Act

1st Reading

January 24th, 1961

2nd Reading

3rd Reading

MR. NICKLE

BILL 28

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to amend
the Ontario Northland Transportation Commission Act**

MR. NICKLE



BILL 28

1960-61

An Act to amend The Ontario Northland Transportation Commission Act

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

1. Section 41 of *The Ontario Northland Transportation Commission Act* is repealed and the following substituted therefor: R.S.O. 1960, c. 276, s. 41. re-enacted

41.—(1) The Commission shall, after the close of each Annual report fiscal year of the Commission, file with the member of the Executive Council who is responsible for the administration of this Act an annual report which shall include the report of its auditor and which shall set forth the operations of the Commission for the fiscal year then last past and such particulars as may appear to the Commission to be of public interest or as may be required by the Lieutenant Governor in Council.

(2) The member of the Executive Council who is Tabling responsible for the administration of this Act shall submit the report to the Lieutenant Governor in Council and shall then lay the report before the Assembly if it is in session or, if not, at the next ensuing session.

2. This Act comes into force on the day it receives Royal Commence-
ment Assent.

3. This Act may be cited as *The Ontario Northland Transportation Commission Amendment Act, 1960-61*. Short title

An Act to amend The Ontario Northland
Transportation Commission Act

1st Reading

January 24th, 1961

2nd Reading

January 30th, 1961

3rd Reading

February 9th, 1961

MR. NICKLE

BILL 29

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to amend
The Research Foundation Act, 1944**

MR. NICKLE

EXPLANATORY NOTE

At present, the annual report of the Ontario Research Foundation is made to the Provincial Secretary who is required to lay the report before the Assembly. The amendment makes the member of the Executive Council who is responsible for the administration of *The Research Foundation Act, 1944* responsible for receiving and tabling the report.

BILL 29

1960-61

**An Act to amend
The Research Foundation Act, 1944**

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

1. Section 20 of *The Research Foundation Act, 1944*, as re-enacted by section 2 of *The Research Foundation Amendment Act, 1955*, is repealed and the following substituted therefor: 1944, c. 53, s. 20 (1955, c. 73, s. 2), re-enacted

20.—(1) The Foundation shall, after the close of each fiscal year, file with the member of the Executive Council who is responsible for the administration of this Act an annual report which shall include a financial statement, a description of the work of the Foundation during the previous year and such other information as the Lieutenant Governor in Council may require. Annual report

(2) The member of the Executive Council who is responsible for the administration of this Act shall submit the report to the Lieutenant Governor in Council and shall then lay the report before the Assembly if it is in session or, if not, at the next ensuing session. Tabling

2. This Act comes into force on the day it receives Royal Assent. Commencement

3. This Act may be cited as *The Research Foundation Amendment Act, 1960-61*. Short title

1st Reading

January 24th, 1961

2nd Reading

3rd Reading

MR. NICKLE

BILL 29

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to amend
The Research Foundation Act, 1944**

MR. NICKLE



BILL 29

1960-61

**An Act to amend
The Research Foundation Act, 1944**

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

1. Section 20 of *The Research Foundation Act, 1944*, as re-^{1944, c. 53,} enacted by section 2 of *The Research Foundation Amendment* ^{.20} *Act, 1955*, is repealed and the following substituted therefor: ^{(1955, c. 73,} ^{s. 2),} re-enacted

20.—(1) The Foundation shall, after the close of each ^{Annual} fiscal year, file with the member of the Executive ^{report} Council who is responsible for the administration of this Act an annual report which shall include a financial statement, a description of the work of the Foundation during the previous year and such other information as the Lieutenant Governor in Council may require.

(2) The member of the Executive Council who is ^{Tabling} responsible for the administration of this Act shall submit the report to the Lieutenant Governor in Council and shall then lay the report before the Assembly if it is in session or, if not, at the next ensuing session.

2. This Act comes into force on the day it receives Royal ^{Commence-} Assent. ^{ment}

3. This Act may be cited as *The Research Foundation* ^{Short title} *Amendment Act, 1960-61*.

1st Reading

January 24th, 1961

2nd Reading

January 30th, 1961

3rd Reading

February 9th, 1961

MR. NICKLE

BILL 30

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to amend
The Bills of Sale and Chattel Mortgages Act**

MR. ROBERTS

EXPLANATORY NOTE

The purpose of this Bill is to provide for the registration of a partial discharge of a chattel mortgage.

BILL 30

1960-61

**An Act to amend
The Bills of Sale and Chattel Mortgages Act**

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

1. Section 32 of *The Bills of Sale and Chattel Mortgages Act* is amended by adding thereto the following subsection: R.S.O. 1960, c. 34, s. 32, amended

(2) In subsection 1, "discharged" means discharged in whole or in part and, where a mortgage registered under this Act is discharged in part, section 33 and Form 2 apply *mutatis mutandis*. Interpretation

2. This Act comes into force on the day it receives Royal Assent. Commencement

3. This Act may be cited as *The Bills of Sale and Chattel Mortgages Amendment Act, 1960-61*. Short title

An Act to amend 'The Bills of Sale
and Chattel Mortgages Act

1st Reading

January 24th, 1961

2nd Reading

3rd Reading

MR. ROBERTS

BILL 30

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to amend
The Bills of Sale and Chattel Mortgages Act**

MR. ROBERTS



BILL 30

1960-61

**An Act to amend
The Bills of Sale and Chattel Mortgages Act**

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

1. Section 32 of *The Bills of Sale and Chattel Mortgages Act* is amended by adding thereto the following subsection: R.S.O. 1960, c. 34, s. 32, amended
 - (2) In subsection 1, "discharged" means discharged in whole or in part and, where a mortgage registered under this Act is discharged in part, section 33 and Form 2 apply *mutatis mutandis*. Interpretation
2. This Act comes into force on the day it receives Royal Assent. Commencement
3. This Act may be cited as *The Bills of Sale and Chattel Mortgages Amendment Act, 1960-61*. Short title

An Act to amend The Bills of Sale
and Chattel Mortgages Act

1st Reading

January 24th, 1961

2nd Reading

January 27th, 1961

3rd Reading

February 9th, 1961

Mr. ROBERTS

BILL 31

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The County Judges Act

MR. ROBERTS

EXPLANATORY NOTE

Self-explanatory.

BILL 31

1960-61

An Act to amend The County Judges Act

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

1. Subsection 1 of section 3 of *The County Judges Act* is R.S.O. 1960, amended by striking out "six" in the third line and inserting ^{c. 77, s. 3, subs. 1,} in lieu thereof "eight", so that the subsection shall read as ^{amended} follows:

- (1) In addition to the judges mentioned in section 1 and the junior judges mentioned in section 2, one or ^{Additional judges} more judges or junior judges, not exceeding eight in number, may be appointed,
- (a) for the county or district court of any county or district that the Lieutenant Governor in Council designates; or
- (b) for the county and district courts of the counties and districts of Ontario.

2. This Act comes into force on the day it receives Royal ^{Commence-} Assent. ^{ment}

3. This Act may be cited as *The County Judges Amendment Act, 1960-61*. ^{Short title}

An Act to amend
The County Judges Act

1st Reading

January 24th, 1961

2nd Reading

3rd Reading

MR. ROBERTS

BILL 31

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The County Judges Act

MR. ROBERTS



BILL 31

1960-61

An Act to amend The County Judges Act

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

1. Subsection 1 of section 3 of *The County Judges Act* is R.S.O. 1960, amended by striking out "six" in the third line and inserting ^{c. 77, s. 3,} in lieu thereof "eight", so that the subsection shall read as ^{subs. 1,} amended follows:

- (1) In addition to the judges mentioned in section 1 and ^{Additional} the junior judges mentioned in section 2, one or ^{judges} more judges or junior judges, not exceeding eight in number, may be appointed,
- (a) for the county or district court of any county or district that the Lieutenant Governor in Council designates; or
- (b) for the county and district courts of the counties and districts of Ontario.

2. This Act comes into force on the day it receives Royal ^{Commence-} Assent. ^{ment}

3. This Act may be cited as *The County Judges Amendment* ^{Short title} Act, 1960-61.

1st Reading

January 24th, 1961

2nd Reading

January 27th, 1961

3rd Reading

February 9th, 1961

MR. ROBERTS

BILL 32

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Evidence Act

MR. ROBERTS

EXPLANATORY NOTE

The purpose of this Bill is to give statutory authority for the use of sound-recording devices to record court proceedings.

BILL 32

1960-61

An Act to amend The Evidence Act

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

1. *The Evidence Act* is amended by adding thereto the following section: R.S.O. 1960,
c. 125,
amended

4a.—(1) Notwithstanding any Act, regulation or the rules of court, a stenographic reporter, shorthand writer, stenographer or other person who is authorized to record evidence and proceedings in an action in a court or in a proceeding authorized by or under any Act may record the evidence and the proceedings by any form of shorthand or by any device for recording sound approved by the Attorney General. Recording
of evidence,
etc.

(2) Notwithstanding any Act, regulation or the rules of court, a transcript of the whole or a part of any evidence that has or proceedings that have been recorded in accordance with subsection 1 and that has or have been certified in accordance with the Act, regulation or rule of court, if any, applicable thereto is admissible in evidence whether or not the witness or any of the parties to the action or proceeding has approved the method used to record the evidence and the proceedings and whether or not he has read or signed the transcript. Admissibility
of
transcripts

2. This Act comes into force on the day it receives Royal Assent. Commence-
ment

3. This Act may be cited as *The Evidence Amendment Act*, Short title
1960-61.

1st Reading

January 24th, 1961

2nd Reading

3rd Reading

MR. ROBERTS

BILL 32

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Evidence Act

MR. ROBERTS

(Reprinted as amended by the Committee on Legal Bills)

EXPLANATORY NOTE

The purpose of this Bill is to give statutory authority for the use of sound-recording devices to record court proceedings.

BILL 32

1960-61

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of evidence,
etc.
- (2) Notwithstanding any Act, regulation or the rules of court, a transcript of the whole or a part of any evidence that has or proceedings that have been recorded in accordance with subsection 1 and that has or have been certified in accordance with the Act, regulation or rule of court, if any, applicable thereto is admissible in evidence whether or not the witness or any of the parties to the action or proceeding has approved the method used to record the evidence and the proceedings and whether or not he has read or signed the transcript. Admissibility
of
transcripts

2. This Act comes into force on the day it receives Royal Assent. Commence-
ment

3. This Act may be cited as *The Evidence Amendment Act*, 1960-61. Short title

1st Reading

January 24th, 1961

2nd Reading

January 27th, 1961

3rd Reading

MR. ROBERTS

*(Reprinted as amended by the
Committee on Legal Bills)*

BILL 32

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Evidence Act

MR. ROBERTS

(Reprinted as amended by the Committee of the Whole House)

EXPLANATORY NOTE

The purpose of this Bill is to give statutory authority for the use of sound-recording devices to record court proceedings.

BILL 32

1960-61

An Act to amend The Evidence Act

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of evidence,
etc.
- (2) Notwithstanding any Act, regulation or the rules of court, a transcript of the whole or a part of any evidence that has or proceedings that have been recorded in accordance with subsection 1 and that has or have been certified in accordance with the Act, regulation or rule of court, if any, applicable thereto and that is otherwise admissible by law is admissible in evidence whether or not the witness or any of the parties to the action or proceeding has approved the method used to record the evidence and the proceedings and whether or not he has read or signed the transcript. Admissibility
of
transcripts
- 2.** This Act comes into force on the day it receives Royal Assent. Commence-
ment
- 3.** This Act may be cited as *The Evidence Amendment Act*, Short title 1960-61.

1st Reading

January 24th, 1961

2nd Reading

January 27th, 1961

3rd Reading

MR. ROBERTS

*(Reprinted as amended by the
Committee of the Whole House)*

BILL 32

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Evidence Act

MR. ROBERTS



BILL 32

1960-61

An Act to amend The Evidence Act

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of evidence,
etc.

(2) Notwithstanding any Act, regulation or the rules of court, a transcript of the whole or a part of any evidence that has or proceedings that have been recorded in accordance with subsection 1 and that has or have been certified in accordance with the Act, regulation or rule of court, if any, applicable thereto and that is otherwise admissible by law is admissible in evidence whether or not the witness or any of the parties to the action or proceeding has approved the method used to record the evidence and the proceedings and whether or not he has read or signed the transcript. Admissibility
of
transcripts

2. This Act comes into force on the day it receives Royal Assent. Commence-
ment

3. This Act may be cited as *The Evidence Amendment Act*, Short title 1960-61.

An Act to amend the Evidence Act

1st Reading

January 24th, 1961

2nd Reading

January 27th, 1961

3rd Reading

February 27th, 1961

MR. ROBERTS

BILL 33

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Coroners Act

MR. ROBERTS

EXPLANATORY NOTES

SECTION 1. The purpose of this amendment is to afford more flexibility in the areas for which coroners may be appointed.

SECTION 2—Subsection 1. The purpose of this amendment is to enlarge the functions of the supervising coroner.

Subsection 2. This new subsection provides for the appointment of an appropriate staff for the office of the supervising coroner.

Subsection 3. Complementary to subsection 2.

An Act to amend The Coroners Act

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

1. Section 1 of *The Coroners Act* is amended by striking out "any municipality or provisional judicial district" in the second and third lines and inserting in lieu thereof "Ontario or any part thereof", so that the section shall read as follows:

1. The Lieutenant Governor in Council may appoint one or more coroners for Ontario or any part thereof.

2.—(1) Subsection 1 of section 2 of *The Coroners Act* is amended by striking out "an" in the third line and inserting in lieu thereof "a supervisory and", so that the subsection shall read as follows:

(1) The Lieutenant Governor in Council may appoint a coroner for Ontario, to be known as supervising coroner, who shall act in a supervisory and advisory capacity to coroners and who shall have such other powers and perform such other duties as the regulations prescribe.

(2) The said section 2 is amended by adding thereto the following subsection:

(1a) The Lieutenant Governor in Council may appoint an executive officer and a secretary to the office of the supervising coroner and they shall perform such functions as the regulations prescribe or the supervising coroner directs.

(3) Subsection 2 of the said section 2 is repealed and the following substituted therefor:

salary

- (2) In lieu of fees, the supervising coroner, the executive officer and the secretary shall be paid out of the Consolidated Revenue Fund such salaries as the Lieutenant Governor in Council fixes.

R.S.O. 1960,
c. 69, s. 7,
re-enacted

3. Section 7 of *The Coroners Act* is repealed and the following substituted therefor:

Duty to
give
information

7. Every person who has reason to believe that a deceased person died,

(a) as a result of,

(i) violence,

(ii) misadventure,

(iii) negligence,

(iv) misconduct, or

(v) malpractice;

(b) by unfair means;

(c) during pregnancy or following pregnancy in circumstances that might reasonably be attributable thereto;

(d) suddenly and unexpectedly;

(e) from disease or sickness for which he was not treated by a duly qualified medical practitioner;

(f) from any cause other than disease; or

(g) under such circumstances as may require investigation,

shall immediately notify a coroner of the facts and circumstances relating to the death.

R.S.O. 1960,
c. 69, s. 11,
subs. 1,
re-enacted

4. Subsection 1 of section 11 of *The Coroners Act* is repealed and the following substituted therefor:

Coroner may
delegate
powers of
investigation

- (1) A coroner may authorize and direct a legally qualified medical practitioner, magistrate or police officer to take possession of a body, view the body and make such investigation as may be required to enable the coroner to determine whether or not an inquest is necessary and to report to him.

SECTION 3. The intent of this provision is clarified.

SECTION 4. The scope of this section is widened.

SECTIONS 5 AND 6. "Signed statement" is substituted for "statutory declaration".

SECTION 7. The section repealed reads:

14. No inquest shall be held unless the Attorney General, the Crown attorney or the supervising coroner directs the holding thereof or consents thereto or unless the holding of the inquest is required by this or any other Act of the Legislature or by any Act of the Parliament of Canada.

SECTION 8. The disqualification provision is extended by adding "business" and "undertaking".

SECTION 9. The section is broken into two subsections in order to improve its readability. Also, the section is broadened so that a coroner may issue his warrant for a *post mortem* examination to any person, including a physician.

5. Subsection 1 of section 12 of *The Coroners Act* is amended by striking out "statutory declaration" in the third and fourth lines and inserting in lieu thereof "signed statement", so that the subsection shall read as follows:

R.S.O. 1960,
c. 69, s. 12,
subs. 1,
amended

(1) Where the coroner determines that an inquest is unnecessary, he shall issue his warrant to bury the body, and shall forthwith transmit to the Crown attorney a signed statement setting forth briefly the result of the investigation and the grounds on which the warrant has been issued, and shall also forthwith transmit to the division registrar a notice of the death in the form prescribed by *The Vital Statistics Act*.

Warrant
for burial
where
inquest un-
necessary

R.S.O. 1960,
c. 119

6. Section 13 of *The Coroners Act* is amended by striking out "statutory declaration" in the third and fourth lines and inserting in lieu thereof "signed statement", so that the section shall read as follows:

R.S.O. 1960,
c. 69, s. 13,
amended

13. Where the coroner determines that an inquest is necessary, he shall issue his warrant for an inquest, and shall forthwith transmit to the Crown attorney a signed statement setting forth briefly the result of the investigation and the grounds upon which he determined that an inquest should be held.

Warrant
for inquest

7. Section 14 of *The Coroners Act* is repealed.

R.S.O. 1960,
c. 69, s. 14,
repealed

8. Subsection 1 of section 19 of *The Coroners Act* is amended by inserting after "other" in the third line "business, undertaking or", so that the subsection shall read as follows:

R.S.O. 1960,
c. 69, s. 19,
subs. 1,
amended

(1) No coroner shall conduct an inquest upon the body of a person whose death has occurred on a railway or at a mine or other business, undertaking or work that he owns in whole or in part or that is owned or operated by a company in which he is a shareholder, or in respect of which he is employed as medical attendant, or in any other capacity by the owner thereof, or under any agreement or understanding, direct or indirect, with the employees thereof.

When
coroner
disqualified

9. Section 23 of *The Coroners Act* is repealed and the following substituted therefor:

R.S.O. 1960,
c. 69, s. 23,
re-enacted

23.—(1) A coroner may at any time during an investigation or inquest issue his warrant for a *post mortem* examination of the body, an analysis of the blood, urine, or the contents of the stomach and intestines, or such other examination or analysis as the circumstances warrant.

Post mortem
examinations
and
analyses

Idem

- (2) Where a coroner has determined that an inquest is unnecessary, he shall not thereafter issue his warrant for a *post mortem* examination or analysis without the consent in writing of the Attorney General, the Crown attorney or the supervising coroner.

R.S.O. 1960,
c. 69, s. 29,
amended

10. Section 29 of *The Coroners Act* is amended by striking out "with the consent in writing of the Crown attorney" in the second and third lines, so that the section shall read as follows:

View of
body may
be dispensed
with

29. It is not necessary for a jury to view the body upon which an inquest is being held if the coroner directs that the viewing of the body be dispensed with.

R.S.O. 1960,
c. 69, s. 32,
subs. 1,
re-enacted

11.—(1) Subsection 1 of section 32 of *The Coroners Act* is repealed and the following substituted therefor:

Taking
evidence

- (1) The evidence upon an inquest or any part of it may be recorded by a person approved by the Crown attorney and appointed by the coroner and who before acting shall make oath that he will truly and faithfully record the evidence, and, where evidence is so taken, it is not necessary that it be read over to or signed by the witness, but it is sufficient if the transcript is signed by the coroner and is accompanied by an affidavit of the person recording that it is a true report of the evidence.

R.S.O. 1960,
c. 69, s. 32,
subs. 2,
amended

(2) Subsection 2 of the said section 32 is amended by striking out "taken by a stenographer" in the first and second lines and by striking out "to the stenographer" in the fourth line, so that the subsection shall read as follows:

Transcrip-
tion of
evidence

- (2) It is not necessary to transcribe the evidence unless the Attorney General or Crown attorney orders it to be done or unless any other person requests a copy of the transcript and pays the fees therefor.

R.S.O. 1960,
c. 69, s. 38,
amended

12. Section 38 of *The Coroners Act* is amended by adding thereto the following subsection:

Salary in
lieu of fees

- (1a) Where a coroner is appointed on a full-time basis, the order in council appointing him may provide for payment of a salary in lieu of fees.

R.S.O. 1960,
c. 69,
Sched. A,
items 1, 2,
re-enacted;
item 3,
repealed

13. Items 1, 2 and 3 of Schedule A to *The Coroners Act* are repealed and the following substituted therefor:

SECTION 10. The effect of this amendment is that a coroner may dispense with the viewing of a body without obtaining the consent of the Crown attorney.

SECTION 11. The section is amended in order to allow the recording of evidence by mechanical or electronic methods as well as by shorthand.

SECTION 12. Self-explanatory.

SECTION 13. Coroners' fees are revised. For example, in the usual case, where a coroner conducts an investigation and an inquest, his total fee is increased from \$25 to \$40.

SECTION 14. This amendment increases the fee payable to jurors at coroners' inquests from **\$4** to **\$6**, thus bringing it into line with the present fee for witnesses at coroners' inquests.

- 1. For all services on an investigation \$15.00
 Where the investigation involves attendances beyond
 the place where the body is located, an additional 10.00
- 2. For all services in connection with an inquest 25.00
 Where the inquest extends beyond two hours, for
 each additional two hours or part thereof 15.00

14. Item 1 of Schedule B to *The Coroners Act* is amended by striking out "\$4.00" and inserting in lieu thereof "\$6.00", so that the item shall read as follows:

R.S.O. 1960,
 c. 69,
 Sched. B,
 item 1,
 amended

- 1. For every day of attendance at the inquest \$ 6.00

15. This Act comes into force on the 1st day of April, 1961.

Commence-
 ment

16. This Act may be cited as *The Coroners Amendment Act, 1960-61*.

Short title

An Act to amend
The Coroners Act

1st Reading

January 24th, 1961

2nd Reading

3rd Reading

MR. ROBERTS

BILL 33

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Coroners Act

MR. ROBERTS



An Act to amend The Coroners Act

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

1. Section 1 of *The Coroners Act* is amended by striking out "any municipality or provisional judicial district" in the second and third lines and inserting in lieu thereof "Ontario or any part thereof", so that the section shall read as follows:

1. The Lieutenant Governor in Council may appoint one or more coroners for Ontario or any part thereof.

R.S.O. 1960,
c. 69, s. 1,
amended
Coroners,
appoint-
ment

2.—(1) Subsection 1 of section 2 of *The Coroners Act* is amended by striking out "an" in the third line and inserting in lieu thereof "a supervisory and", so that the subsection shall read as follows:

R.S.O. 1960,
c. 69, s. 2,
subs. 1,
amended

(1) The Lieutenant Governor in Council may appoint a coroner for Ontario, to be known as supervising coroner, who shall act in a supervisory and advisory capacity to coroners and who shall have such other powers and perform such other duties as the regulations prescribe.

Supervising
coroner,
appointment

(2) The said section 2 is amended by adding thereto the following subsection:

R.S.O. 1960,
c. 69, s. 2,
amended

(1a) The Lieutenant Governor in Council may appoint an executive officer and a secretary to the office of the supervising coroner and they shall perform such functions as the regulations prescribe or the supervising coroner directs.

staff

(3) Subsection 2 of the said section 2 is repealed and the following substituted therefor:

R.S.O. 1960,
c. 69, s. 2,
subs. 2,
re-enacted

salary

- (2) In lieu of fees, the supervising coroner, the executive officer and the secretary shall be paid out of the Consolidated Revenue Fund such salaries as the Lieutenant Governor in Council fixes.

R.S.O. 1960,
c. 69, s. 7,
re-enacted

3. Section 7 of *The Coroners Act* is repealed and the following substituted therefor:

Duty to
give
information

7. Every person who has reason to believe that a deceased person died,

(a) as a result of,

- (i) violence,
- (ii) misadventure,
- (iii) negligence,
- (iv) misconduct, or
- (v) malpractice;

(b) by unfair means;

(c) during pregnancy or following pregnancy in circumstances that might reasonably be attributable thereto;

(d) suddenly and unexpectedly;

(e) from disease or sickness for which he was not treated by a duly qualified medical practitioner;

(f) from any cause other than disease; or

(g) under such circumstances as may require investigation,

shall immediately notify a coroner of the facts and circumstances relating to the death.

R.S.O. 1960,
c. 69, s. 11,
subs. 1,
re-enacted

4. Subsection 1 of section 11 of *The Coroners Act* is repealed and the following substituted therefor:

Coroner may
delegate
powers of
investigation

- (1) A coroner may authorize and direct a legally qualified medical practitioner, magistrate or police officer to take possession of a body, view the body and make such investigation as may be required to enable the coroner to determine whether or not an inquest is necessary and to report to him.

5. Subsection 1 of section 12 of *The Coroners Act* is amended by striking out "statutory declaration" in the third and fourth lines and inserting in lieu thereof "signed statement", so that the subsection shall read as follows: R.S.O. 1960,
c. 69, s. 12,
subs. 1,
amended

(1) Where the coroner determines that an inquest is unnecessary, he shall issue his warrant to bury the body, and shall forthwith transmit to the Crown attorney a signed statement setting forth briefly the result of the investigation and the grounds on which the warrant has been issued, and shall also forthwith transmit to the division registrar a notice of the death in the form prescribed by *The Vital Statistics Act*. Warrant
for burial
where
inquest un-
necessary

R.S.O. 1960,
c. 419

6. Section 13 of *The Coroners Act* is amended by striking out "statutory declaration" in the third and fourth lines and inserting in lieu thereof "signed statement", so that the section shall read as follows: R.S.O. 1960,
s. 69, s. 13,
amended

13. Where the coroner determines that an inquest is necessary, he shall issue his warrant for an inquest, and shall forthwith transmit to the Crown attorney a signed statement setting forth briefly the result of the investigation and the grounds upon which he determined that an inquest should be held. Warrant
for inquest

7. Section 14 of *The Coroners Act* is repealed. R.S.O. 1960,
c. 69, s. 14,
repealed

8. Subsection 1 of section 19 of *The Coroners Act* is amended by inserting after "other" in the third line "business, undertaking or", so that the subsection shall read as follows: R.S.O. 1960,
c. 69, s. 19,
subs. 1,
amended

(1) No coroner shall conduct an inquest upon the body of a person whose death has occurred on a railway or at a mine or other business, undertaking or work that he owns in whole or in part or that is owned or operated by a company in which he is a shareholder, or in respect of which he is employed as medical attendant, or in any other capacity by the owner thereof, or under any agreement or understanding, direct or indirect, with the employees thereof. When
coroner
disqualified

9. Section 23 of *The Coroners Act* is repealed and the following substituted therefor: R.S.O. 1960
c. 69, s. 23,
re-enacted

23.—(1) A coroner may at any time during an investigation or inquest issue his warrant for a *post mortem* examination of the body, an analysis of the blood, urine, or the contents of the stomach and intestines, or such other examination or analysis as the circumstances warrant. Post mortem
examinations
and
analyses

Idem

- (2) Where a coroner has determined that an inquest is unnecessary, he shall not thereafter issue his warrant for a *post mortem* examination or analysis without the consent in writing of the Attorney General, the Crown attorney or the supervising coroner.

R.S.O. 1960,
c. 69, s. 29,
amended

10. Section 29 of *The Coroners Act* is amended by striking out "with the consent in writing of the Crown attorney" in the second and third lines, so that the section shall read as follows:

View of
body may
be dispensed
with

29. It is not necessary for a jury to view the body upon which an inquest is being held if the coroner directs that the viewing of the body be dispensed with.

R.S.O. 1960,
c. 69, s. 32,
subs. 1,
re-enacted

11.—(1) Subsection 1 of section 32 of *The Coroners Act* is repealed and the following substituted therefor:

Taking
evidence

- (1) The evidence upon an inquest or any part of it may be recorded by a person approved by the Crown attorney and appointed by the coroner and who before acting shall make oath that he will truly and faithfully record the evidence, and, where evidence is so taken, it is not necessary that it be read over to or signed by the witness, but it is sufficient if the transcript is signed by the coroner and is accompanied by an affidavit of the person recording that it is a true report of the evidence.

R.S.O. 1960,
c. 69, s. 32,
subs. 2,
amended

(2) Subsection 2 of the said section 32 is amended by striking out "taken by a stenographer" in the first and second lines and by striking out "to the stenographer" in the fourth line, so that the subsection shall read as follows:

Transcrip-
tion of
evidence

- (2) It is not necessary to transcribe the evidence unless the Attorney General or Crown attorney orders it to be done or unless any other person requests a copy of the transcript and pays the fees therefor.

R.S.O. 1960,
c. 69, s. 38,
amended

12. Section 38 of *The Coroners Act* is amended by adding thereto the following subsection:

Salary in
lieu of fees

- (1a) Where a coroner is appointed on a full-time basis, the order in council appointing him may provide for payment of a salary in lieu of fees.

R.S.O. 1960,
c. 69,
Sched. A,
items 1, 2,
re-enacted;
item 3,
repealed

13. Items 1, 2 and 3 of Schedule A to *The Coroners Act* are repealed and the following substituted therefor:

- 1. For all services on an investigation \$15.00
 Where the investigation involves attendances beyond
 the place where the body is located, an additional 10.00
- 2. For all services in connection with an inquest 25.00
 Where the inquest extends beyond two hours, for
 each additional two hours or part thereof 15.00

14. Item 1 of Schedule B to *The Coroners Act* is amended R.S.O. 1960,
 by striking out "\$4.00" and inserting in lieu thereof "\$6.00", c. 69,
 so that the item shall read as follows: Sched. B,
 item 1,
 amended

- 1. For every day of attendance at the inquest \$ 6.00

15. This Act comes into force on the 1st day of April, 1961. Commence-
 ment

16. This Act may be cited as *The Coroners Amendment Act, 1960-61*. Short title

An Act to amend
The Coroners Act

1st Reading

January 24th, 1961

2nd Reading

January 27th, 1961

3rd Reading

February 9th, 1961

MR. ROBERTS

BILL 34

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to establish
The Ontario Mental Health Foundation**

MR. DYMOND

EXPLANATORY NOTE

The purpose of this Bill is to establish The Ontario Mental Health Foundation along lines similar to The Ontario Cancer Treatment and Research Foundation.

BILL 34

1960-61

An Act to establish The Ontario Mental Health Foundation

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

1. There is hereby established a corporation to be known ^{Foundation established} as The Ontario Mental Health Foundation, herein referred to as "the Foundation".

2.—(1) The Foundation shall consist of not fewer than ^{Members} seven members who shall be appointed by the Lieutenant Governor in Council and who shall hold office during pleasure.

(2) The Lieutenant Governor in Council may fill any ^{Vacancies} vacancies that may occur from time to time in the membership of the Foundation.

(3) Five of the members of the Foundation constitute a ^{Quorum} quorum for the transaction of business.

3.—(1) The Lieutenant Governor in Council may appoint ^{Chairman and vice-chairman} one of the members to be chairman of the Foundation and another of the members to be vice-chairman of the Foundation.

(2) The chairman shall preside at all meetings of the ^{Presiding officer} Foundation at which he is present and in his absence the vice-chairman shall preside and in the absence of both the chairman and the vice-chairman the members present shall elect one of themselves to preside.

4. Subject to the approval of the Lieutenant Governor in ^{Advisory medical board} Council, the Foundation may appoint an advisory medical board consisting of such persons representative of the medical faculties of University of Toronto, Queen's University, The University of Western Ontario and Université d'Ottawa, and of psychiatrists and the medical profession generally as the Foundation considers appropriate.

Object

5. The object of the Foundation is to establish and conduct a programme of research, diagnosis and treatment in mental health, including,

- (a) the establishment, maintenance and operation of research, diagnostic and treatment centres in general hospitals or elsewhere;
- (b) the transportation of patients and escorts to its treatment centres or to community hospitals for diagnosis, treatment or investigation;
- (c) the establishment, maintenance and operation of hostels in connection with its treatment centres or community hospitals;
- (d) the laboratory and clinical investigation of psychiatric disorders;
- (e) the co-ordination of facilities for treatment;
- (f) the adequate reporting of cases and the recording and compilation of data;
- (g) the education of the public in the importance of early recognition and treatment;
- (h) the providing of facilities for under-graduate and post-graduate study;
- (i) the training of technical personnel; and
- (j) the providing and awarding of research fellowships.

Agreements

6. Subject to the approval of the Lieutenant Governor in Council, the Foundation may make agreements with universities, medical associations, hospitals and persons for the purpose of carrying out the object of the Foundation.

Staff

7. The Foundation may employ a director and officers, clerks and servants and may engage the services of experts and other persons and may pay such director, officers, clerks, servants, experts or other persons such remuneration as it deems proper out of its funds.

By-laws

8. Subject to the approval of the Lieutenant Governor in Council, the Foundation may make such by-laws, rules or regulations as are deemed expedient for the administration of its affairs.

9. The funds of the Foundation consist of moneys received ^{Funds} by it from any source, including moneys appropriated for its use by the Parliament of Canada or the Legislature of Ontario, and the Foundation may disburse, expend or otherwise deal with any of its funds in such manner not contrary to law as it deems proper.

10. The members of the Foundation and its medical ^{Expenses} advisory board shall be paid such amounts for travelling and other expenses as the Foundation, subject to the approval of the Lieutenant Governor in Council, determines from time to time.

11. The accounts of the Foundation shall be audited ^{Audit} annually by the Provincial Auditor or by such qualified auditor as the Lieutenant Governor in Council designates, in which event the costs of the audit shall be paid out of the funds of the Foundation.

12.—(1) The Foundation shall after the close of each fiscal ^{Annual report} year make a report upon its affairs during the preceding year to the Minister of Health and every such report shall contain a financial statement, certified by the auditor, showing all moneys received and disbursed by the Foundation during the preceding year.

(2) The Minister of Health shall file the report with the ^{Idem} Provincial Secretary who shall submit the report to the Lieutenant Governor in Council and shall then lay the report before the Assembly if it is in session or, if not, at the next ensuing session.

13. This Act comes into force on the day it receives Royal <sup>Commence-
ment</sup> Assent.

14. This Act may be cited as *The Ontario Mental Health* ^{Short title} *Foundation Act, 1960-61.*



1st Reading

January 25th, 1961

2nd Reading

3rd Reading

MR. DYMOND

BILL 34

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to establish
The Ontario Mental Health Foundation**

MR. DYMOND

(Reprinted as amended by the Committee on Health and Welfare)

EXPLANATORY NOTE

The purpose of this Bill is to establish The Ontario Mental Health Foundation along lines similar to The Ontario Cancer Treatment and Research Foundation.

An Act to establish The Ontario Mental Health Foundation

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

1. There is hereby established a corporation to be known as The Ontario Mental Health Foundation, herein referred to as "the Foundation". ^{Foundation established}

2.—(1) The Foundation shall consist of not fewer than seven members who shall be appointed by the Lieutenant Governor in Council and who shall hold office during pleasure. ^{Members}

(2) The Lieutenant Governor in Council may fill any vacancies that may occur from time to time in the membership of the Foundation. ^{Vacancies}

(3) Five of the members of the Foundation constitute a quorum for the transaction of business. ^{Quorum}

3.—(1) The Lieutenant Governor in Council may appoint one of the members to be chairman of the Foundation and another of the members to be vice-chairman of the Foundation. ^{Chairman and vice-chairman}

(2) The chairman shall preside at all meetings of the Foundation at which he is present and in his absence the vice-chairman shall preside and in the absence of both the chairman and the vice-chairman the members present shall elect one of themselves to preside. ^{Presiding officer}

4. Subject to the approval of the Lieutenant Governor in Council, the Foundation may appoint an advisory medical board consisting of such persons representative of the medical faculties of University of Toronto, Queen's University, The University of Western Ontario and Université d'Ottawa, and of psychiatrists and the medical profession generally as the Foundation considers appropriate. ^{Advisory medical board}

Object

5. The object of the Foundation is to establish and conduct a programme of research, diagnosis and treatment in mental health, including,

- (a) the establishment, maintenance and operation of research, diagnostic and treatment centres in general hospitals or elsewhere;
- (b) the transportation of patients and escorts to its treatment centres or to community hospitals for diagnosis, treatment or investigation;
- (c) the establishment, maintenance and operation of hostels in connection with its treatment centres or community hospitals;
- (d) the laboratory and clinical investigation of psychiatric disorders;
- (e) the co-ordination of facilities for treatment;
- (f) the adequate reporting of cases and the recording and compilation of data;
- (g) the education of the public in the importance of early recognition and treatment;
- (h) the providing of facilities for under-graduate and post-graduate study;
- (i) the training of technical personnel; and
- (j) the providing and awarding of research fellowships.

Agreements

6. Subject to the approval of the Lieutenant Governor in Council, the Foundation may make agreements with universities, medical associations, hospitals and persons for the purpose of carrying out the object of the Foundation.

Staff

7. The Foundation may employ a director and officers, clerks and servants and may engage the services of experts and other persons and may pay such director, officers, clerks, servants, experts or other persons such remuneration as it deems proper out of its funds.

By-laws

8. Subject to the approval of the Lieutenant Governor in Council, the Foundation may make such by-laws, rules or regulations as are deemed expedient for the administration of its affairs.

9. The funds of the Foundation consist of moneys received ^{Funds} by it from any source, including moneys appropriated for its use by the Parliament of Canada or the Legislature of Ontario, and the Foundation may disburse, expend or otherwise deal with any of its funds in such manner not contrary to law as it deems proper.

10. The members of the Foundation and its medical ^{Expenses} advisory board shall be paid such amounts for travelling and other expenses as the Foundation, subject to the approval of the Lieutenant Governor in Council, determines from time to time.

11. The accounts of the Foundation shall be audited ^{Audit} annually by the Provincial Auditor or by such qualified auditor as the Lieutenant Governor in Council designates, in which event the costs of the audit shall be paid out of the funds of the Foundation.

12.—(1) The Foundation shall after the close of each fiscal ^{Annual} year make a report upon its affairs during the preceding year ^{report} to the Minister of Health and every such report shall contain a financial statement, certified by the auditor, showing all moneys received and disbursed by the Foundation during the preceding year.

(2) The Minister of Health shall submit the report to the ^{Idem} Lieutenant Governor in Council and shall then lay the report before the Assembly if it is in session or, if not, at the next ensuing session.

13. This Act comes into force on the day it receives Royal ^{Commence-} Assent. ^{ment}

14. This Act may be cited as *The Ontario Mental Health* ^{Short title} *Foundation Act, 1960-61.*





An Act to establish
The Ontario Mental Health Foundation

1st Reading

January 25th, 1961

2nd Reading

January 30th, 1961

3rd Reading

MR. DYMOND

*(Reprinted as amended by the
Committee on Health and Welfare)*

BILL 34

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to establish
The Ontario Mental Health Foundation**

MR. DYMOND



**An Act to establish
The Ontario Mental Health Foundation**

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

1. There is hereby established a corporation to be known as The Ontario Mental Health Foundation, herein referred to as "the Foundation". Foundation established

2.—(1) The Foundation shall consist of not fewer than seven members who shall be appointed by the Lieutenant Governor in Council and who shall hold office during pleasure. Members

(2) The Lieutenant Governor in Council may fill any vacancies that may occur from time to time in the membership of the Foundation. Vacancies

(3) Five of the members of the Foundation constitute a quorum for the transaction of business. Quorum

3.—(1) The Lieutenant Governor in Council may appoint one of the members to be chairman of the Foundation and another of the members to be vice-chairman of the Foundation. Chairman and vice-chairman

(2) The chairman shall preside at all meetings of the Foundation at which he is present and in his absence the vice-chairman shall preside and in the absence of both the chairman and the vice-chairman the members present shall elect one of themselves to preside. Presiding officer

4. Subject to the approval of the Lieutenant Governor in Council, the Foundation may appoint an advisory medical board consisting of such persons representative of the medical faculties of University of Toronto, Queen's University, The University of Western Ontario and Université d'Ottawa, and of psychiatrists and the medical profession generally as the Foundation considers appropriate. Advisory medical board

Object

5. The object of the Foundation is to establish and conduct a programme of research, diagnosis and treatment in mental health, including,

- (a) the establishment, maintenance and operation of research, diagnostic and treatment centres in general hospitals or elsewhere;
- (b) the transportation of patients and escorts to its treatment centres or to community hospitals for diagnosis, treatment or investigation;
- (c) the establishment, maintenance and operation of hostels in connection with its treatment centres or community hospitals;
- (d) the laboratory and clinical investigation of psychiatric disorders;
- (e) the co-ordination of facilities for treatment;
- (f) the adequate reporting of cases and the recording and compilation of data;
- (g) the education of the public in the importance of early recognition and treatment;
- (h) the providing of facilities for under-graduate and post-graduate study;
- (i) the training of technical personnel; and
- (j) the providing and awarding of research fellowships.

Agreements

6. Subject to the approval of the Lieutenant Governor in Council, the Foundation may make agreements with universities, medical associations, hospitals and persons for the purpose of carrying out the object of the Foundation.

Staff

7. The Foundation may employ a director and officers, clerks and servants and may engage the services of experts and other persons and may pay such director, officers, clerks, servants, experts or other persons such remuneration as it deems proper out of its funds.

By-laws

8. Subject to the approval of the Lieutenant Governor in Council, the Foundation may make such by-laws, rules or regulations as are deemed expedient for the administration of its affairs.

9. The funds of the Foundation consist of moneys received ^{Funds} by it from any source, including moneys appropriated for its use by the Parliament of Canada or the Legislature of Ontario, and the Foundation may disburse, expend or otherwise deal with any of its funds in such manner not contrary to law as it deems proper.

10. The members of the Foundation and its medical ^{Expenses} advisory board shall be paid such amounts for travelling and other expenses as the Foundation, subject to the approval of the Lieutenant Governor in Council, determines from time to time.

11. The accounts of the Foundation shall be audited ^{Audit} annually by the Provincial Auditor or by such qualified auditor as the Lieutenant Governor in Council designates, in which event the costs of the audit shall be paid out of the funds of the Foundation.

12.—(1) The Foundation shall after the close of each fiscal ^{Annual report} year make a report upon its affairs during the preceding year to the Minister of Health and every such report shall contain a financial statement, certified by the auditor, showing all moneys received and disbursed by the Foundation during the preceding year.

(2) The Minister of Health shall submit the report to the ^{Idem} Lieutenant Governor in Council and shall then lay the report before the Assembly if it is in session or, if not, at the next ensuing session.

13. This Act comes into force on the day it receives Royal ^{Commence-} Assent. ^{ment}

14. This Act may be cited as *The Ontario Mental Health* ^{Short title} *Foundation Act, 1960-61.*



An Act to establish
The Ontario Mental Health Foundation

1st Reading

January 25th, 1961

2nd Reading

January 30th, 1961

3rd Reading

February 28th, 1961

MR. DYMOND

BILL 35

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Surveys Act

MR. SPOONER

EXPLANATORY NOTE

The purpose of this Bill is to transfer to the regulations the provisions with respect to the types, locations, etc., of survey monuments and to make the provisions relating to the evidence to be shown on plans of subdivision applicable to all plans of survey.

BILL 35

1960-61

An Act to amend The Surveys Act

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

1. Subsections 1 and 2 of section 55 of *The Surveys Act* are repealed. R.S.O. 1960,
c. 390, s. 55,
subss. 1, 2,
repealed
2. *The Surveys Act* is amended by adding thereto the following section: R.S.O. 1960,
c. 390,
amended
 - 58a. The plan of a survey of land shall show the position, type and form of every survey monument or object used to define a point placed, planted, set or marked in the survey. Survey
monuments,
etc.
3. This Act comes into force on the 1st day of June, 1961. Commence-
ment
4. This Act may be cited as *The Surveys Amendment Act*, Short title
1960-61.

1st Reading

January 27th, 1961

2nd Reading

3rd Reading

MR. SPOONER

BILL 35

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Surveys Act

MR. SPOONER



BILL 35

1960-61

An Act to amend The Surveys Act

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

1. Subsections 1 and 2 of section 55 of *The Surveys Act* are repealed. R.S.O. 1960,
c. 390, s. 55,
subss. 1, 2,
repealed
2. *The Surveys Act* is amended by adding thereto the following section: R.S.O. 1960,
c. 390,
amended
 - 58a. The plan of a survey of land shall show the position, type and form of every survey monument or object used to define a point placed, planted, set or marked in the survey. Survey
monuments,
etc.
3. This Act comes into force on the 1st day of June, 1961. Commence-
ment
4. This Act may be cited as *The Surveys Amendment Act*, Short title
1960-61.

An Act to amend The Surveys Act

1st Reading

January 27th, 1961

2nd Reading

February 6th, 1961

3rd Reading

February 27th, 1961

MR. SPOONER

BILL 36

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to amend
The Railway Fire Charge Act**

MR. SPOONER

EXPLANATORY NOTE

A licensee under *The Crown Timber Act* is removed from the definition of tenant.

BILL 36

1960-61

**An Act to amend
The Railway Fire Charge Act**

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

1. Clause *d* of section 1 of *The Railway Fire Charge Act* is amended by adding at the end thereof "but does not include a licensee under *The Crown Timber Act*", so that the clause shall read as follows: R.S.O. 1960,
c. 343, s. 1,
cl. *d*,
amended

(*d*) "tenant" includes a licensee and occupant and any person, other than the owner, having any right to cut timber on railway lands whether the right is derived from the owner or otherwise, but does not include a licensee under *The Crown Timber Act*. R.S.O. 1960,
c. 83

2. This Act comes into force on the day it receives Royal Assent. Commence-
ment

3. This Act may be cited as *The Railway Fire Charge Amendment Act, 1960-61*. Short title

An Act to amend
The Railway Fire Charge Act

1st Reading

January 27th, 1961

2nd Reading

3rd Reading

MR. SPOONER

BILL 36

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to amend
The Railway Fire Charge Act**

MR. SPOONER



BILL 36

1960-61

**An Act to amend
The Railway Fire Charge Act**

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

1. Clause *d* of section 1 of *The Railway Fire Charge Act* is amended by adding at the end thereof "but does not include a licensee under *The Crown Timber Act*", so that the clause shall read as follows: R.S.O. 1960
c. 343, s. 1,
cl. *d*,
amended

(*d*) "tenant" includes a licensee and occupant and any person, other than the owner, having any right to cut timber on railway lands whether the right is derived from the owner or otherwise, but does not include a licensee under *The Crown Timber Act*. R.S.O. 1960
c. 83

2. This Act comes into force on the day it receives Royal Assent. Commence-
ment

3. This Act may be cited as *The Railway Fire Charge Amendment Act, 1960-61*. Short title

An Act to amend
The Railway Fire Charge Act

1st Reading

January 27th, 1961

2nd Reading

February 6th, 1961

3rd Reading

February 27th, 1961

Mr. SPOONER

BILL 37

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Corporations Act

MR. YAREMKO

EXPLANATORY NOTES

SECTION 1. The purpose of this amendment is to bring up to date the powers of incorporated employees' mutual benefit and pension fund societies in line with the benefits now provided in employer pension plans.

An Act to amend The Corporations Act

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

1. Section 200 of *The Corporations Act* is repealed and the following substituted therefor: R.S.O. 1960,
c. 71, s. 200,
re-enacted

- 200.—(1) In this section, “dependants” means the wives, husbands, and children under twenty-one years of age, including adopted children, of officers or employees within the meaning of this section. Interpre-
tation
- (2) After its incorporation, every pension fund and employees’ mutual benefit society has the power, by means of voluntary contribution or otherwise as its by-laws provide, to form a fund or funds and may invest, hold and administer the same and may therefrom, Powers and
objects of
society
- (a) provide for the support and payment of pensions and other benefits to officers and employees of the parent corporation and its subsidiary corporations who have retired or who cease to be employed by the parent corporation or one of its subsidiary corporations;
- (b) provide, in such manner as the by-laws specify, for the payment of pensions, annuities, gratuities or other benefits to the widows and children or other surviving relatives or legal representatives of officers and employees or retired officers and employees of the parent corporation and its subsidiary corporations who have died;
- (c) provide for the payment of benefits to officers and employees of the parent corporation or one of its subsidiary corporations by reason of illness, accident or disability;

- (d) provide for the payment of benefits by reason of illness, accident or disability to former officers and employees of the parent corporation and its subsidiary corporations who are retired;
- (e) provide for the payment of benefits to officers and employees or retired officers and employees of the parent corporation or one of its subsidiary corporations in respect of illness, accident or disability affecting dependants of such officers or employees; and
- (f) upon the death of such officers or employees, pay a funeral benefit in such manner as the by-laws specify.

R.S.O. 1960,
c. 71, s. 299,
subs. 3,
re-enacted

2. Subsection 3 of section 299 of *The Corporations Act* is repealed and the following substituted therefor:

Exception,
hospitals
and stock
exchanges

(3) A corporation,

(a) operating a hospital within the meaning of *The Public Hospitals Act*; or

(b) operating a recognized stock exchange,

may by by-law provide that a person may, with his consent in writing, be a director of the corporation notwithstanding that he is not a shareholder or member of the corporation.

R.S.O. 1960,
c. 71, s. 304,
amended

3. Section 304 of *The Corporations Act* is amended by adding thereto the following subsection:

Application
of subs. 1

(2) Subsection 1 does not apply to a corporation operating a recognized stock exchange.

Commence-
ment

4. This Act comes into force on the day it receives Royal Assent.

Short title

5. This Act may be cited as *The Corporations Amendment Act, 1960-61*.

SECTIONS 2 AND 3. The purpose of these amendments is to provide that corporations that operate stock exchanges may have as president, chairman of the board and as directors persons who are not shareholders or members.



An Act to amend
The Corporations Act

1st Reading

January 27th, 1961

2nd Reading

3rd Reading

MR. YAREMKO

BILL 37

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Corporations Act

MR. YAREMKO



An Act to amend The Corporations Act

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

1. Section 200 of *The Corporations Act* is repealed and the following substituted therefor: R.S.O. 1960,
c. 71, s. 200,
re-enacted

- 200.—(1) In this section, “dependants” means the wives, husbands, and children under twenty-one years of age, including adopted children, of officers or employees within the meaning of this section. Interpre-
tation
- (2) After its incorporation, every pension fund and employees’ mutual benefit society has the power, by means of voluntary contribution or otherwise as its by-laws provide, to form a fund or funds and may invest, hold and administer the same and may therefrom, Powers and
objects of
society
- (a) provide for the support and payment of pensions and other benefits to officers and employees of the parent corporation and its subsidiary corporations who have retired or who cease to be employed by the parent corporation or one of its subsidiary corporations;
- (b) provide, in such manner as the by-laws specify, for the payment of pensions, annuities, gratuities or other benefits to the widows and children or other surviving relatives or legal representatives of officers and employees or retired officers and employees of the parent corporation and its subsidiary corporations who have died;
- (c) provide for the payment of benefits to officers and employees of the parent corporation or one of its subsidiary corporations by reason of illness, accident or disability;

- (d) provide for the payment of benefits by reason of illness, accident or disability to former officers and employees of the parent corporation and its subsidiary corporations who are retired;
- (e) provide for the payment of benefits to officers and employees or retired officers and employees of the parent corporation or one of its subsidiary corporations in respect of illness, accident or disability affecting dependants of such officers or employees; and
- (f) upon the death of such officers or employees, pay a funeral benefit in such manner as the by-laws specify.

R.S.O. 1960,
c. 71, s. 299,
subs. 3,
re-enacted

2. Subsection 3 of section 299 of *The Corporations Act* is repealed and the following substituted therefor:

Exception,
hospitals
and stock
exchanges

(3) A corporation,

(a) operating a hospital within the meaning of *The Public Hospitals Act*; or

(b) operating a recognized stock exchange,

may by by-law provide that a person may, with his consent in writing, be a director of the corporation notwithstanding that he is not a shareholder or member of the corporation.

R.S.O. 1960,
c. 71, s. 304,
amended

3. Section 304 of *The Corporations Act* is amended by adding thereto the following subsection:

Application
of subs. 1

(2) Subsection 1 does not apply to a corporation operating a recognized stock exchange.

Commence-
ment

4. This Act comes into force on the day it receives Royal Assent.

Short title

5. This Act may be cited as *The Corporations Amendment Act, 1960-61*.



1st Reading

January 27th, 1961

2nd Reading

February 6th, 1961

3rd Reading

February 13th, 1961

MR. YAREMKO

BILL 38

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Marriage Act

MR. YAREMKO

EXPLANATORY NOTE

The purpose of this Bill is to authorize deputy magistrates as well as magistrates to celebrate marriages.

BILL 38

1960-61

An Act to amend The Marriage Act

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

1. Clause *f* of section 1 of *The Marriage Act* is amended by R.S.O. 1960, c. 228, s. 1, inserting after "magistrate" where it occurs the second time ^{cl. *f*,} in the first line "or a deputy magistrate", so that the clause ^{amended} shall read as follows:

(*f*) "magistrate" means a magistrate or a deputy magistrate appointed under *The Magistrates Act*.

R.S.O. 1960,
c. 226

2. This Act comes into force on the day it receives Royal Assent. <sup>Commence-
ment</sup>

3. This Act may be cited as *The Marriage Amendment Act*, ^{Short title} 1960-61.

An Act to amend The Marriage Act

1st Reading

January 27th, 1961

2nd Reading

3rd Reading

MR. YAREMKO

BILL 38

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Marriage Act

MR. YAREMKO



BILL 38

1960-61

An Act to amend The Marriage Act

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

1. Clause *f* of section 1 of *The Marriage Act* is amended by inserting after "magistrate" where it occurs the second time in the first line "or a deputy magistrate", so that the clause shall read as follows: R.S.O. 1960, c. 228, s. 1, cl. *f*, amended

(*f*) "magistrate" means a magistrate or a deputy magistrate appointed under *The Magistrates Act*. R.S.O. 1960, c. 226

2. This Act comes into force on the day it receives Royal Assent. Commencement

3. This Act may be cited as *The Marriage Amendment Act, 1960-61*. Short title

An Act to amend The Marriage Act

1st Reading

January 27th, 1961

2nd Reading

February 6th, 1961

3rd Reading

February 13th, 1961

MR. YAREMKO

BILL 39

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

The Bailiffs Act, 1960-61

MR. ROBERTS

EXPLANATORY NOTE

Under the present Act bailiffs are appointed by county court judges.

The Bill effects a greater measure of control by providing for appointments to be made centrally and by requiring bonding.

BILL 39

1960-61

The Bailiffs Act, 1960-61

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

1. In this Act,

Interpre-
tation

- (a) "bailiff" means a person who acts, assists any person to act or holds himself out as being available to act for or on behalf of any other person in the repossession or seizure of chattels or in any eviction;
- (b) "county" includes united counties and a provisional judicial district;
- (c) "county court" includes a district court;
- (d) "regulations" means the regulations made under this Act;
- (e) "Treasurer" means the Treasurer of Ontario.

2. This Act does not apply to a person while acting as a Application bailiff under a division court process or on behalf of a sheriff.

3.—(1) No person, other than a person appointed as a Appointment bailiff under *The Division Courts Act* or a sheriff's bailiff, shall R.S.O. 1960. act as a bailiff unless he has been appointed by the Lieutenant c. 110 Governor on the recommendation of the Attorney General.

(2) An appointment shall designate the county for which Idem the bailiff is appointed.

4. A bailiff shall not act as a bailiff in a county other than the county for which he is appointed without first obtaining the consent of a judge of the county court of the county in which he acts. Consent of county judge for bailiff to act

Costs outside county

5.—(1) The costs of a bailiff for travelling or accommodation outside the county for which he is appointed shall not be charged as recoverable costs in a seizure, repossession or eviction unless the costs are taxed under *The Costs of Distress Act* and the clerk of the county court is satisfied that it was not practicable for the seizure, repossession or eviction to be made by a bailiff appointed for the county in which the repossession, seizure or eviction was made.

R.S.O. 1960,
c. 74

Idem

(2) For the purpose of subsection 1, section 6 of *The Costs of Distress Act* applies to costs in an eviction as if such costs were costs in a seizure or repossession.

Application for appointment

6. An application for appointment as a bailiff shall be made to the clerk of the peace in the county in which the applicant intends to carry on business as a bailiff and shall state,

- (a) the name and residence of the applicant;
- (b) the place where the applicant intends to carry on business;
- (c) the qualifications of the applicant to act as a bailiff;
- (d) any circumstance indicating that a bailiff is needed for the public convenience in the place where the applicant intends to carry on business as a bailiff; and
- (e) whether the applicant has previously acted as a bailiff and, if so, where.

Examination

7. Upon receiving an application, the clerk of the peace shall examine the applicant and shall forward the results of the examination together with the security required by section 11 and his recommendations to the Inspector of Legal Offices.

Recommendation by Attorney General

8. The Attorney General may recommend the appointment of the applicant as a bailiff if,

- (a) the applicant has complied with this Act and the regulations;
- (b) the applicant is qualified to act as a bailiff; and
- (c) a bailiff is needed for the public convenience in the county in which the applicant intends to carry on business as a bailiff.

Revocation of appointment

9.—(1) The Lieutenant Governor, on the recommendation of the Attorney General, may revoke an appointment where the bailiff,

(a) has not complied with this Act or the regulations or *The Costs of Distress Act*; or

R.S.O. 1960,
c. 74

(b) is incompetent or without capacity.

(2) Before making a recommendation under subsection 1, the Attorney General may require a judge of the county court of the county for which the bailiff was appointed to investigate and report his opinion on any question of, Reference to county court judge

(a) the compliance of the bailiff with this Act or the regulations or *The Costs of Distress Act*; or

(b) the competence or capacity of the bailiff.

10.—(1) Any person who has a complaint against a bailiff may make his complaint to the clerk of the peace in the county for which the bailiff is appointed. Complaints

(2) The clerk of the peace shall investigate the complaint and forward the complaint, together with the results of his investigation, to the Inspector of Legal Offices. Idem

11.—(1) No person shall act as a bailiff unless he is bonded in the prescribed amount and form. Bonding

(2) The bond shall be,

Idem

(a) a personal bond accompanied by collateral security;

(b) a bond of a guarantee company approved under *The Guarantee Companies Securities Act*; or R.S.O. 1960,
c. 168

(c) a bond of a guarantor, other than a guarantee company, accompanied by collateral security.

(3) The collateral security shall be direct and guaranteed securities of the Government of Canada or of the Government of Ontario. Collateral security

12.—(1) The bond of a bailiff is forfeited and the amount of the bond becomes due and owing as a debt due to the Crown in right of Ontario, Forfeiture of bond

(a) where the bailiff is convicted of an offence involving fraud, theft, assault, libel or breaking and entering under the *Criminal Code* (Canada) committed while acting as a bailiff, or conspiracy or attempt to commit such offence; or 1953-54,
c. 51 (Can.)

- (b) where judgment for the recovery of money paid for services not performed or a judgment based on a finding of fraud, conversion, assault, libel or trespass committed while acting as a bailiff has been given against the bailiff,

and the conviction or judgment has become final by reason of lapse of time or of having been confirmed by the highest court to which an appeal may be taken.

Revocation
of appoint-
ment on
forfeiture

(2) Where a bond is forfeited, the appointment of the bailiff is revoked.

Sale of
collateral
security

13.—(1) Where a bond secured by the deposit of collateral security is forfeited, the Treasurer may sell the collateral security at the current market price.

Payment of
proceeds

(2) The Treasurer may,

- (a) assign any bond forfeited under section 12 and transfer the collateral security, if any;
- (b) pay over any money recovered under the bond; and
- (c) pay over any money realized from the sale of the collateral security,

to any judgment creditor of the person bound by the bond for claims arising out of the circumstance under which the bond was forfeited, or to the Accountant of the Supreme Court in trust for any person who becomes such judgment creditor.

Idem

(3) Where a bond has been forfeited or cancelled and the Treasurer has not received notice in writing of any claim against the proceeds of the bond or such part as remains in the hands of the Treasurer within two years of the forfeiture or cancellation, the Treasurer may pay the proceeds or part remaining to the person bound by the bond.

Penalty

14. Every person who contravenes any provision of this Act is guilty of an offence and on summary conviction is liable to a fine of not more than \$100.

Regulations

15. The Lieutenant Governor in Council may make regulations,

- (a) prescribing forms and providing for their use;
- (b) prescribing fees for applications;

(c) prescribing the amount of bonds and collatera security to be furnished under this Act;

(d) respecting any matter necessary or advisable to carry out effectively the intent and purpose of this Act.

16. Every outstanding certificate of qualification issued or renewed under *The Bailiffs Act* and every licence for a bailiff or bailiff's assistant issued under section 390 of *The Municipal Act* is revoked when this Act comes into force. Certificate of qualification revoked
R.S.O. 1960, c. 249

17. *The Bailiffs Act* is repealed.

R.S.O. 1960, c. 29, repealed

18. This Act comes into force on the 1st day of January, 1962. Commencement

19. This Act may be cited as *The Bailiffs Act, 1960-61*. Short title

1st Reading

January 27th, 1961

2nd Reading

3rd Reading

MR. ROBERTS

BILL 39

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

The Bailiffs Act, 1960-61

MR. ROBERTS

(Reprinted as amended by the Committee on Legal Bills)

EXPLANATORY NOTE

Under the present Act bailiffs are appointed by county court judges.

The Bill effects a greater measure of control by providing for appointments to be made centrally and by requiring bonding.

BILL 39

1960-61

The Bailiffs Act, 1960-61

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

1. In this Act,

Interpre-
tation

- (a) "bailiff" means a person who acts, assists any person to act or holds himself out as being available to act for or on behalf of any other person in the repossession or seizure of chattels or in any eviction;
- (b) "county" includes united counties and a provisional judicial district;
- (c) "county court" includes a district court;
- (d) "regulations" means the regulations made under this Act;
- (e) "Treasurer" means the Treasurer of Ontario.

2. This Act does not apply to a person while acting as a Application bailiff under a division court process or on behalf of a sheriff.

3.—(1) No person, other than a person appointed as a Appointment bailiff under *The Division Courts Act* or a sheriff's bailiff, shall R.S.O. 1960, act as a bailiff unless he has been appointed by the Lieutenant c. 110 Governor on the recommendation of the Attorney General.

(2) An appointment shall designate the county for which Idem the bailiff is appointed.

4. A bailiff may act as a bailiff in a county other than Consent of the county for which he is appointed after first obtaining county judge the consent of a judge of the county court of the county in for bailiff which he acts. to act

Costs outside county

5.—(1) The costs of a bailiff for travelling or accommodation outside the county for which he is appointed shall not be charged as recoverable costs in a seizure, repossession or eviction unless the costs are taxed under *The Costs of Distress Act* and the clerk of the county court is satisfied that it was not practicable for the seizure, repossession or eviction to be made by a bailiff appointed for the county in which the repossession, seizure or eviction was made.

R.S.O. 1960, c. 74

Idem

(2) For the purpose of subsection 1, section 6 of *The Costs of Distress Act* applies to costs in an eviction as if such costs were costs in a seizure or repossession.

Application for appointment

6. An application for appointment as a bailiff shall be made to the clerk of the peace in the county in which the applicant intends to carry on business as a bailiff and shall state,

- (a) the name and residence of the applicant;
- (b) the place where the applicant intends to carry on business;
- (c) the qualifications of the applicant to act as a bailiff;
- (d) any circumstance indicating that a bailiff is needed for the public convenience in the place where the applicant intends to carry on business as a bailiff; and
- (e) whether the applicant has previously acted as a bailiff and, if so, where.

Examination

7. Upon receiving an application, the clerk of the peace shall examine the applicant and shall forward the results of the examination together with the security required by section 11 and his recommendations to the Inspector of Legal Offices.

Recommendation by Attorney General

8. The Attorney General may recommend the appointment of the applicant as a bailiff if,

- (a) the applicant has complied with this Act and the regulations;
- (b) the applicant is qualified to act as a bailiff; and
- (c) a bailiff is needed for the public convenience in the county in which the applicant intends to carry on business as a bailiff.

Revocation of appointment

9.—(1) The Lieutenant Governor, on the recommendation of the Attorney General, may revoke an appointment where the bailiff,

(a) has not complied with this Act or the regulations or *The Costs of Distress Act*; or

R.S.O. 1960,
c. 74

(b) is incompetent or without capacity.

(2) Before making a recommendation under subsection 1, the Attorney General may require a judge of the county court of the county for which the bailiff was appointed to investigate and report his opinion on any question of, Reference to county court judge

(a) the compliance of the bailiff with this Act or the regulations or *The Costs of Distress Act*; or

(b) the competence or capacity of the bailiff.

10.—(1) Any person who has a complaint against a bailiff may make his complaint to the clerk of the peace in the county for which the bailiff is appointed. Complaints

(2) The clerk of the peace shall investigate the complaint and forward the complaint, together with the results of his investigation, to the Inspector of Legal Offices. Idem

11.—(1) No person shall act as a bailiff unless he is bonded in the prescribed amount and form. Bonding

(2) The bond shall be,

Idem

(a) a personal bond accompanied by collateral security;

(b) a bond of a guarantee company approved under *The Guarantee Companies Securities Act*; or R.S.O. 1960,
c. 168

(c) a bond of a guarantor, other than a guarantee company, accompanied by collateral security.

(3) The collateral security shall be direct and guaranteed securities of the Government of Canada or of the Government of Ontario. Collateral security

12.—(1) Where an appointment has been revoked under section 9, the Attorney General may direct that the bond of the bailiff be forfeited. Forfeiture of bond

(a) where the bailiff is convicted of an offence involving fraud, theft, assault, libel or breaking and entering under the *Criminal Code* (Canada) committed while acting as a bailiff, or conspiracy or attempt to commit such offence; or 1953-54,
c. 51 (Can.)

- (b) where judgment for the recovery of money paid for services not performed or a judgment based on a finding of fraud, conversion, assault, libel or trespass committed while acting as a bailiff has been given against the bailiff,

and the conviction or judgment has become final.

Idem

(2) Upon a direction being made under subsection 1, the bond is forfeited and the amount of the bond becomes due and owing as a debt due to the Crown in right of Ontario.

Sale of collateral security

13.—(1) Where a bond secured by the deposit of collateral security is forfeited, the Treasurer may sell the collateral security at the current market price.

Payment of proceeds

(2) The Treasurer may,

- (a) assign any bond forfeited under section 12 and transfer the collateral security, if any;
- (b) pay over any money recovered under the bond; and
- (c) pay over any money realized from the sale of the collateral security,

to any judgment creditor of the person bound by the bond for claims arising out of the circumstance under which the bond was forfeited, or to the Accountant of the Supreme Court in trust for any person who becomes such judgment creditor.

Idem

(3) Where a bond has been forfeited or cancelled and the Treasurer has not received notice in writing of any claim against the proceeds of the bond or such part as remains in the hands of the Treasurer within two years of the forfeiture or cancellation, the Treasurer may pay the proceeds or part remaining to the person bound by the bond.

Penalty

14. Every person who contravenes any provision of this Act is guilty of an offence and on summary conviction is liable to a fine of not more than \$100.

Regulations

15. The Lieutenant Governor in Council may make regulations,

- (a) prescribing forms and providing for their use;
- (b) prescribing fees for applications;

(c) prescribing the amount of bonds and collateral security to be furnished under this Act;

(d) respecting any matter necessary or advisable to carry out effectively the intent and purpose of this Act.

16. Every outstanding certificate of qualification issued or renewed under *The Bailiffs Act* and every licence for a bailiff or bailiff's assistant issued under section 390 of *The Municipal Act* is revoked when this Act comes into force. Certificate of qualification revoked
R.S.O. 1960, c. 249

17. *The Bailiffs Act* is repealed.

R.S.O. 1960, c. 29, repealed

18. This Act comes into force on the 1st day of January, 1962. Commencement

19. This Act may be cited as *The Bailiffs Act, 1960-61*. Short title

1st Reading

January 27th, 1961

2nd Reading

February 6th, 1961

3rd Reading

MR. ROBERTS

*(Reprinted as amended by the
Committee on Legal Bills)*

BILL 39

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

The Bailiffs Act, 1960-61

MR. ROBERTS



BILL 39

1960-61

The Bailiffs Act, 1960-61

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

1. In this Act,

Interpre-
tation

- (a) "bailiff" means a person who acts, assists any person to act or holds himself out as being available to act for or on behalf of any other person in the repossession or seizure of chattels or in any eviction;
- (b) "county" includes united counties and a provisional judicial district;
- (c) "county court" includes a district court;
- (d) "regulations" means the regulations made under this Act;
- (e) "Treasurer" means the Treasurer of Ontario.

2. This Act does not apply to a person while acting as a Application bailiff under a division court process or on behalf of a sheriff.

3.—(1) No person, other than a person appointed as a Appointment bailiff under *The Division Courts Act* or a sheriff's bailiff, shall R.S.O. 1960, act as a bailiff unless he has been appointed by the Lieutenant c. 110 Governor on the recommendation of the Attorney General.

(2) An appointment shall designate the county for which Idem the bailiff is appointed.

4. A bailiff may act as a bailiff in a county other than the county for which he is appointed after first obtaining Consent of county judge for bailiff to act the consent of a judge of the county court of the county in which he acts.

Costs outside county

5.—(1) The costs of a bailiff for travelling or accommodation outside the county for which he is appointed shall not be charged as recoverable costs in a seizure, repossession or eviction unless the costs are taxed under *The Costs of Distress Act* and the clerk of the county court is satisfied that it was not practicable for the seizure, repossession or eviction to be made by a bailiff appointed for the county in which the repossession, seizure or eviction was made.

R.S.O. 1960,
c. 74

Idem

(2) For the purpose of subsection 1, section 6 of *The Costs of Distress Act* applies to costs in an eviction as if such costs were costs in a seizure or repossession.

Application for appointment

6. An application for appointment as a bailiff shall be made to the clerk of the peace in the county in which the applicant intends to carry on business as a bailiff and shall state,

- (a) the name and residence of the applicant;
- (b) the place where the applicant intends to carry on business;
- (c) the qualifications of the applicant to act as a bailiff;
- (d) any circumstance indicating that a bailiff is needed for the public convenience in the place where the applicant intends to carry on business as a bailiff; and
- (e) whether the applicant has previously acted as a bailiff and, if so, where.

Examination

7. Upon receiving an application, the clerk of the peace shall examine the applicant and shall forward the results of the examination together with the security required by section 11 and his recommendations to the Inspector of Legal Offices.

Recommendation by Attorney General

8. The Attorney General may recommend the appointment of the applicant as a bailiff if,

- (a) the applicant has complied with this Act and the regulations;
- (b) the applicant is qualified to act as a bailiff; and
- (c) a bailiff is needed for the public convenience in the county in which the applicant intends to carry on business as a bailiff.

Revocation of appointment

9.—(1) The Lieutenant Governor, on the recommendation of the Attorney General, may revoke an appointment where the bailiff,

(a) has not complied with this Act or the regulations or *The Costs of Distress Act*; or

R.S.O. 1960,
c. 74

(b) is incompetent or without capacity.

(2) Before making a recommendation under subsection 1, the Attorney General may require a judge of the county court of the county for which the bailiff was appointed to investigate and report his opinion on any question of, Reference to county court judge

(a) the compliance of the bailiff with this Act or the regulations or *The Costs of Distress Act*; or

(b) the competence or capacity of the bailiff.

10.—(1) Any person who has a complaint against a bailiff may make his complaint to the clerk of the peace in the county for which the bailiff is appointed. Complaints

(2) The clerk of the peace shall investigate the complaint and forward the complaint, together with the results of his investigation, to the Inspector of Legal Offices. Idem

11.—(1) No person shall act as a bailiff unless he is bonded in the prescribed amount and form. Bonding

(2) The bond shall be,

Idem

(a) a personal bond accompanied by collateral security;

(b) a bond of a guarantee company approved under *The Guarantee Companies Securities Act*; or R.S.O. 1960,
c. 168

(c) a bond of a guarantor, other than a guarantee company, accompanied by collateral security.

(3) The collateral security shall be direct and guaranteed securities of the Government of Canada or of the Government of Ontario. Collateral security

12.—(1) Where an appointment has been revoked under section 9, the Attorney General may direct that the bond of the bailiff be forfeited, Forfeiture of bond

(a) where the bailiff is convicted of an offence involving fraud, theft, assault, libel or breaking and entering under the *Criminal Code* (Canada) committed while acting as a bailiff, or conspiracy or attempt to commit such offence; or 1953-54,
c. 51 (Can.)

- (b) where judgment for the recovery of money paid for services not performed or a judgment based on a finding of fraud, conversion, assault, libel or trespass committed while acting as a bailiff has been given against the bailiff,

and the conviction or judgment has become final.

Idem

(2) Upon a direction being made under subsection 1, the bond is forfeited and the amount of the bond becomes due and owing as a debt due to the Crown in right of Ontario.

Sale of collateral security

13.—(1) Where a bond secured by the deposit of collateral security is forfeited, the Treasurer may sell the collateral security at the current market price.

Payment of proceeds

(2) The Treasurer may,

- (a) assign any bond forfeited under section 12 and transfer the collateral security, if any;
- (b) pay over any money recovered under the bond; and
- (c) pay over any money realized from the sale of the collateral security,

to any judgment creditor of the person bound by the bond for claims arising out of the circumstance under which the bond was forfeited, or to the Accountant of the Supreme Court in trust for any person who becomes such judgment creditor.

Idem

(3) Where a bond has been forfeited or cancelled and the Treasurer has not received notice in writing of any claim against the proceeds of the bond or such part as remains in the hands of the Treasurer within two years of the forfeiture or cancellation, the Treasurer may pay the proceeds or part remaining to the person bound by the bond.

Penalty

14. Every person who contravenes any provision of this Act is guilty of an offence and on summary conviction is liable to a fine of not more than \$100.

Regulations

15. The Lieutenant Governor in Council may make regulations,

- (a) prescribing forms and providing for their use;
- (b) prescribing fees for applications;

(c) prescribing the amount of bonds and collateral security to be furnished under this Act;

(d) respecting any matter necessary or advisable to carry out effectively the intent and purpose of this Act.

16. Every outstanding certificate of qualification issued or renewed under *The Bailiffs Act* and every licence for a bailiff or bailiff's assistant issued under section 390 of *The Municipal Act* is revoked when this Act comes into force. Certificate of qualification revoked
R.S.O. 1960, c. 249

17. *The Bailiffs Act* is repealed.

R.S.O. 1960, c. 29, repealed

18. This Act comes into force on the 1st day of January, 1962. Commencement

19. This Act may be cited as *The Bailiffs Act, 1960-61*. Short title

The Bailiffs Act, 1960-61

1st Reading

January 27th, 1961

2nd Reading

February 6th, 1961

3rd Reading

March 2nd, 1961

Mr. ROBERTS

BILL 40

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to amend
The Alcoholism Research Foundation Act, 1949**

MR. DYMOND

EXPLANATORY NOTE

The purpose of this Bill is to change the name of the Alcoholism Research Foundation to the Alcoholism and Drug Addiction Research Foundation and to authorize it to carry on research in addiction to substances other than alcohol as well as in alcoholism.

BILL 40

1960-61

**An Act to amend
The Alcoholism Research Foundation Act, 1949**

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

1. The long title of *The Alcoholism Research Foundation Act, 1949* is amended by inserting after "Alcoholism" in the second line "and Drug Addiction", so that the long title shall read as follows:

An Act to provide for the Establishment of the
Alcoholism and Drug Addiction Research
Foundation

2. Clause *d* of section 1 of *The Alcoholism Research Foundation Act, 1949* is amended by inserting after "Alcoholism" in the first line "and Drug Addiction", so that the clause shall read as follows:

(*d*) "Foundation" means the Alcoholism and Drug Addiction Research Foundation.

3. Section 2 of *The Alcoholism Research Foundation Act, 1949* is amended by inserting after "Alcoholism" in the second line "and Drug Addiction", so that the section shall read as follows:

2. There shall be a body corporate to be known as the Alcoholism and Drug Addiction Research Foundation composed of not less than seven and not more than ten members appointed by the Lieutenant Governor in Council.

4. Clause *a* of section 7 of *The Alcoholism Research Foundation Act, 1949*, as re-enacted by section 1 of *The Alcoholism Research Foundation Amendment Act, 1951*, is amended by inserting after "alcoholism" in the second line "and addiction to substances other than alcohol", so that the clause shall read as follows:

- (a) to conduct and promote a programme of research in alcoholism and addiction to substances other than alcohol; and

1949, c. 4,
s. 20,
amended

5. Section 20 of *The Alcoholism Research Foundation Act, 1949* is amended by inserting after "*Alcoholism*" in the first line "*and Drug Addiction*", so that the section shall read as follows:

Short title

20. This Act may be cited as *The Alcoholism and Drug Addiction Research Foundation Act, 1949*.

Commence-
ment

6. This Act comes into force on the day it receives Royal Assent.

Short title

7. This Act may be cited as *The Alcoholism Research Foundation Amendment Act, 1960-61*.



An Act to amend
The Alcoholism Research Foundation Act,
1949

1st Reading

January 30th, 1961

2nd Reading

3rd Reading

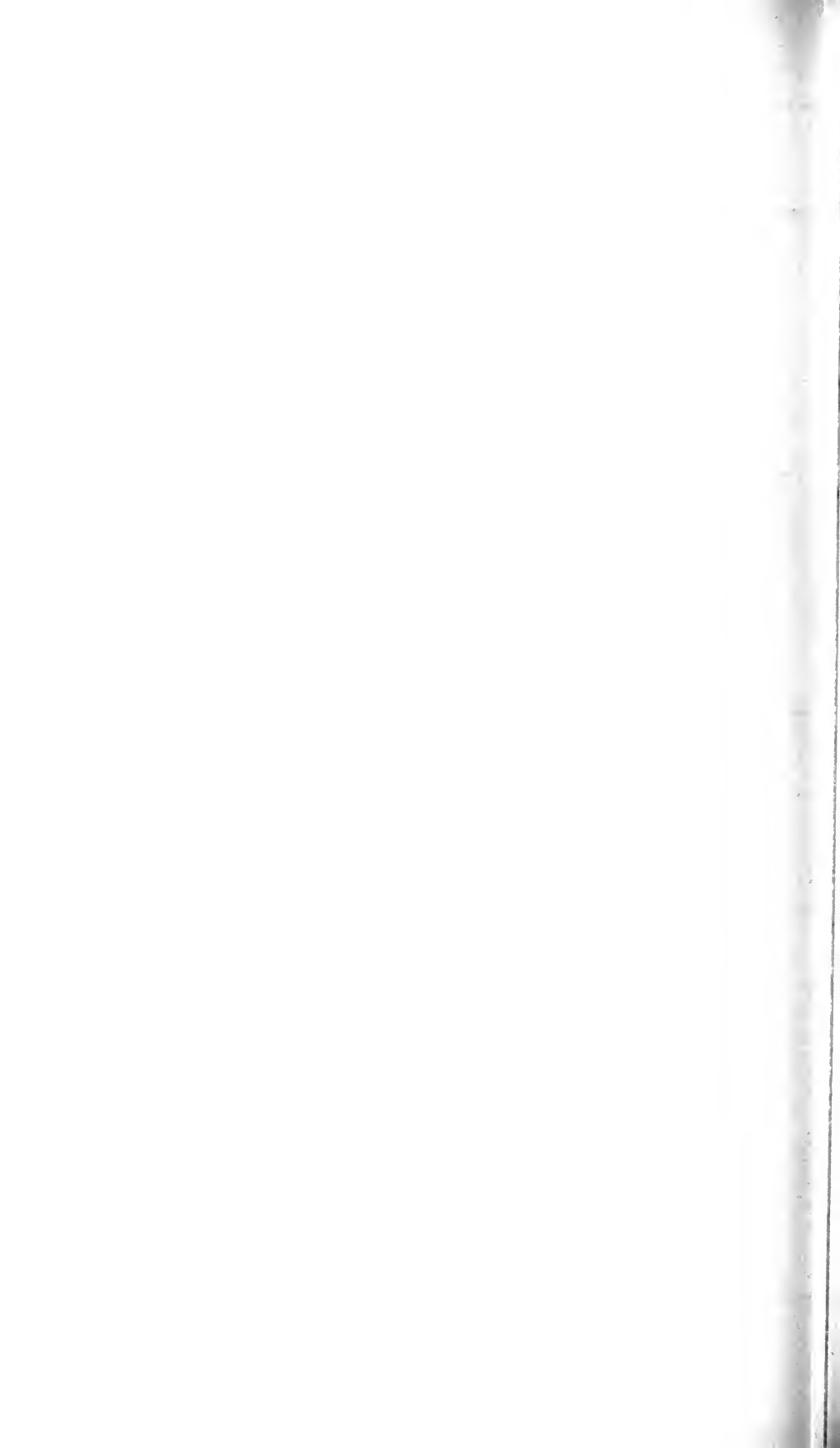
MR. DYMOND

BILL 40

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to amend
The Alcoholism Research Foundation Act, 1949**

MR. DYMOND



BILL 40

1960-61

**An Act to amend
The Alcoholism Research Foundation Act, 1949**

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

1. The long title of *The Alcoholism Research Foundation Act, 1949* is amended by inserting after "Alcoholism" in the second line "and Drug Addiction", so that the long title shall read as follows:

An Act to provide for the Establishment of the
Alcoholism and Drug Addiction Research
Foundation

2. Clause *d* of section 1 of *The Alcoholism Research Foundation Act, 1949* is amended by inserting after "Alcoholism" in the first line "and Drug Addiction", so that the clause shall read as follows:

(*d*) "Foundation" means the Alcoholism and Drug Addiction Research Foundation.

3. Section 2 of *The Alcoholism Research Foundation Act, 1949* is amended by inserting after "Alcoholism" in the second line "and Drug Addiction", so that the section shall read as follows:

2. There shall be a body corporate to be known as the Alcoholism and Drug Addiction Research Foundation composed of not less than seven and not more than ten members appointed by the Lieutenant Governor in Council.

4. Clause *a* of section 7 of *The Alcoholism Research Foundation Act, 1949*, as re-enacted by section 1 of *The Alcoholism Research Foundation Amendment Act, 1951*, is amended by inserting after "alcoholism" in the second line "and addiction to substances other than alcohol", so that the clause shall read as follows:

- (a) to conduct and promote a programme of research in alcoholism and addiction to substances other than alcohol; and

.

1949, c. 4,
s. 20,
amended

5. Section 20 of *The Alcoholism Research Foundation Act, 1949* is amended by inserting after "Alcoholism" in the first line "and Drug Addiction", so that the section shall read as follows:

Short title

20. This Act may be cited as *The Alcoholism and Drug Addiction Research Foundation Act, 1949*.

Commence-
ment

6. This Act comes into force on the day it receives Royal Assent.

Short title

7. This Act may be cited as *The Alcoholism Research Foundation Amendment Act, 1960-61*.



The Alcoholism Research Foundation Act,
1949

1st Reading

January 30th, 1961

2nd Reading

February 6th, 1961

3rd Reading

February 13th, 1961

MR. DYMOND

BILL 41

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to provide for the Admission of the Public and
Representatives of the Press to Meetings of
Bodies exercising Public Functions**

MR. SINGER



BILL 41

1960-61

**An Act to provide for the Admission of the
Public and Representatives of the Press
to Meetings of Bodies exercising
Public Functions**

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

1. This Act applies to the bodies referred to in the Schedule ^{Application} and to such other bodies as may be added to the Schedule from time to time by the Lieutenant Governor in Council.

2.—(1) Subject to subsection 2, every meeting of a body ^{Admission of public to meetings} exercising public functions to which this Act applies shall be open to the public.

(2) A body may, by resolution, exclude the public from a ^{Exclusion of public} meeting or any part thereof whenever publicity would be prejudicial to the public interest by reason of the confidential nature of the business to be transacted or for other special reasons stated in the resolution and arising from the nature of that business or of the proceedings.

(3) Where a resolution is passed under subsection 2, the ^{Effect of resolution} meeting or the part thereof to which the resolution applies is not required to be open to the public.

(4) Without restricting the generality of subsection 2, a ^{Special reasons} body may treat the need to receive or consider recommendations or advice from sources other than members, committees or sub-committees of the body as a special reason why publicity would be prejudicial to the public interest, without regard to the subject or purport of the recommendations or advice.

3.—(1) Where a meeting of a body is required by this Act ^{Requirements re open meetings} to be open to the public during the proceedings or any part thereof,

- (a) public notice of the time and place of the meeting shall be given by posting it at the offices of the body in a place where it is accessible to the public at least three days before the meeting or, if the meeting is convened at shorter notice, then at the time it is convened;
- (b) there shall, on request and on payment of postage or other necessary charge for transmission, be supplied for the benefit of any newspaper or news agency a copy of the agenda for the meeting as supplied to members of the body, but excluding, if thought fit, any item during which the meeting is likely not to be open to the public, together with such further statements or particulars, if any, as are necessary to indicate the nature of the items included or, if thought fit in the case of any item, with copies of any reports or other documents supplied to members of the body in connection with the item;
- (c) while the meeting is open to the public, except to suppress or prevent disorderly conduct or other misbehaviour at the meeting, the body may not exclude members of the public from the meeting; and
- (d) as far as practicable, reasonable facilities for taking reports shall be afforded duly accredited representatives of newspapers and other news agencies attending for the purpose of reporting the proceedings for the newspapers or news agencies.

Copies of
agenda, etc.

(2) Where a meeting of a body is required by this Act to be open to the public during the proceedings or any part of them, and there is supplied to a member of the public attending the meeting, or in pursuance of clause *b* of subsection 1 there is supplied for the benefit of a newspaper or news agency, any such copy of the agenda as is mentioned in that clause, with or without further statements or particulars for the purpose of indicating the nature of any item included in the agenda, the publication thereby of any defamatory matter contained in the agenda or in the further statements or particulars is privileged, unless the publication is proved to be made with malice.

Proceedings
in
committee

4. When a body resolves itself into committee, the proceedings in committee shall, for the purposes of this Act, be treated as forming part of the proceedings of the body at the meeting.

- 5.** The Lieutenant Governor in Council may add to or remove from the Schedule any body or class thereof. Additions, etc., to Schedule authorized
- 6.** This Act comes into force on the 1st day of June, 1961. Commencement
- 7.** This Act may be cited as *The Admission to Meetings of Public Bodies Act, 1960-61.* Short title

SCHEDULE

The bodies to which this Act applies are:

1. Municipal councils.
2. School boards, public utilities commissions, transportation commissions, public library boards, boards of park management, local boards of health, boards of commissioners of police, planning boards, or any other boards, commissions, committees, bodies or local authorities established or exercising any power or authority under any general or special Act with respect to any of the affairs or purposes, including school purposes, of a municipality or two or more municipalities or parts thereof.
3. Boards, commissions and agencies owned, controlled or operated by Her Majesty in right of Ontario or by the Government of Ontario.
4. Boards, commissions and other bodies that exercise public functions under the authority of the Legislature or the Lieutenant Governor in Council.

An Act to provide for the Admission of the
Public and Representatives of the Press to
Meetings of Bodies exercising
Public Functions

1st Reading

January 30th, 1961

2nd Reading

3rd Reading

MR. SINGER

BILL 42

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to amend
The Fair Accommodation Practices Act**

MR. THOMPSON

EXPLANATORY NOTES

SECTION 1. Self-explanatory.

SECTIONS 2 AND 3. The amendments extend the prohibition against discrimination to apply to the renting of living accommodation and the sale of realty.

BILL 42

1960-61

**An Act to amend
The Fair Accommodation Practices Act**

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

1. The preamble to *The Fair Accommodation Practices Act* R.S.O. 1960, c. 131, amended is amended by striking out "Whereas it is public policy in Ontario that places to which the public is customarily admitted be open to all without regard to race, creed, colour, nationality, ancestry or place of origin" in the first to fourth lines and inserting in lieu thereof "Whereas it is against public policy in Ontario to practise discrimination on account of race, creed, colour, nationality, ancestry, place of origin or for any reason whatsoever", so that the preamble shall read as follows:

Whereas it is against public policy in Ontario to Preamble practise discrimination on account of race, creed, colour, nationality, ancestry, place of origin or for any reason whatsoever; whereas it is desirable to enact a measure to promote observance of this principle; and whereas to do so is in accord with the Universal Declaration of Human Rights as proclaimed by the United Nations.

2. Section 1 of *The Fair Accommodation Practices Act* is R.S.O. 1960, c. 131, s. 1, amended amended by relettering clause *a* as clause *aa* and by adding thereto the following clause:

(a) "living accommodation" means the whole of a self-contained residential dwelling unit.

3. Section 2 of *The Fair Accommodation Practices Act* is R.S.O. 1960, c. 131, s. 2, amended amended by adding thereto the following subsections:

(2) No person shall refuse to rent living accommodation Discrimination in renting to any person because of the race, creed, colour, nationality, ancestry or place of origin of such person.

Discrimination in selling

- (3) No person shall refuse to sell or transfer to any person any interest in land or in any building or part thereof because of the race, creed, colour, nationality, ancestry or place of origin of such person.

R.S.O. 1960, c. 131, s. 3, subs. 1, cl. b, amended

4. Clause *b* of subsection 1 of section 3 of *The Fair Accommodation Practices Act* is amended by inserting after "station" in the third line "or television station", so that the clause shall read as follows:

- (b) permit to be published or displayed on lands or premises or in a newspaper, through a radio broadcasting station or television station or by means of any other medium that he owns or controls.

R.S.O. 1960, c. 131, s. 5, subs. 1, amended

5. Subsection 1 of section 5 of *The Fair Accommodation Practices Act* is amended by inserting after "persons" in the third line "who are not employed in the public service", so that the subsection shall read as follows:

- (1) If the officer is unable to effect a settlement of the matter complained of, the Minister may appoint a commission composed of one or more persons who are not employed in the public service and shall forthwith communicate the names of the members to the parties and thereupon it shall be presumed conclusively that the commission was appointed in accordance with this Act, and no order shall be made or process entered or proceeding taken in any court, whether by way of injunction, declaratory judgment, certiorari, mandamus, prohibition, quo warranto or otherwise to question the appointment of the commission, or to review, prohibit or restrain any of its proceedings.

Commission, appointment

Commencement

6. This Act comes into force on the day it receives Royal Assent.

Short title

7. This Act may be cited as *The Fair Accommodation Practices Amendment Act, 1960-61*.

SECTION 4. The amendment emphasizes that the prohibition against discrimination in advertising applies to television broadcasts.

SECTION 5. Section 5 of *The Fair Accommodation Practices Act* provides for the appointment of a commission to inquire into and settle a complaint of discrimination in contravention of the Act.

The purpose of the amendment is to prohibit persons in the public service from serving on the commission.



An Act to amend
The Fair Accommodation Practices Act

1st Reading

January 30th, 1961

2nd Reading

3rd Reading

MR. THOMPSON



BILL 43

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Petty Trespass Act

MR. ROBERTS

EXPLANATORY NOTE

The purpose of this Bill is to increase the fine for the offence of petty trespass from a minimum of \$1 and a maximum of \$10 to a minimum of \$10 and a maximum of \$100.

The present penalty has remained unchanged for about a century.

BILL 43

1960-61

An Act to amend The Petty Trespass Act

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

1. Subsection 1 of section 1 of *The Petty Trespass Act* is amended by striking out "\$1" and "\$10" in the eleventh line and inserting in lieu thereof "\$10" and "\$100", respectively, so that the subsection shall read as follows:

(1) Every person who unlawfully enters or in any other way trespasses upon another person's land,

Offence
of petty
trespass

(a) that is enclosed;

(b) that is a garden or lawn; or

(c) with respect to which he has had notice by word of mouth, or in writing, or by posters or sign boards so placed as to be visible from every point of access to the land, not to trespass,

and whether or not any damage has been occasioned thereby, is guilty of an offence and on summary conviction is liable to a fine of not less than \$10 and not more than \$100.

2. This Act may be cited as *The Petty Trespass Amendment Act, 1960-61*.

Short title

AN ACT TO AMEND
The Petty Trespass Act

1st Reading

February 2nd, 1961

2nd Reading

3rd Reading

MR. ROBERTS

BILL 43

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Petty Trespass Act

MR. ROBERTS



BILL 43

1960-61

An Act to amend The Petty Trespass Act

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

1. Subsection 1 of section 1 of *The Petty Trespass Act* is ^{R.S.O. 1960,} amended by striking out "\$1" and "\$10" in the eleventh line ^{c. 294, s. 1,} and inserting in lieu thereof "\$10" and "\$100", respectively, ^{subs. 1,} ^{amended} so that the subsection shall read as follows:

- (1) Every person who unlawfully enters or in any other ^{Offence} way trespasses upon another person's land, ^{of petty} ^{trespass}
- (a) that is enclosed;
- (b) that is a garden or lawn; or
- (c) with respect to which he has had notice by word of mouth, or in writing, or by posters or sign boards so placed as to be visible from every point of access to the land, not to trespass,

and whether or not any damage has been occasioned thereby, is guilty of an offence and on summary conviction is liable to a fine of not less than \$10 and not more than \$100.

2. This Act may be cited as *The Petty Trespass Amendment* ^{Short title} *Act, 1960-61.*

An Act to amend
The Petty Trespass Act

1st Reading

February 2nd, 1961

2nd Reading

February 6th, 1961

3rd Reading

February 27th, 1961

MR. ROBERTS

BILL 44

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to amend
The Highway Improvement Act**

MR. CASS

EXPLANATORY NOTE

This amendment corrects a printer's error.

BILL 44

1960-61

**An Act to amend
The Highway Improvement Act**

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

1. Clause *b* of subsection 6 of section 22 of *The Highway Improvement Act* is amended by striking out "the cost of construction of a" in the fourth line and inserting in lieu thereof "75 per cent of the cost of the", so that the clause shall read as follows:

R.S.O. 1960,
c. 171, s. 22,
subs. 6, cl. b,
amended

- (b) where the highway is in a town, not being a separated town, having a population of more than 2,500 or in a village having a population of more than 2,500, a sum equal to 75 per cent of the cost of the construction of a roadway of a width of not less than 22 feet and not more than 48 feet and of the maintenance of a roadway having a width of not more than 48 feet; and

.

2. This Act shall be deemed to have come into force on the 1st day of January, 1961.

Commence-
ment

3. This Act may be cited as *The Highway Improvement Amendment Act, 1960-61*.

Short title

1st Reading

February 2nd, 1961

2nd Reading

3rd Reading

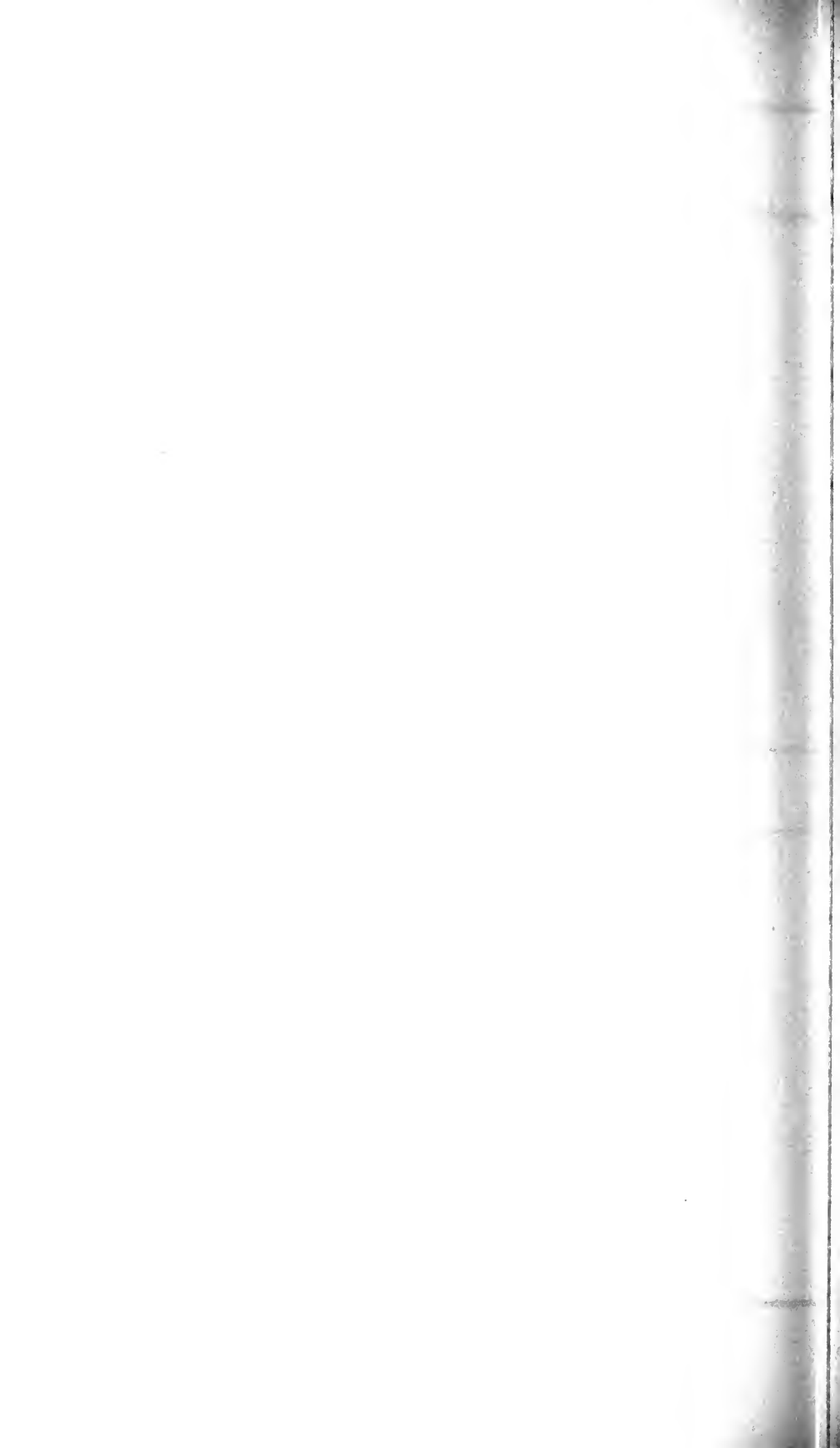
MR. CASS

BILL 44

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend
The Highway Improvement Act

MR. CASS



BILL 44

1960-61

**An Act to amend
The Highway Improvement Act**

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

1. Clause *b* of subsection 6 of section 22 of *The Highway Improvement Act* is amended by striking out "the cost of construction of a" in the fourth line and inserting in lieu thereof "75 per cent of the cost of the", so that the clause shall read as follows:

R.S.O. 1960,
c. 171, s. 22,
subs. 6, cl. b,
amended

- (b) where the highway is in a town, not being a separated town, having a population of more than 2,500 or in a village having a population of more than 2,500, a sum equal to 75 per cent of the cost of the construction of a roadway of a width of not less than 22 feet and not more than 48 feet and of the maintenance of a roadway having a width of not more than 48 feet; and

.

2. This Act shall be deemed to have come into force on the 1st day of January, 1961.

Commence-
ment

3. This Act may be cited as *The Highway Improvement Amendment Act, 1960-61*.

Short title

AN ACT TO AMEND
The Highway Improvement Act

1st Reading

February 2nd, 1961

2nd Reading

February 24th, 1961

3rd Reading

February 28th, 1961

Mr. Cass

BILL 45

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Vital Statistics Act

MR. YAREMKO

EXPLANATORY NOTE

These amendments are designed to bring about more accurate birth records that are at the same time in the best interests of the children concerned.

An Act to amend The Vital Statistics Act

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

1. Subsections 4 and 5 of section 6 of *The Vital Statistics Act* are repealed and the following substituted therefor: R.S.O. 1960, c. 419, s. 6, subss. 4, 5, re-enacted

- (4) Except as provided in subsection 4a, the birth of a child of a married woman shall be registered showing the surname of the husband as the surname of the child, and the particulars of the husband shall be given as those of the father of the child. Birth of child to married woman
- (4a) A married woman to whom a child is born may apply to the county or district court of the county or district in which the child was born and, if the court is satisfied that when the child was conceived the mother was living separate and apart from her husband and that her husband is not the father of the child and that she is commonly known under the surname of the father of the child, it may by order direct that no particulars of the father shall be given in the statement mentioned in subsection 1, or, where the mother and a person who acknowledges himself to be the father of the child both request in writing, it may direct that the particulars of the person so acknowledging be given as the particulars of the father or that the birth be registered showing the surname of the person so acknowledging as the surname of the child, or both. Alternative procedure in certain cases
- (4b) A certified copy of the order referred to in subsection 4a shall be filed by the mother with the division registrar or, if the order is made after the registration of the birth, with the Registrar General, and in the latter case the Registrar General shall amend the registration in accordance with the order. Filing of order

Birth of
child to
unmarried
woman

- (5) Except as provided in subsection 5a, the birth of a child of an unmarried woman shall be registered showing the surname of the mother as the surname of the child, and no particulars of the father shall be given.

Where
father
acknow-
leged

- (5a) Where an unmarried woman who is the mother of a child and a person acknowledging himself to be the father by statutory declaration in the prescribed form so request, the particulars of the person so acknowledging shall be given as the particulars of the father and the birth shall be registered showing the surname of the person so acknowledging as the surname of the child.

Idem

- (5b) The statutory declaration mentioned in subsection 5a shall be filed by the mother with the division registrar or, if the declaration is made after the registration of the birth, with the Registrar Regeneral, and in the latter case the Registrar General shall amend the registration in accordance with such declaration.

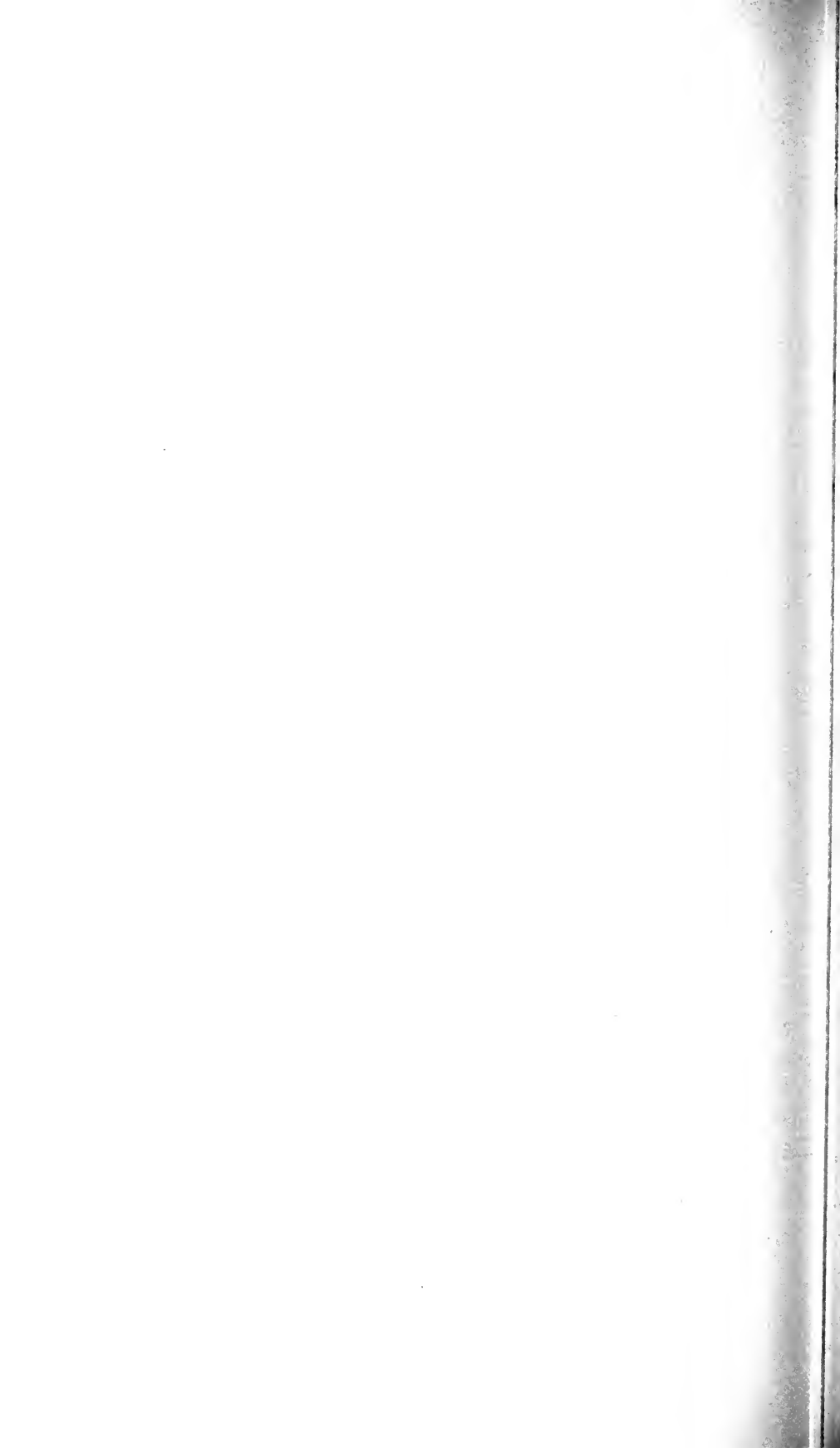
Commence-
ment

- 2.** This Act comes into force on the 1st day of July, 1961.

Short title

- 3.** This Act may be cited as *The Vital Statistics Amendment Act, 1960-61.*





An Act to amend
The Vital Statistics Act

1st Reading

February 2nd, 1961

2nd Reading

3rd Reading

MR. YAREMKO

BILL 45

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Vital Statistics Act

MR. YAREMKO

(Reprinted as amended by the Committee on Legal Bills)

EXPLANATORY NOTE

These amendments are designed to bring about more accurate birth records that are at the same time in the best interests of the children concerned.

An Act to amend The Vital Statistics Act

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

1. Subsections 4 and 5 of section 6 of *The Vital Statistics Act* are repealed and the following substituted therefor: R.S.O. 1960,
c. 419, s. 6,
subss. 4, 5,
re-enacted

(4) Except as provided in subsection 4a, the birth of a child of a married woman shall be registered showing the surname of the husband as the surname of the child, and the particulars of the husband shall be given as those of the father of the child. Birth of
child to
married
woman

(4a) A married woman to whom a child is born may apply by way of originating notice to the county or district court of the county or district in which the child was born and, if the court is satisfied that when the child was conceived the mother was living separate and apart from her husband and that her husband is not the father of the child and that she is commonly known under the surname of the father of the child, it may by order direct that no particulars of the father shall be given in the statement mentioned in subsection 1, or, where the mother and a person who acknowledges himself to be the father of the child both request in writing, it may direct that the particulars of the person so acknowledging be given as the particulars of the father or that the birth be registered showing the surname of the person so acknowledging as the surname of the child, or both. Alternative
procedure
in certain
cases

(4b) A certified copy of the order referred to in subsection 4a shall be filed by the mother with the division registrar or, if the order is made after the registration of the birth, with the Registrar General, and in the latter case the Registrar General shall amend the registration in accordance with the order. Filing of
order

Birth of
child to
unmarried
woman

- (5) Except as provided in subsection 5a, the birth of a child of an unmarried woman shall be registered showing the surname of the mother as the surname of the child, and no particulars of the father shall be given.

Where
father
acknow-
leged

- (5a) Where an unmarried woman who is the mother of a child and a person acknowledging himself to be the father by statutory declaration in the prescribed form so request, the particulars of the person so acknowledging shall be given as the particulars of the father and the birth shall be registered showing the surname of the person so acknowledging as the surname of the child.

Idem

- (5b) The statutory declaration mentioned in subsection 5a shall be filed by the mother with the division registrar or, if the declaration is made after the registration of the birth, with the Registrar Regeneral, and in the latter case the Registrar General shall amend the registration in accordance with such declaration.

Commence-
ment

- 2.** This Act comes into force on the 1st day of July, 1961.

Short title

- 3.** This Act may be cited as *The Vital Statistics Amendment Act, 1960-61.*







An Act to amend
The Vital Statistics Act

1st Reading

February 2nd, 1961

2nd Reading

February 13th, 1961

3rd Reading

MR. YAREMKO

*(Reprinted as amended by the
Committee on Legal Bills)*

BILL 45

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Vital Statistics Act

MR. YAREMKO



An Act to amend The Vital Statistics Act

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

1. Subsections 4 and 5 of section 6 of *The Vital Statistics Act* are repealed and the following substituted therefor: R.S.O. 1960, c. 419, s. 6, subss. 4, 5, re-enacted

- (4) Except as provided in subsection 4a, the birth of a child of a married woman shall be registered showing the surname of the husband as the surname of the child, and the particulars of the husband shall be given as those of the father of the child. Birth of child to married woman
- (4a) A married woman to whom a child is born may apply by way of originating notice to the county or district court of the county or district in which the child was born and, if the court is satisfied that when the child was conceived the mother was living separate and apart from her husband and that her husband is not the father of the child and that she is commonly known under the surname of the father of the child, it may by order direct that no particulars of the father shall be given in the statement mentioned in subsection 1, or, where the mother and a person who acknowledges himself to be the father of the child both request in writing, it may direct that the particulars of the person so acknowledging be given as the particulars of the father or that the birth be registered showing the surname of the person so acknowledging as the surname of the child, or both. Alternative procedure in certain cases
- (4b) A certified copy of the order referred to in subsection 4a shall be filed by the mother with the division registrar or, if the order is made after the registration of the birth, with the Registrar General, and in the latter case the Registrar General shall amend the registration in accordance with the order. Filing of order

Birth of
child to
unmarried
woman

- (5) Except as provided in subsection 5a, the birth of a child of an unmarried woman shall be registered showing the surname of the mother as the surname of the child, and no particulars of the father shall be given.

Where
father
acknow-
leged

- (5a) Where an unmarried woman who is the mother of a child and a person acknowledging himself to be the father by statutory declaration in the prescribed form so request, the particulars of the person so acknowledging shall be given as the particulars of the father and the birth shall be registered showing the surname of the person so acknowledging as the surname of the child.

Idem

- (5b) The statutory declaration mentioned in subsection 5a shall be filed by the mother with the division registrar or, if the declaration is made after the registration of the birth, with the Registrar Regeneral, and in the latter case the Registrar General shall amend the registration in accordance with such declaration.

Commence-
ment

2. This Act comes into force on the 1st day of July, 1961.

Short title

3. This Act may be cited as *The Vital Statistics Amendment Act, 1960-61*.



1st Reading

February 2nd, 1961

2nd Reading

February 13th, 1961

3rd Reading

February 28th, 1961

MR. YAREMKO

BILL 46

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to amend
The Lord's Day (Ontario) Act**

MR. THOMPSON

EXPLANATORY NOTE

The Bill authorizes municipalities to permit the showing of moving pictures or the giving of theatrical performances or concerts on Sundays by means of the same procedures as now exist for authorizing sports on Sundays.

**An Act to amend
The Lord's Day (Ontario) Act**

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

1. Section 7 of *The Lord's Day (Ontario) Act* is repealed and the following substituted therefor: R.S.O. 1960,
c. 225, s. 7,
re-enacted

- 7.—(1) In this section, "concert" does not include a Concert,
defined concert of an artistic or cultural nature that is governed by section 6.
- (2) Where a by-law passed under this section is in force and subject to its provisions, it is lawful for any Sunday
movies, etc.,
may be
made lawful person after 1 o'clock in the afternoon of the Lord's Day to provide, engage in or be present at any exhibition of moving pictures or any theatrical performance or any concert or such of them as is specified in the by-law which but for this Act would be unlawful under section 6 of the *Lord's Day Act* R.S.C. 1952,
c. 171 (Canada), or to do or engage any other person to do any work, business or labour in connection with any exhibition of moving pictures or any theatrical performance or any concert, as the case may be, which but for this Act would be unlawful under section 4 of the *Lord's Day Act* (Canada).
- (3) Subject to subsection 4, the council of any city, Passing of
by-law town, village or township may pass a by-law declaring subsection 2 to be in force in the municipality and upon such by-law coming into force subsection 2 applies in the municipality.
- (4) No by-law shall be passed under this section until Question
for vote the following question has been submitted to the electors:

Are you in favour of moving pictures, theatrical performances and concerts (*or as the case may be*) after 1 o'clock in the afternoon of the Lord's Day?

Question for vote to repeal by-law

- (5) No by-law passed under this section shall be repealed until the following question has been submitted to the electors:

Are you in favour of the repeal of the municipal by-law under which moving pictures are exhibited or theatrical performances and concerts are performed (*or as the case may be*) after 1 o'clock in the afternoon of the Lord's Day?

When question may be submitted

- (6) The council may submit the question set out in subsection 4 or 5 to the electors at any time.

Petition

- (7) Upon the presentation of a petition requesting that a by-law be passed under this section, signed by at least 10 per cent of the electors of the municipality, the council shall before or at the next municipal election submit the question set out in subsection 4 or 5 to the electors, but, if a petition is presented in the month of November or December in any year, it shall be deemed to be presented in the month of February next following.

Regulation and control

- (8) A by-law passed under this section may provide for the regulation and control of the moving pictures, theatrical performances or concerts, as the case may be, and may provide for the regulation and control of any matter or thing in connection therewith.

Reduction of period of time

- (9) Any by-law passed under subsection 3 may reduce the period of time between 1 o'clock in the afternoon and midnight of the Lord's Day, in which case subsection 2 applies only during the reduced period of time.

Questions heretofore submitted

- (10) Any city, town, village or township that has heretofore submitted a question to the electors in substantially the same terms as the question set out in subsection 4 shall be deemed to have complied with subsection 4.

Where day-light saving time in effect

8. If and so long as the time commonly observed in a municipality in which a by-law passed under section 2 or 7 is in force or in which a concert, recital

or other musical performance is produced under section 6 is one hour in advance of standard time, the times mentioned in section 1, 6 or 7, as the case may be, shall be reckoned in accordance with the time so commonly observed and not standard time.

2. This Act comes into force on the day it receives Royal ^{Commence-} Assent._{ment}

3. This Act may be cited as *The Lord's Day (Ontario) Short title Amendment Act, 1960-61.*



*An Act to amend
The Lord's Day (Ontario) Act*

1st Reading

February 3rd, 1961

2nd Reading

3rd Reading

MR. THOMPSON

BILL 47

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Municipal Act

MR. TROTTER

EXPLANATORY NOTE

This amendment authorizes municipalities to issue permits for parking on streets and to charge fees for the permits.

BILL 47

1960-61

An Act to amend The Municipal Act

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

1. Paragraph 105 of subsection 1 of section 379 of *The Municipal Act* is amended by adding thereto the following clause:

R.S.O., 1960,
c. 249, s. 379,
subs. 1,
par. 105,
amended

(b) A by-law under this paragraph may provide for the issuing of permits to authorize parking on such part of the highways and for such period as is specified in the permit and may prescribe the fees payable for the permits.

2. This Act comes into force on the day it receives Royal Assent.

Commence-
ment

3. This Act may be cited as *The Municipal Amendment Act, 1960-61*.

Short title

An Act to amend
The Municipal Act

1st Reading

February 3rd, 1961

2nd Reading

3rd Reading

MR. TROTTER

BILL 48

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Municipal Act

MR. SINGER



BILL 48

1960-61

An Act to amend The Municipal Act

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

1. Subsection 1 of section 35 of *The Municipal Act* is amended by adding thereto the following clause: R.S.O. 1960, c. 249, s. 35, subs. 1, amended

(x) a member of the Legislative Assembly of Ontario or of the House of Commons, unless before the opening of the nomination meeting he has resigned his seat in the Legislature or the House of Commons.

2. This Act comes into force on the 1st day of January, 1962. Commencement

3. This Act may be cited as *The Municipal Amendment Act*, Short title 1960-61.

An Act to amend
The Municipal Act

1st Reading

February 6th, 1961

2nd Reading

3rd Reading

MR. SINGER

BILL 49

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to amend
The Lakes and Rivers Improvement Act**

MR. SPOONER

TORONTO
PRINTED AND PUBLISHED BY FRANK FOGG, QUEEN'S PRINTER

EXPLANATORY NOTE

The proposed section 7a clarifies the legal responsibility of persons giving approvals and making recommendations for approvals under the Act.

BILL 49

1960-61

**An Act to amend
The Lakes and Rivers Improvement Act**

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

1. *The Lakes and Rivers Improvement Act* is amended by adding thereto the following section: R.S.O. 1960,
c. 203,
amended

7a. Any person heretofore or hereafter giving any approval or making any recommendation for approval authorized or required under this Act is not liable for any injury, including death, loss or other damage caused by or resulting from the giving of such approval or the making of such recommendation or the doing of or the failure to do any act in connection therewith. No
liability re
approvals,
etc.

2. This Act comes into force on the day it receives Royal Assent. Commence-
ment

3. This Act may be cited as *The Lakes and Rivers Improvement Amendment Act, 1960-61*. Short title

An Act to amend
The Lakes and Rivers Improvement Act

1st Reading

February 6th, 1961

2nd Reading

3rd Reading

MR. SPOONER

BILL 49

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to amend
The Lakes and Rivers Improvement Act**

MR. SPOONER

TORONTO
PRINTED AND PUBLISHED BY FRANK FOGG, QUEEN'S PRINTER



BILL 49

1960-61

**An Act to amend
The Lakes and Rivers Improvement Act**

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

1. *The Lakes and Rivers Improvement Act* is amended by adding thereto the following section: R.S.O. 1960,
c. 203,
amended

7a. Any person heretofore or hereafter giving any approval or making any recommendation for approval authorized or required under this Act is not liable for any injury, including death, loss or other damage caused by or resulting from the giving of such approval or the making of such recommendation or the doing of or the failure to do any act in connection therewith. No
liability re
approvals,
etc.

2. This Act comes into force on the day it receives Royal Assent. Commence-
ment

3. This Act may be cited as *The Lakes and Rivers Improvement Amendment Act, 1960-61*. Short title

An Act to amend
The Lakes and Rivers Improvement Act

1st Reading

February 6th, 1961

2nd Reading

February 27th, 1961

3rd Reading

March 2nd, 1961

MR. SPOONER

BILL 50

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Nursing Act

MR. DYMOND

EXPLANATORY NOTE

The clause is re-enacted,

- (1) for clarity;
- (2) to broaden its scope so that it may be used to make regulations governing the registration as certified nursing assistants of persons who have received training within as well as outside Ontario.

BILL 50

1960-61

An Act to amend The Nursing Act

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

1. Clause *d* of section 6 of *The Nursing Act* is repealed and the following substituted therefor: R.S.O. 1960,
c. 265, s. 6,
cl. *d*,
re-enacted

(*d*) governing the registration, with or without examination, of persons as certified nursing assistants who have received training in nursing outside or within Ontario.

2. This Act comes into force on the day it receives Royal Assent. Commence-
ment

3. This Act may be cited as *The Nursing Amendment Act*, Short title *1960-61*.

1st Reading

February 7th, 1961

2nd Reading

3rd Reading

MR. DYMOND

BILL 50

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Nursing Act

MR. DYMOND



BILL 50

1960-61

An Act to amend The Nursing Act

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

1. Clause *d* of section 6 of *The Nursing Act* is repealed and the following substituted therefor: R.S.O. 1960,
c. 265, s. 6,
cl. *d*,
re-enacted

(*d*) governing the registration, with or without examination, of persons as certified nursing assistants who have received training in nursing outside or within Ontario.

2. This Act comes into force on the day it receives Royal Assent. Commence-
ment

3. This Act may be cited as *The Nursing Amendment Act*, Short title
1960-61.

An Act to amend The Nursing Act

1st Reading

February 7th, 1961

2nd Reading

February 27th, 1961

3rd Reading

March 2nd, 1961

MR. DYMOND

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to provide Community Hospitals for the Care
and Treatment of Persons suffering from
Emotional or Psychiatric Disorders** ■■

MR. DYMOND

EXPLANATORY NOTES

This new Act is designed to provide provincially-subsidized but locally-operated psychiatric centres for the short-term treatment of mild forms of mental disorders.

BILL 51

1960-61

**An Act to provide Community Hospitals
for the Care and Treatment of Persons
suffering from Emotional or
Psychiatric Disorders**

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

1. In this Act,

Interpre-
tation

- (a) "Minister" means the Minister of Health;
- (b) "patient" means a person received and lodged in a hospital under this Act for the purpose of treatment;
- (c) "provincial aid" means aid granted to a hospital under this Act out of moneys appropriated for the purpose by the Legislature;
- (d) "regulations" means the regulations made under this Act; and
- (e) "treatment" means the maintenance, observation, nursing, medical and other care of a patient.

2. The Minister is responsible for the administration of this Act.

Administra-
tion of Act

3. The Lieutenant Governor in Council may establish one or more hospitals for the care and treatment of persons suffering from emotional or psychiatric disorders as community psychiatric hospitals and he may approve all or any part of any institution, building or other premises or place as such a community hospital.

Establish-
ment and
approval of
community
psychiatric
hospitals

4.—(1) Where the Lieutenant Governor in Council establishes a hospital under this Act, he shall designate the name by which the hospital is to be known and he shall appoint a

Name and
board of
hospital
established
under
this Act

board of governors composed of not fewer than eight members, including members *ex officio*, to maintain and operate the hospital.

Corporate status

(2) Every such board is a corporation.

Vacancies

(3) Vacancies in such a board may be filled from time to time by the Lieutenant Governor in Council.

Officers and staff

(4) Any such board may employ a director and such other officers and staff as are from time to time required for its purposes, and may pay the director, other officers and staff such remuneration as it deems proper out of its funds.

By-laws

(5) Subject to the approval of the Lieutenant Governor in Council, any such board may make such by-laws, rules and regulations as it deems expedient for the administration of its affairs.

Agreements

(6) Subject to the approval of the Lieutenant Governor in Council, any such board may make agreements with universities, medical associations, hospitals and persons for the purpose of carrying out its objects.

Funds

(7) The funds of such a board consist of moneys received by it from any source and it may disburse, expend or otherwise deal with any of its funds in such manner not contrary to law as it deems proper.

Audit

(8) The accounts of every such board shall be audited annually by the Provincial Auditor or by such other auditor as the Lieutenant Governor in Council designates, in which event the costs of the audit shall be paid out of the funds of the board.

Annual report

(9) Every such board shall, after the close of each fiscal year, make a report upon its affairs during the preceding year to the Minister and every such report shall contain a financial statement, certified by the auditor, showing all moneys received and disbursed by it during the preceding year.

General powers continued

5. Every hospital under this Act has power to carry on its undertaking as authorized by any general or special Act, but, where the provisions of any general or special Act conflict with the provisions of this Act or the regulations, the provisions of this Act and the regulations prevail.

Application of R.S.O. 1960, c. 322

6. The Lieutenant Governor in Council may designate any provision of *The Public Hospitals Act* or of the regulations thereunder as being applicable to any hospital under this Act.

7. The provisions of *The Mental Hospitals Act* with respect to examination units may be applied *mutatis mutandis* to any hospital under this Act. Examination
units
R.S.O. 1960,
c. 236

8. The real and personal property, business and income of a hospital under this Act are not subject to assessment or taxation for municipal or provincial purposes. No
taxation

9. The Minister may pay hospitals under this Act provincial aid in such manner, in such amounts and under such conditions as are prescribed by the regulations. Provincial
aid

10. The Lieutenant Governor in Council may make regulations with respect to hospitals under this Act for, Regulations

- (a) their construction, alteration, equipment, safety, maintenance and repair;
- (b) their inspection, control, government, management, conduct, operation and use;
- (c) their superintendents, other officers and staffs and the powers and duties thereof;
- (d) their classifications, grades and standards, and the classification of patients, and the length of stay of and the rates and charges for patients;
- (e) the admission, treatment, care, conduct, control, custody and discharge of patients or any class of patients;
- (f) prescribing the classes of grants by way of provincial aid to hospitals under this Act and the methods of determining the amounts of grants and providing for the manner and times of payment and the suspension and withholding of grants and for the making of deductions from grants;
- (g) any matter necessary or advisable to carry out effectively the intent and purpose of this Act.

11. This Act comes into force on the day it receives Royal Assent. Commence-
ment

12. This Act may be cited as *The Community Psychiatric Hospitals Act, 1960-61*. Short title



An Act to provide Community Hospitals
for the Care and Treatment of Persons
suffering from Emotional or
Psychiatric Disorders

1st Reading

February 9th, 1961

2nd Reading

3rd Reading

MR. DYMOND

BILL 51

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to provide Community Hospitals for the Care
and Treatment of Persons suffering from
Emotional or Psychiatric Disorders**

MR. DYMOND



**An Act to provide Community Hospitals
for the Care and Treatment of Persons
suffering from Emotional or
Psychiatric Disorders**

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

1. In this Act,

Interpre-
tation

- (a) "Minister" means the Minister of Health;
- (b) "patient" means a person received and lodged in a hospital under this Act for the purpose of treatment;
- (c) "provincial aid" means aid granted to a hospital under this Act out of moneys appropriated for the purpose by the Legislature;
- (d) "regulations" means the regulations made under this Act; and
- (e) "treatment" means the maintenance, observation, nursing, medical and other care of a patient.

2. The Minister is responsible for the administration of this Act.

Administra-
tion of Act

3. The Lieutenant Governor in Council may establish one or more hospitals for the care and treatment of persons suffering from emotional or psychiatric disorders as community psychiatric hospitals and he may approve all or any part of any institution, building or other premises or place as such a community hospital.

Establish-
ment and
approval of
community
psychiatric
hospitals

4.—(1) Where the Lieutenant Governor in Council establishes a hospital under this Act, he shall designate the name by which the hospital is to be known and he shall appoint a

Name and
board of
hospital
established
under
this Act

board of governors composed of not fewer than eight members, including members *ex officio*, to maintain and operate the hospital.

Corporate status

(2) Every such board is a corporation.

Vacancies

(3) Vacancies in such a board may be filled from time to time by the Lieutenant Governor in Council.

Officers and staff

(4) Any such board may employ a director and such other officers and staff as are from time to time required for its purposes, and may pay the director, other officers and staff such remuneration as it deems proper out of its funds.

By-laws

(5) Subject to the approval of the Lieutenant Governor in Council, any such board may make such by-laws, rules and regulations as it deems expedient for the administration of its affairs.

Agreements

(6) Subject to the approval of the Lieutenant Governor in Council, any such board may make agreements with universities, medical associations, hospitals and persons for the purpose of carrying out its objects.

Funds

(7) The funds of such a board consist of moneys received by it from any source and it may disburse, expend or otherwise deal with any of its funds in such manner not contrary to law as it deems proper.

Audit

(8) The accounts of every such board shall be audited annually by the Provincial Auditor or by such other auditor as the Lieutenant Governor in Council designates, in which event the costs of the audit shall be paid out of the funds of the board.

Annual report

(9) Every such board shall, after the close of each fiscal year, make a report upon its affairs during the preceding year to the Minister and every such report shall contain a financial statement, certified by the auditor, showing all moneys received and disbursed by it during the preceding year.

General powers continued

5. Every hospital under this Act has power to carry on its undertaking as authorized by any general or special Act, but, where the provisions of any general or special Act conflict with the provisions of this Act or the regulations, the provisions of this Act and the regulations prevail.

Application of R.S.O. 1960, c. 322

6. The Lieutenant Governor in Council may designate any provision of *The Public Hospitals Act* or of the regulations thereunder as being applicable to any hospital under this Act.

7. The provisions of *The Mental Hospitals Act* with respect to examination units may be applied *mutatis mutandis* to any hospital under this Act. Examination units R.S.O. 1960, c. 236

8. The real and personal property, business and income of a hospital under this Act are not subject to assessment or taxation for municipal or provincial purposes. No taxation

9. The Minister may pay hospitals under this Act provincial aid in such manner, in such amounts and under such conditions as are prescribed by the regulations. Provincial aid

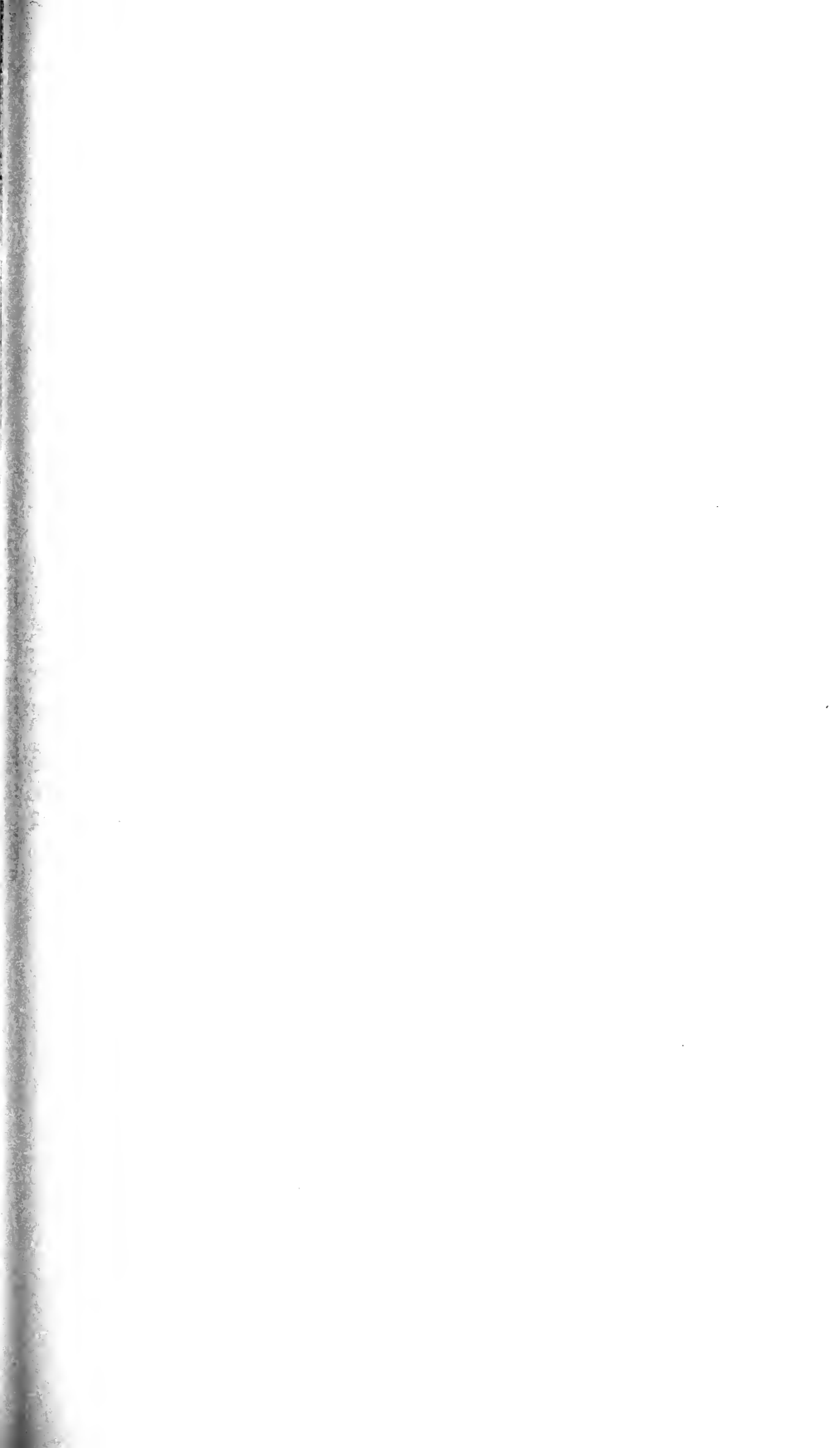
10. The Lieutenant Governor in Council may make regulations with respect to hospitals under this Act for, Regulations

- (a) their construction, alteration, equipment, safety, maintenance and repair;
- (b) their inspection, control, government, management, conduct, operation and use;
- (c) their superintendents, other officers and staffs and the powers and duties thereof;
- (d) their classifications, grades and standards, and the classification of patients, and the length of stay of and the rates and charges for patients;
- (e) the admission, treatment, care, conduct, control, custody and discharge of patients or any class of patients;
- (f) prescribing the classes of grants by way of provincial aid to hospitals under this Act and the methods of determining the amounts of grants and providing for the manner and times of payment and the suspension and withholding of grants and for the making of deductions from grants;
- (g) any matter necessary or advisable to carry out effectively the intent and purpose of this Act.

11. This Act comes into force on the day it receives Royal Assent. Commencement

12. This Act may be cited as *The Community Psychiatric Hospitals Act, 1960-61*. Short title





An Act to provide Community Hospitals
for the Care and Treatment of Persons
suffering from Emotional or
Psychiatric Disorders

1st Reading

February 9th, 1961

2nd Reading

February 13th, 1961

3rd Reading

February 27th, 1961

MR. DYMOND

BILL 52

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Energy Act

MR. MACAULAY

EXPLANATORY NOTES

The purpose of this Bill is,

- (1) to simplify the procedures with respect to the flooding of gas and oil horizons (see sections 1 (1) and 3 (1, 2) of the Bill);
- (2) to require that gas appliances be installed by or under the supervision of a registered gas fitter and to provide for examinations and registration (see sections 1 (2) and 3 (3, 4) of the Bill);
- (3) to clarify the respective functions of the Minister and the Board with respect to licences, permits and registrations (see section 2 of the Bill).

BILL 52

1960-61

An Act to amend The Energy Act

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

1.—(1) Section 5 of *The Energy Act* is amended by adding thereto the following subsection: R.S.O. 1960,
c. 122, s. 5,
amended

(3a) Subject to the regulations, no person shall repressure, maintain pressure in or flood any gas or oil horizon by the injection of gas, oil, water or other substance unless he obtains a permit for such purpose, but this prohibition does not apply to a person who injects gas in a designated gas storage area under an order of the Board. Injection
of gas, etc.

(2) The said section 5 is further amended by adding thereto the following subsection: R.S.O. 1960,
c. 122, s. 5,
amended

(6a) Subject to the regulations, no person shall install, repair, service or remove or permit or cause to be installed, repaired, serviced or removed any gas appliance unless the installation, repair, service or removal is done or supervised by a person who is registered for such purposes. Idem,
gas
appliances

2. Subsections 1, 2 and 3 of section 8 of *The Energy Act* are repealed and the following substituted therefor: R.S.O. 1960,
c. 122, s. 8,
subss. 1-3,
re-enacted

(1) Subject to subsection 2, the Minister may in his discretion, with or without an examination of the applicant, grant or refuse to grant a licence or permit or effect or refuse to effect a registration, and he may, in granting a licence or permit or effecting a registration, impose such terms and conditions as he in his discretion deems proper, and, before granting a licence or permit or effecting a registration, he may refer the matter to the Board and the Board shall hold a hearing and report to him thereon with its recommendations. Powers of
Minister as
to licences,
etc.

Wells in designated storage areas

- (2) The Minister shall refer every application for a permit to bore or drill a well in a designated gas storage area to the Board and the Board shall hold a hearing and report to him thereon, and he shall grant or refuse to grant the permit in accordance with the report.

Suspension, revocation, etc.

- (3) The Minister may in his discretion suspend or revoke a licence, permit or registration, but, before so doing, he may or, after so doing, he shall refer the matter to the Board and the Board shall hold a hearing and report to him thereon, and he shall act with respect to the licence, permit or registration in accordance with the report.

R.S.O. 1960, c. 122, s. 9, subs. 1, pars. 2, 6, 12, repealed

- 3.—(1) Paragraphs 2, 6 and 12 of subsection 1 of section 9 of *The Energy Act* are repealed.

R.S.O. 1960, c. 122, s. 9, subs. 1, par. 14, amended

- (2) Paragraph 14 of subsection 1 of the said section 9 is amended by inserting after "units" in the first line "and regulating the location and spacing of wells in drainage units", so that the paragraph shall read as follows:

14. to provide for the designation of drainage units and regulating the location and spacing of wells in drainage units and requiring and regulating the joining of the various interests within a drainage unit for the purpose of drilling or operating a well and the apportioning of the costs and the benefits of such drilling or operation.

R.S.O. 1960, c. 122, s. 9, subs. 1, amended

- (3) Subsection 1 of the said section 9 is amended by adding thereto the following paragraph:

25a. providing for the registration of persons qualified to install, repair, service and remove gas appliances.

R.S.O. 1960, c. 122, s. 9, subs. 1, par. 28, amended

- (4) Paragraph 28 of subsection 1 of the said section 9 is amended by inserting after "any" in the first line "examination", so that the paragraph shall read as follows:

28. prescribing the fee payable for any examination, licence, permit, label or registration.

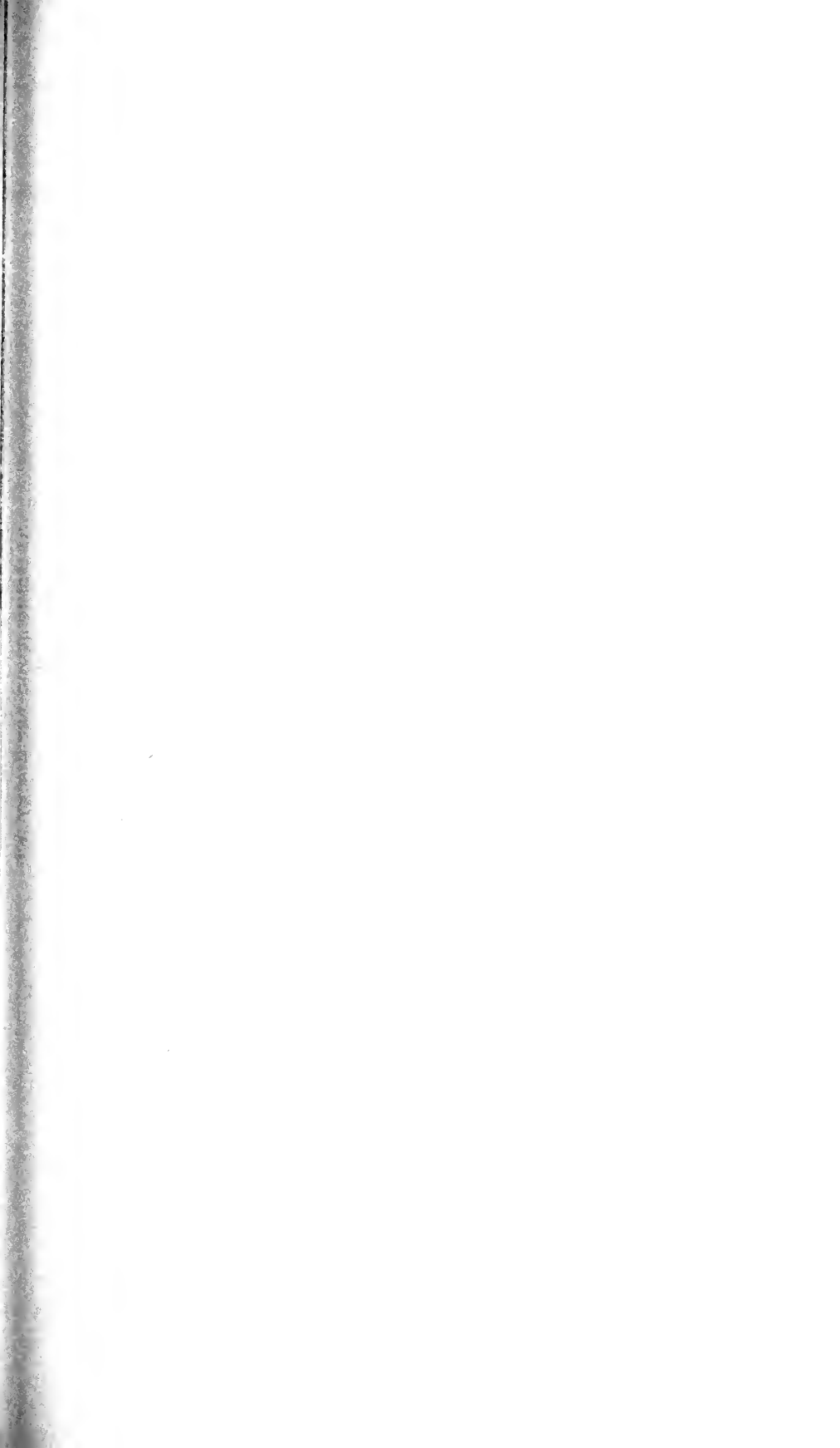
Commencement

4. This Act comes into force on a day to be named by the Lieutenant Governor by his proclamation.

Short title

5. This Act may be cited as *The Energy Amendment Act, 1960-61*.





An Act to amend The Energy Act

1st Reading

February 9th, 1961

2nd Reading

3rd Reading

MR. MACAULAY

BILL 52

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Energy Act

MR. MACAULAY

(Reprinted as amended by the Committee on Energy)

EXPLANATORY NOTES

The purpose of this Bill is,

- (1) to simplify the procedures with respect to the flooding of gas and oil horizons (see sections 1 and 3 (1, 2) of the Bill);
- (2) to require that gas appliances be installed by or under the supervision of a registered gas fitter and to provide for examinations and registration (see sections 1 and 3 (3, 4) of the Bill);
- (3) to clarify the respective functions of the Minister and the Board with respect to licences, permits and registrations (see section 2 of the Bill).

An Act to amend The Energy Act

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

1. Section 5 of *The Energy Act* is amended by adding thereto the following subsections: R.S.O. 1960, c. 122, s. 5, amended

(3a) Subject to the regulations, no person shall repressure, maintain pressure in, or flood, any gas or oil horizon by the injection of gas, oil, water or other substance unless he obtains a permit for such purpose, but this prohibition does not apply to a person who injects gas in a designated gas storage area. Injection of gas, etc.

(6a) Subject to the regulations, no person shall install, repair, service or remove or permit or cause to be installed, repaired, serviced or removed any gas appliance unless the installation, repair, service or removal is done or supervised by a person who is registered for such purposes. Idem, gas appliances

2. Subsections 1, 2, 3 and 5 of section 8 of *The Energy Act* are repealed and the following substituted therefor: R.S.O. 1960, c. 122, s. 8, subs. 1-3, re-enacted; subs. 5, repealed

(1) Subject to subsection 2, the Minister may in his discretion, with or without an examination of the applicant, grant or refuse to grant a licence or permit or effect or refuse to effect a registration, and he may, in granting a licence or permit or effecting a registration, impose such terms and conditions as he in his discretion deems proper, and, before granting a licence or permit or effecting a registration, he may refer the matter to the Board and the Board shall hold a hearing and report to him thereon with its recommendations. Powers of Minister as to licences, etc.

Renewal
of licences,
etc.

- (2) The Minister may grant or refuse to grant a renewal of a licence or permit or effect or refuse to effect a renewal of a registration, but, where he refuses to grant a renewal of a licence or permit or to effect a renewal of a registration, he shall, if requested by the applicant, refer the matter to the Board, and the Board shall hold a hearing and report to him thereon, and he shall grant or refuse to grant or effect or refuse to effect the renewal in accordance with the report.

Wells in
designated
storage
areas

- (3) The Minister shall refer every application for a permit to bore or drill a well in a designated gas storage area to the Board, and the Board shall hold a hearing and report to him thereon, and he shall grant or refuse to grant the permit in accordance with the report.

Suspension,
revocation,
etc.

- (3a) The Minister may in his discretion suspend a licence, permit or registration, but, before so doing, he may, or, after so doing, he shall, refer the matter to the Board, and the Board shall hold a hearing and report to him thereon, and he shall remove the suspension or revoke the licence, permit or registration in accordance with the report.

R.S.O. 1960,
c. 122, s. 9,
subs. 1,
par. 12,
repealed

3.—(1) Paragraph 12 of subsection 1 of section 9 of *The Energy Act* is repealed.

R.S.O. 1960,
c. 122, s. 9,
subs. 1,
par. 14,
amended

(2) Paragraph 14 of subsection 1 of the said section 9 is amended by inserting after "units" in the first line "and regulating the location and spacing of wells in drainage units", so that the paragraph shall read as follows:

14. to provide for the designation of drainage units and regulating the location and spacing of wells in drainage units and requiring and regulating the joining of the various interests within a drainage unit for the purpose of drilling or operating a well and the apportioning of the costs and the benefits of such drilling or operation.

R.S.O. 1960,
c. 122, s. 9,
subs. 1,
amended

(3) Subsection 1 of the said section 9 is amended by adding thereto the following paragraph:

25a. providing for the registration of persons or classes of persons who may inspect, install, repair, service and remove gas appliances or pipe lines.

R.S.O. 1960,
c. 122, s. 9,
subs. 1,
par. 28,
amended

(4) Paragraph 28 of subsection 1 of the said section 9 is amended by inserting after "any" in the first line "examination", so that the paragraph shall read as follows:

28. prescribing the fee payable for any examination, licence, permit, label or registration.

4. This Act comes into force on a day to be named by the Lieutenant Governor by his proclamation. ^{Commence-}
^{ment}

5. This Act may be cited as *The Energy Amendment Act*, Short title *1960-61*.



An Act to amend The Energy Act

1st Reading

February 9th, 1961

2nd Reading

February 20th, 1961

3rd Reading

MR. MACVULAY

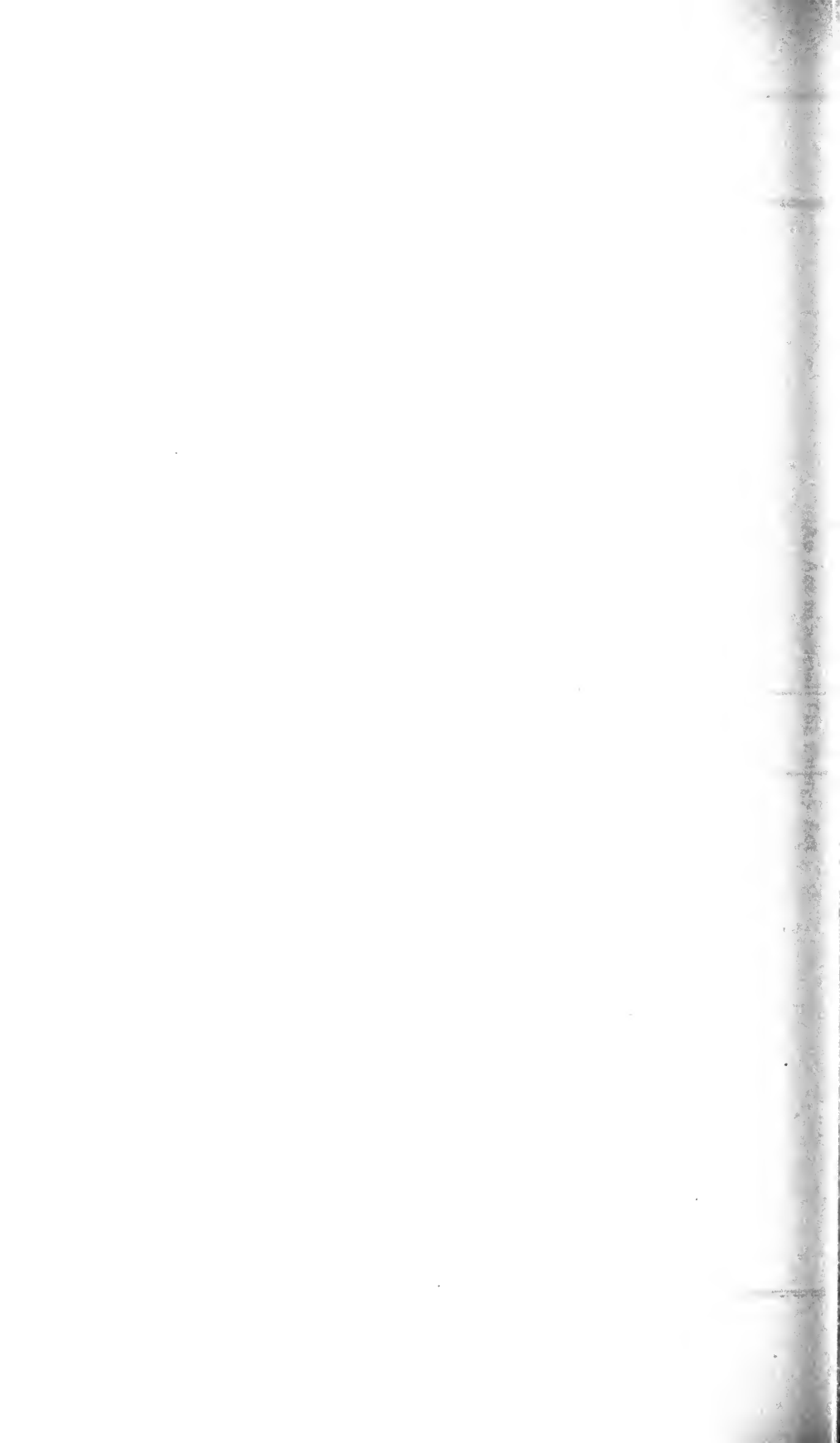
*(Reprinted as amended by the
Committee on Energy)*

BILL 52

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Energy Act

MR. MACAULAY



An Act to amend The Energy Act

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

1. Section 5 of *The Energy Act* is amended by adding thereto the following subsections: R.S.O. 1960, c. 122, s. 5, amended

(3a) Subject to the regulations, no person shall repressure, maintain pressure in, or flood, any gas or oil horizon by the injection of gas, oil, water or other substance unless he obtains a permit for such purpose, but this prohibition does not apply to a person who injects gas in a designated gas storage area. Injection of gas, etc.

.

(6a) Subject to the regulations, no person shall install, repair, service or remove or permit or cause to be installed, repaired, serviced or removed any gas appliance unless the installation, repair, service or removal is done or supervised by a person who is registered for such purposes. Idem, gas appliances

2. Subsections 1, 2, 3 and 5 of section 8 of *The Energy Act* are repealed and the following substituted therefor: R.S.O. 1960, c. 122, s. 8, subss. 1-3, re-enacted; subs. 5, repealed

(1) Subject to subsection 2, the Minister may in his discretion, with or without an examination of the applicant, grant or refuse to grant a licence or permit or effect or refuse to effect a registration, and he may, in granting a licence or permit or effecting a registration, impose such terms and conditions as he in his discretion deems proper, and, before granting a licence or permit or effecting a registration, he may refer the matter to the Board and the Board shall hold a hearing and report to him thereon with its recommendations. Powers of Minister as to licences, etc.

Renewal
of licences,
etc.

- (2) The Minister may grant or refuse to grant a renewal of a licence or permit or effect or refuse to effect a renewal of a registration, but, where he refuses to grant a renewal of a licence or permit or to effect a renewal of a registration, he shall, if requested by the applicant, refer the matter to the Board, and the Board shall hold a hearing and report to him thereon, and he shall grant or refuse to grant or effect or refuse to effect the renewal in accordance with the report.

Wells in
designated
storage
areas

- (3) The Minister shall refer every application for a permit to bore or drill a well in a designated gas storage area to the Board, and the Board shall hold a hearing and report to him thereon, and he shall grant or refuse to grant the permit in accordance with the report.

Suspension,
revocation,
etc.

- (3a) The Minister may in his discretion suspend a licence, permit or registration, but, before so doing, he may, or, after so doing, he shall, refer the matter to the Board, and the Board shall hold a hearing and report to him thereon, and he shall remove the suspension or revoke the licence, permit or registration in accordance with the report.

R.S.O. 1960,
c. 122, s. 9,
subs. 1,
par. 12,
repealed

3.—(1) Paragraph 12 of subsection 1 of section 9 of *The Energy Act* is repealed.

R.S.O. 1960,
c. 122, s. 9,
subs. 1,
par. 14,
amended

(2) Paragraph 14 of subsection 1 of the said section 9 is amended by inserting after "units" in the first line "and regulating the location and spacing of wells in drainage units", so that the paragraph shall read as follows:

14. to provide for the designation of drainage units and regulating the location and spacing of wells in drainage units and requiring and regulating the joining of the various interests within a drainage unit for the purpose of drilling or operating a well and the apportioning of the costs and the benefits of such drilling or operation.

R.S.O. 1960,
c. 122, s. 9,
subs. 1,
amended

(3) Subsection 1 of the said section 9 is amended by adding thereto the following paragraph:

25a. providing for the registration of persons or classes of persons who may inspect, install, repair, service and remove gas appliances or pipe lines.

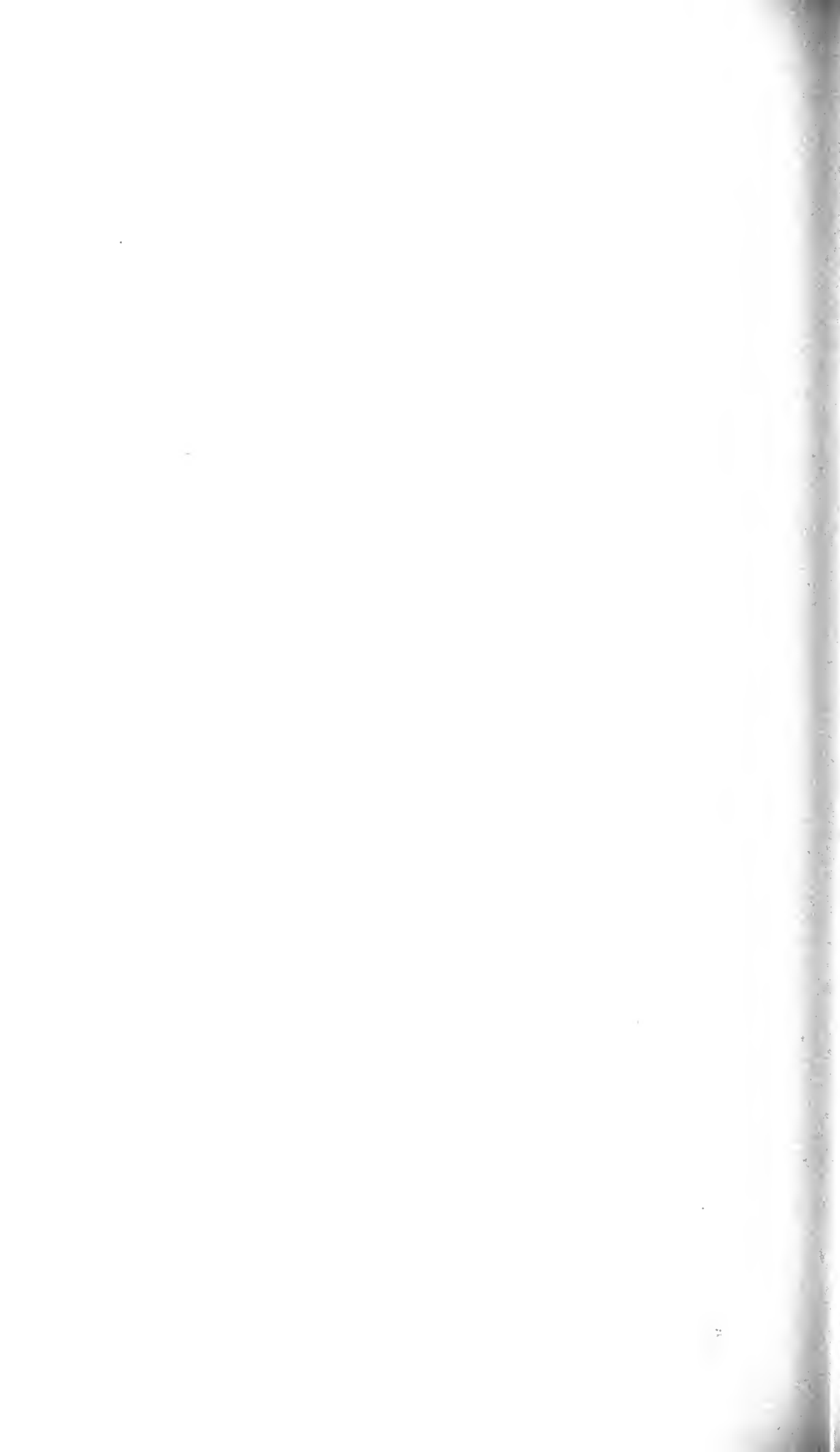
R.S.O. 1960,
c. 122, s. 9,
subs. 1,
par. 28,
amended

(4) Paragraph 28 of subsection 1 of the said section 9 is amended by inserting after "any" in the first line "examination", so that the paragraph shall read as follows:

28. prescribing the fee payable for any examination, licence, permit, label or registration.

4. This Act comes into force on a day to be named by the Lieutenant Governor by his proclamation. ^{Commence-}
^{ment}

5. This Act may be cited as *The Energy Amendment Act*, Short title 1960-61.



An Act to amend 'The Energy Act

1st Reading

February 9th, 1961

2nd Reading

February 20th, 1961

3rd Reading

March 2nd, 1961

MR. MACAULAY

BILL 53

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to amend
The Power Commission Act**

MR. WHICHER

EXPLANATORY NOTES

SECTION 1. The new section makes the Minister of Energy Resources responsible for the administration of the Act.

SECTION 2. The amendment removes the representation of the Executive Council on The Hydro-Electric Power Commission.

SECTION 3. The sections deleted require the report of the Commission to be filed with the Provincial Secretary and laid before the Assembly and also require the auditing of the accounts of the Commission by an auditor named by the Lieutenant Governor in Council. The new section requires the audit of the Provincial Auditor and his report to be made to the Assembly.

BILL 53

1960-61

**An Act to amend
The Power Commission Act**

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

1. *The Power Commission Act* is amended by adding thereto the following section: R.S.O. 1960,
c. 300,
amended

1a. The Minister of Energy Resources is responsible for the administration of this Act. Administra-
tion of Act

2. Subsection 1 of section 2 of *The Power Commission Act* is amended by striking out "two of whom may be members, and one of whom shall be a member, of the Executive Council" in the fourth and fifth lines, so that the subsection shall read as follows: R.S.O. 1960,
c. 300, s. 2,
subs. 1,
amended

(1) The Commission shall continue to be a body corporate, and shall consist of not less than three and not more than six persons appointed by the Lieutenant Governor in Council. Commission

3. Sections 10 and 11 of *The Power Commission Act* are repealed and the following substituted therefor: R.S.O. 1960,
c. 300, s. 10,
re-enacted;
s. 11,
repealed

10. The Provincial Auditor shall audit the accounts of the Commission annually and shall include his report of the audit in his annual report to the Assembly under *The Audit Act*. Audit by
Provincial
Auditor and
report
R.S.O. 1960,
c. 27

4. This Act may be cited as *The Power Commission Amendment Act, 1960-61*. Short title

An Act to amend
The Power Commission Act

1st Reading

February 9th, 1961

2nd Reading

3rd Reading

MR. WHICHER

BILL 54

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Succession Duty Act

MR. ALLAN (Haldimand-Norfolk)

EXPLANATORY NOTES

SECTION 1. The exemption previously accorded to gifts and bequests to Great Britain and Northern Ireland is repealed and an exemption is extended to gifts and bequests to conservation authorities.

SECTION 2. This amendment extends the relief given to dependants under the so-called "notch clause".

BILL 54

1960-61

An Act to amend The Succession Duty Act

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

1. Clause *e* of subsection 1 of section 5 of *The Succession Duty Act* is amended by striking out "the United Kingdom of Great Britain and Northern Ireland" in the second and third lines, by striking out "or" in the fourth line and by adding at the end thereof "or any conservation authority under *The Conservation Authorities Act*", so that the clause shall read as follows:

(e) any property devised or bequeathed by the deceased to and any disposition to the Dominion of Canada, the Province of Ontario, any municipality in Ontario or any conservation authority under *The Conservation Authorities Act*.

2. Subsection 3 of section 7 of *The Succession Duty Act* is amended by adding after "to" where it occurs the second time in the third line "one-half of", so that the first three lines of the subsection shall read as follows:

(3) The duty levied on property passing on the death of the deceased to or for the benefit of a dependant and on him shall be reduced to an amount equal to one-half of,

.

3. This Act comes into force on the day it receives Royal Assent.

4. This Act may be cited as *The Succession Duty Amendment Act, 1960-61*.

An Act to amend
The Succession Duty Act

1st Reading

February 9th, 1961

2nd Reading

3rd Reading

MR. ALAN (Haldimand-Norfolk)

BILL 54

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Succession Duty Act

MR. ALLAN (Haldimand-Norfolk)



**An Act to amend
The Succession Duty Act**

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

1. Clause *e* of subsection 1 of section 5 of *The Succession Duty Act* is amended by striking out "the United Kingdom of Great Britain and Northern Ireland" in the second and third lines, by striking out "or" in the fourth line and by adding at the end thereof "or any conservation authority under *The Conservation Authorities Act*", so that the clause shall read as follows:

R.S.O. 1960,
c. 386, s. 5,
subs. 1,
cl. 6,
amended

(e) any property devised or bequeathed by the deceased to and any disposition to the Dominion of Canada, the Province of Ontario, any municipality in Ontario or any conservation authority under *The Conservation Authorities Act*.

R.S.O. 1960,
c. 62

2. Subsection 3 of section 7 of *The Succession Duty Act* is amended by adding after "to" where it occurs the second time in the third line "one-half of", so that the first three lines of the subsection shall read as follows:

R.S.O. 1960,
c. 386, s. 7,
subs. 3,
amended

(3) The duty levied on property passing on the death of the deceased to or for the benefit of a dependant and on him shall be reduced to an amount equal to one-half of,

Duty levied
on a
dependant
to be
reduced-
notch clause

.

3. This Act comes into force on the day it receives Royal Assent.

Commence-
ment

4. This Act may be cited as *The Succession Duty Amendment Act, 1960-61*.

Short title

An Act to amend
The Succession Duty Act

1st Reading

February 9th, 1961

2nd Reading

February 27th, 1961

3rd Reading

March 2nd, 1961

Mr. ALAN (Haldimand-Norfolk)

BILL 55

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to amend
The Juvenile and Family Courts Act**

MR. ROBERTS

EXPLANATORY NOTES

SECTION 1. The subsection repealed authorizes the appointment of two judges for The Juvenile and Family Court of The Municipality of Metropolitan Toronto. This was an exception to the general rule of one judge or one judge and one or more deputy judges for each court.

SECTION 2. The new subsection is designed to expedite the disposition of matters in juvenile and family courts by extending the jurisdiction of the judges in the manner stated, thus enabling them to function in this respect as do magistrates.

SECTION 3. The provision that makes judges of juvenile and family courts *ex officio* magistrates is being transferred for convenience from *The Magistrates Act* to this Act without the present jurisdictional limitation; in the latter respect it is complementary to section 2 of this Bill.

SECTION 4. The purpose of this provision is to remove any doubt that may exist as to the status of the present juvenile and family court personnel.

BILL 55

1960-61

**An Act to amend
The Juvenile and Family Courts Act**

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

1. Subsection 3 of section 4 of *The Juvenile and Family Courts Act* is repealed. R.S.O. 1960,
c. 201, s. 4,
subs. 3,
repealed
2. Section 5 of *The Juvenile and Family Courts Act* is amended by adding thereto the following subsection: R.S.O. 1960,
c. 201, s. 5,
amended
 - (2) Every judge and deputy judge of a juvenile and family court, whether sitting in his own court or in any other juvenile and family court, may hear and determine any juvenile and family court matter whether the matter arose and was pending in the court in which he is sitting or in any other juvenile and family court. Idem
3. *The Juvenile and Family Courts Act* is amended by adding thereto the following section: R.S.O. 1960,
c. 201,
amended
 - 5a. Every judge and deputy judge of a juvenile and family court is *ex officio* a magistrate in and for the Province of Ontario. Judges
ex officio
magistrates
4. Every officer and member of the staff of a juvenile and family court heretofore appointed shall be deemed to have been appointed in accordance with this Act. Appointment
of present
court
officers
and staffs
validated
5. This Act comes into force on the day it receives Royal Assent. Commence-
ment
6. This Act may be cited as *The Juvenile and Family Courts Amendment Act, 1960-61*. Short title

An Act to amend
The Juvenile and Family Courts Act

1st Reading

February 9th, 1961

2nd Reading

3rd Reading

MR. ROBERTS

BILL 55

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to amend
The Juvenile and Family Courts Act**

MR. ROBERTS



BILL 55

1960-61

**An Act to amend
The Juvenile and Family Courts Act**

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

1. Subsection 3 of section 4 of *The Juvenile and Family Courts Act* is repealed. R.S.O. 1960,
c. 201, s. 4,
subs. 3,
repealed

2. Section 5 of *The Juvenile and Family Courts Act* is amended by adding thereto the following subsection: R.S.O. 1960,
c. 201, s. 5,
amended

(2) Every judge and deputy judge of a juvenile and family court, whether sitting in his own court or in any other juvenile and family court, may hear and determine any juvenile and family court matter whether the matter arose and was pending in the court in which he is sitting or in any other juvenile and family court. Idem

3. *The Juvenile and Family Courts Act* is amended by adding thereto the following section: R.S.O. 1960,
c. 201,
amended

5a. Every judge and deputy judge of a juvenile and family court is *ex officio* a magistrate in and for the Province of Ontario. Judges
ex officio
magistrates

4. Every officer and member of the staff of a juvenile and family court heretofore appointed shall be deemed to have been appointed in accordance with this Act. Appointment
of present
court
officers
and staffs
validated

5. This Act comes into force on the day it receives Royal Assent. Commence-
ment

6. This Act may be cited as *The Juvenile and Family Courts Amendment Act, 1960-61*. Short title

An Act to amend
The Juvenile and Family Courts Act

1st Reading

February 9th, 1961

2nd Reading

February 13th, 1961

3rd Reading

February 27th, 1961

MR. ROBERTS

BILL 56

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Magistrates Act

MR. ROBERTS

EXPLANATORY NOTE

The section repealed, which makes every judge and deputy judge of a juvenile and family court *ex officio* a magistrate, is transferred for convenience to *The Juvenile and Family Courts Act*. See section 3 of Bill 55.

BILL 56

1960-61

An Act to amend The Magistrates Act

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

1. Section 11 of *The Magistrates Act* is repealed. R.S.O. 1960,
c. 226, s. 11,
repealed
2. This Act comes into force on the day it receives Royal Assent. Commence-
ment
3. This Act may be cited as *The Magistrates Amendment Act, 1960-61*. Short title

An Act to amend
The Magistrates Act

1st Reading

February 9th, 1961

2nd Reading

3rd Reading

MR. ROBERTS

BILL 56

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Magistrates Act

MR. ROBERTS



BILL 56

1960-61

An Act to amend The Magistrates Act

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

1. Section 11 of *The Magistrates Act* is repealed. R.S.O. 1960,
c. 226, s. 11,
repealed
2. This Act comes into force on the day it receives Royal Assent. Commence-
ment
3. This Act may be cited as *The Magistrates Amendment Act, 1960-61*. Short title

An Act to amend
The Magistrates Act

1st Reading

February 9th, 1961

2nd Reading

February 13th, 1961

3rd Reading

February 27th, 1961

MR. ROBERTS

BILL 57

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to amend
The Schools Administration Act**

MR. ROBARTS

EXPLANATORY NOTES

SECTION 1. At present, a child who is fourteen years of age may under certain circumstances be excused from attending school because his services are required on the farm. The amendment provides that, if he attains fourteen years of age during a school term, he may not be excused until the end of the school term.

SECTION 2. At present, a board of education may appoint a psychiatrist or psychologist. The amendment will permit all school boards to make such an appointment.

SECTION 3. The limitation of \$2,500 on retirement allowances is deleted. This is in line with similar provisions in *The Municipal Act*.

**An Act to amend
The Schools Administration Act**

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

1. Clause *c* of subsection 2 of section 6 of *The Schools Administration Act* is repealed and the following substituted therefor:

R.S.O. 1960,
c. 361, s. 6,
subs. 2,
cl. *c*,
re-enacted

(*c*) if,

- (i) his parent or guardian resides on and operates a farm, and
- (ii) his parent or guardian requires his services on the farm or in the farm household, and
- (iii) he has attained the age of fourteen years,

but, if such child attains the age of fourteen years during a school term, he is not excused until the end of that school term.

2. Section 35 of *The Schools Administration Act* is amended by adding thereto the following paragraph:

R.S.O. 1960,
c. 361, s. 35,
amended

2*a.* appoint a psychiatrist who is on the register of specialists in psychiatry of the Royal College of Physicians and Surgeons of Canada or of the College of Physicians and Surgeons of Ontario or a psychologist who is a duly qualified medical practitioner or holds a certificate of registration under *The Psychologists Registration Act*, who shall perform his duties in accordance with this Act and the regulations.

psychiatrist
or
psychologist

R.S.O. 1960,
c. 316

3. Subsection 1 of section 40 of *The Schools Administration Act* is amended by striking out "or \$2,500" in the fifteenth line, so that the subsection shall read as follows:

R.S.O. 1960,
c. 361, s. 40,
subs. 1,
amended

Retirement
allowances

- (1) A board may grant an annual retirement allowance, payable weekly, monthly or otherwise during his life, to any employee of the board who has been in the service of the board for at least twenty years and who,

(a) is retired because of age; or

(b) while in the service has become incapable through illness or otherwise of efficiently discharging his duties;

provided that no retirement allowance shall be granted under this section which, together with the amount of any pension payments payable to the employee in any year under a pension plan of the board or any municipality or under *The Teachers' Superannuation Act*, will exceed three-fifths of his average annual salary for the preceding three years of his service.

R.S.O. 1960,
c. 392

R.S.O. 1960,
c. 361, s. 95,
amended

4. Section 95 of *The Schools Administration Act* is amended by adding thereto the following subsection:

Application

- (7) This section does not apply to a teacher, trustee, inspector or any other person who is the author of a book in respect of which the only compensation that he receives is a fee or royalty thereon.

Commence-
ment

5. This Act comes into force on the day it receives Royal Assent.

Short title

6. This Act may be cited as *The Schools Administration Amendment Act, 1960-61*.

SECTION 4. At present, under section 95, a teacher, etc., who writes a textbook that is used in any school in Ontario is liable to be disqualified and is subject to a fine. The amendment provides that, where such a person receives only the fees or royalties on the book, he is not subject to disqualification or fine.



An Act to amend
The Schools Administration Act

1st Reading

February 13th, 1961

2nd Reading

3rd Reading

MR. ROBARTS

BILL 57

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to amend
The Schools Administration Act**

MR. ROBARTS



BILL 57

1960-61

**An Act to amend
The Schools Administration Act**

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

1. Clause *c* of subsection 2 of section 6 of *The Schools Administration Act* is repealed and the following substituted therefor: R.S.O. 1960,
c. 361, s. 6,
subs. 2,
cl. *c*,
re-enacted

(*c*) if,

- (i) his parent or guardian resides on and operates a farm, and
- (ii) his parent or guardian requires his services on the farm or in the farm household, and
- (iii) he has attained the age of fourteen years,

but, if such child attains the age of fourteen years during a school term, he is not excused until the end of that school term.

2. Section 35 of *The Schools Administration Act* is amended by adding thereto the following paragraph: R.S.O. 1960,
c. 361, s. 35,
amended

2a. appoint a psychiatrist who is on the register of specialists in psychiatry of the Royal College of Physicians and Surgeons of Canada or of the College of Physicians and Surgeons of Ontario or a psychologist who is a duly qualified medical practitioner or holds a certificate of registration under *The Psychologists Registration Act*, who shall perform his duties in accordance with this Act and the regulations. R.S.O. 1960,
c. 316

3. Subsection 1 of section 40 of *The Schools Administration Act* is amended by striking out "or \$2,500" in the fifteenth line, so that the subsection shall read as follows: R.S.O. 1960,
c. 361, s. 40,
subs. 1,
amended

Retirement allowances

- (1) A board may grant an annual retirement allowance, payable weekly, monthly or otherwise during his life, to any employee of the board who has been in the service of the board for at least twenty years and who,

(a) is retired because of age; or

(b) while in the service has become incapable through illness or otherwise of efficiently discharging his duties;

provided that no retirement allowance shall be granted under this section which, together with the amount of any pension payments payable to the employee in any year under a pension plan of the board or any municipality or under *The Teachers' Superannuation Act*, will exceed three-fifths of his average annual salary for the preceding three years of his service.

R.S.O. 1960,
c. 392

R.S.O. 1960,
c. 361, s. 95,
amended

- 4.** Section 95 of *The Schools Administration Act* is amended by adding thereto the following subsection:

Application

- (7) This section does not apply to a teacher, trustee, inspector or any other person who is the author of a book in respect of which the only compensation that he receives is a fee or royalty thereon.

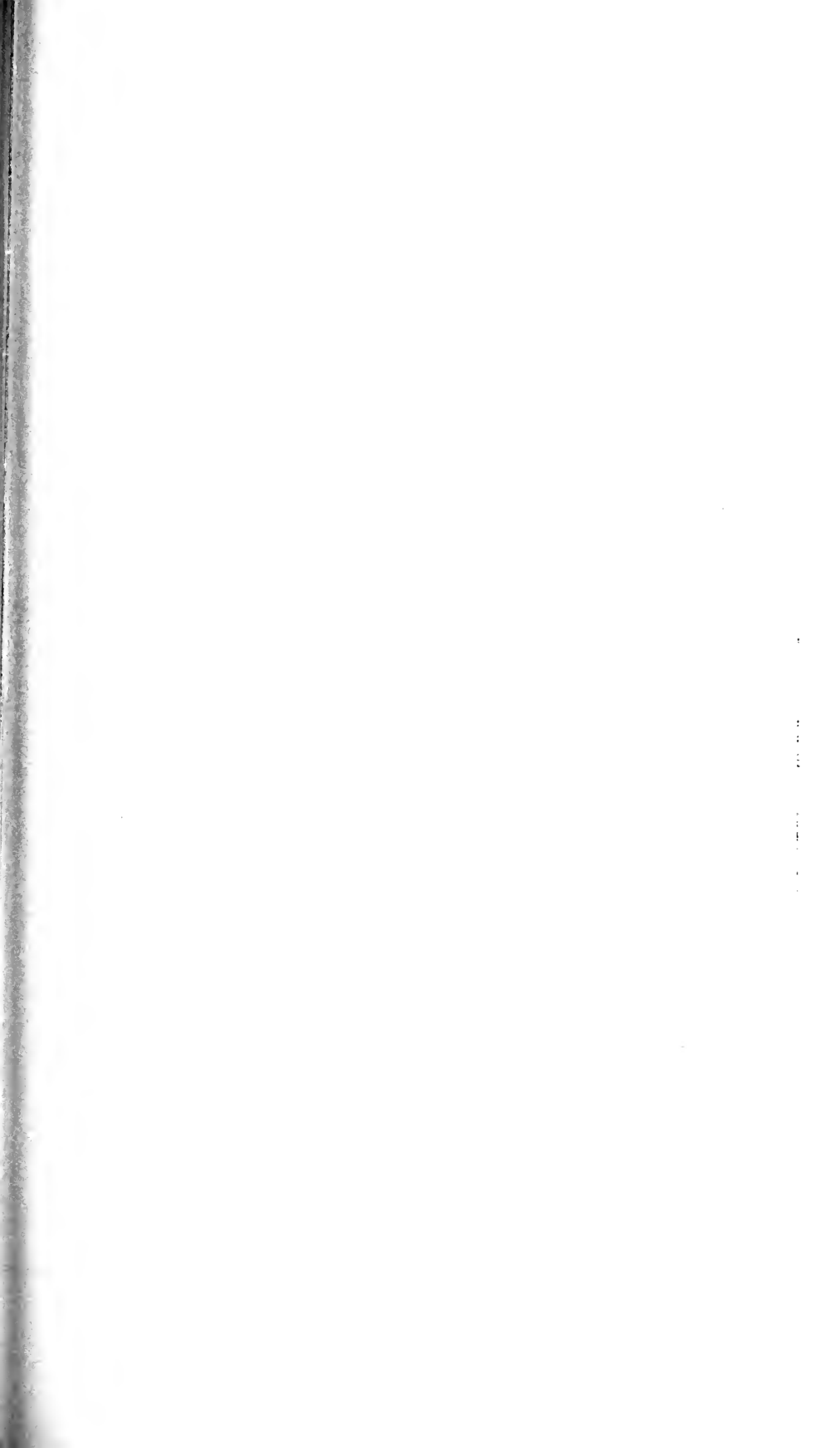
Commencement

- 5.** This Act comes into force on the day it receives Royal Assent.

Short title

- 6.** This Act may be cited as *The Schools Administration Amendment Act, 1960-61*.





An Act to amend
The Schools Administration Act

1st Reading

February 13th, 1961

2nd Reading

February 24th, 1961

3rd Reading

March 16th, 1961

MR. ROBARTS

BILL 58

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to amend
The Game and Fisheries Act**

MR. SPOONER

TORONTO
PRINTED AND PUBLISHED BY FRANK FOGG, QUEEN'S PRINTER

EXPLANATORY NOTES

SECTION 1. These new provisions clarify the position of the Minister of Lands and Forests with respect to the acquisition of lands for the purposes specified.

SECTION 2. The provision against dealing in deer and moose meat is re-enacted in order to clarify the intent.

SECTION 3. The amendment makes a bear a game animal.

**An Act to amend
The Game and Fisheries Act**

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

1. *The Game and Fisheries Act* is amended by adding thereto the following section: R.S.O. 1960,
c. 158,
amended

3a.—(1) Land may be acquired under *The Public Works Act* for the purposes of conservation, management and propagation of the fish and wildlife resources. Acquisition
of land
R.S.O. 1960,
c. 338

(2) The Minister on behalf of Her Majesty in right of Ontario may receive and take from any person by grant, gift, devise, bequest or otherwise any property, real or personal, or any interest therein for the purposes mentioned in subsection 1. Idem

2. Section 14 of *The Game and Fisheries Act* is repealed and the following substituted therefor: R.S.O. 1960,
c. 158, s. 14,
re-enacted

14. No person or his clerk, servant or agent shall, Dealing in
caribou,
deer,
moose

(a) buy, sell, expose or keep for sale; or

(b) for any valuable consideration barter, give or obtain from any other person,

any caribou, deer or moose wherever killed or procured.

3. Section 29 of *The Game and Fisheries Act* is amended by inserting after "hunt" in the fourth line "black bear, polar bear", so that the section shall read as follows: R.S.O. 1960,
c. 158, s. 29,
amended

29. Except during such times and under such terms and conditions and in such parts of Ontario as the Hunting
certain
game pro-
hibited

Lieutenant Governor in Council prescribes, no person shall hunt or attempt to hunt black bear, polar bear, caribou, deer or moose.

R.S.O. 1960,
c. 158, s. 31,
amended

4. Section 31 of *The Game and Fisheries Act* is amended by adding thereto the following subsection:

Exception,
party

- (4) Where two or more persons who hold licences to hunt moose are hunting as a party, any member of the party may take or kill the number of moose that is equal to the number of such licences held by the members of the party, but in no case shall the total number of moose taken or killed by the members of the party exceed the total number of such licences held by the members of the party.

R.S.O. 1960,
c. 158, s. 33,
subs. 8,
amended

5. Subsection 8 of section 33 of *The Game and Fisheries Act* is amended by inserting after "a" in the first line "black bear, polar bear, caribou", so that the subsection shall read as follows:

Certain
game not
to be
taken by
trap, etc.

- (8) No person shall trap or take a black bear, polar bear, caribou, deer or moose by means of traps, nets, snares, baited lines or other similar contrivances or set any of them for any such animal, and, if set, any person may destroy them without incurring any liability.

R.S.O. 1960,
c. 158, s. 41,
amended

6. Section 41 of *The Game and Fisheries Act* is amended by striking out "42" in the third line and inserting in lieu thereof "40".

R.S.O. 1960,
c. 158, s. 51,
amended

7. Section 51 of *The Game and Fisheries Act* is amended by striking out "Lieutenant Governor in Council" in the first line and inserting in lieu thereof "Minister", so that the section shall read as follows:

Fish
sanctuaries

51. The Minister may set apart any waters for the conservation or propagation of fish.

R.S.O. 1960,
c. 158, s. 53,
subs. 1,
re-enacted

8. Subsection 1 of section 53 of *The Game and Fisheries Act* is repealed and the following substituted therefor:

No traffic
in certain
fish

- (1) No person shall sell, offer for sale, purchase or barter or be concerned in the sale, purchase or barter of an Atlantic salmon taken from Ontario waters, a small-mouthed black bass, large-mouthed black bass, maskinonge, ouananiche, speckled trout, brown trout, rainbow trout, Kamloops trout or Aurora trout, but, under the authority of a licence issued by the

SECTION 4. The new subsection adapts for the party-hunting of moose the principles now applicable to the party-hunting of deer.

SECTION 5. The prohibition against taking certain game by snares or traps is extended to bear and caribou.

SECTION 6. Correction of a printer's error.

SECTION 7. The amendment substitutes the Minister for the Lieutenant Governor in Council as the authority to establish fish sanctuaries.

SECTION 8. The amendment provides authority to sell, under a licence, speckled trout, brown trout and rainbow trout for human consumption.

SECTION 9. The subsection repealed reads as follows:

(2) No lease or conveyance made on or after the 26th day of June, 1939, granting the exclusive right of fishing to a person in or along a stream or lake that has been stocked with fish of any variety by the Department or by the late Department of Game and Fisheries at any time after the 1st day of May, 1934, is valid unless the lease or conveyance has been submitted to and approved by the Minister.

SECTION 10. The amendment provides that a person may be apprehended and brought before any justice of the peace and not the "nearest" justice as formerly provided.

SECTION 11. The Lieutenant Governor in Council is authorized to make regulations:

- (1) providing open seasons for bear; and
- (2) governing the sale and traffic in game fish.

Minister and subject to such terms and conditions as the Lieutenant Governor in Council prescribes, a person may sell,

- (a) small-mouthed black bass, large-mouthed black bass, speckled trout, brown trout, rainbow trout, Kamloops trout and Aurora trout for the purpose of stocking; and
- (b) speckled trout, brown trout and rainbow trout for human consumption.

9. Subsection 2 of section 56 of *The Game and Fisheries Act* R.S.O. 1960, c. 158, s. 56, subs. 2, repealed is repealed.

10. Subsection 5 of section 66 of *The Game and Fisheries Act* R.S.O. 1960, c. 158, s. 66, subs. 5, amended is amended by striking out "the nearest" in the fifth line and inserting in lieu thereof "a", so that the subsection shall read as follows:

- (5) Every person found contravening subsection 2 may Right of apprehension be apprehended without warrant by a peace officer or by the owner of the land on which the contravention takes place, or by the servant of, or any person authorized by, such owner, and be taken forthwith to a justice of the peace to be dealt with according to law.

11.—(1) Paragraph 21 of subsection 1 of section 82 of *The Game and Fisheries Act* R.S.O. 1960, c. 158, s. 82, subs. 1, par. 21, amended is amended by inserting after "which" in the third line "black bear, polar bear", so that the paragraph shall read as follows:

- 21. prescribing the open seasons during which and the terms and conditions upon which and the parts of Ontario in which black bear, polar bear, caribou, deer or moose may be hunted.

(2) Subsection 1 of the said section 82 is amended by R.S.O. 1960, c. 158, s. 82, subs. 1, amended adding thereto the following paragraph:

- 27a. governing the sale under clause *a* or *b* of subsection 1 of section 53 of small-mouthed black bass, large-mouthed black bass, speckled trout, brown trout, rainbow trout, Kamloops trout or Aurora trout, prescribing the fees payable for a seal, tag or other means of identification that is furnished to the holder of a licence to sell any such fish, and requiring such holder to use such seal, tag or other means of identification in such manner as may be prescribed.

Commence-
ment

12. This Act comes into force on the day it receives Royal Assent.

Short title

13. This Act may be cited as *The Game and Fisheries Amendment Act, 1960-61*.





An Act to amend
The Game and Fisheries Act

1st Reading

February 13th, 1961

2nd Reading

3rd Reading

MR. SPOONER

BILL 58

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to amend
The Game and Fisheries Act**

MR. SPOONER

(Reprinted as amended by the Committee on Game and Fish)

EXPLANATORY NOTES

SECTION 1. These new provisions clarify the position of the Minister of Lands and Forests with respect to the acquisition of lands for the purposes specified.

SECTION 2. The provision against dealing in deer and moose meat is re-enacted in order to clarify the intent.

SECTION 3. The amendment makes a bear a game animal.

BILL 58

1960-61

**An Act to amend
The Game and Fisheries Act**

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

1. *The Game and Fisheries Act* is amended by adding thereto the following section: R.S.O. 1960,
c. 158,
amended

3a.—(1) Land may be acquired under *The Public Works Act* for the purposes of conservation, management and propagation of the fish and wildlife resources. Acquisition
of land
R.S.O. 1960,
c. 338

(2) The Minister on behalf of Her Majesty in right of Ontario may receive and take from any person by grant, gift, devise, bequest or otherwise any property, real or personal, or any interest therein for the purposes mentioned in subsection 1. Idem

2. Section 14 of *The Game and Fisheries Act* is repealed and the following substituted therefor: R.S.O. 1960,
c. 158, s. 14,
re-enacted

14. No person or his clerk, servant or agent shall, Dealing in
caribou,
deer,
moose

(a) buy, sell, expose or keep for sale; or

(b) for any valuable consideration barter, give or obtain from any other person,

any caribou, deer or moose wherever killed or procured.

3. Section 29 of *The Game and Fisheries Act* is amended by inserting after "hunt" in the fourth line "black bear, polar bear", so that the section shall read as follows: R.S.O. 1960,
c. 158, s. 29,
amended

29. Except during such times and under such terms and conditions and in such parts of Ontario as the Hunting
certain
game pro-
hibited

Lieutenant Governor in Council prescribes, no person shall hunt or attempt to hunt black bear, polar bear, caribou, deer or moose.

R.S.O. 1960, c. 158, s. 31, amended **4.** Section 31 of *The Game and Fisheries Act* is amended by adding thereto the following subsection:

Exception, party

- (4) Where two or more persons who hold licences to hunt moose are hunting as a party, any member of the party may take or kill the number of moose that is equal to the number of such licences held by the members of the party, but in no case shall the total number of moose taken or killed by the members of the party exceed the total number of such licences held by the members of the party.

R.S.O. 1960, c. 158, s. 33, subs. 8, amended **5.** Subsection 8 of section 33 of *The Game and Fisheries Act* is amended by inserting after "a" in the first line "black bear, polar bear, caribou", so that the subsection shall read as follows:

Certain game not to be taken by trap, etc.

- (8) No person shall trap or take a black bear, polar bear, caribou, deer or moose by means of traps, nets, snares, baited lines or other similar contrivances or set any of them for any such animal, and, if set, any person may destroy them without incurring any liability.

R.S.O. 1960, c. 158, s. 41, amended **6.** Section 41 of *The Game and Fisheries Act* is amended by striking out "42" in the third line and inserting in lieu thereof "40".

R.S.O. 1960, c. 158, s. 51, amended **7.** Section 51 of *The Game and Fisheries Act* is amended by striking out "Lieutenant Governor in Council" in the first line and inserting in lieu thereof "Minister", so that the section shall read as follows:

Fish sanctuaries

51. The Minister may set apart any waters for the conservation or propagation of fish.

R.S.O. 1960, c. 158, s. 53, subs. 1, re-enacted **8.** Subsection 1 of section 53 of *The Game and Fisheries Act* is repealed and the following substituted therefor:

No traffic in certain fish

- (1) No person shall sell, offer for sale, purchase or barter or be concerned in the sale, purchase or barter of an Atlantic salmon taken from Ontario waters, a small-mouthed black bass, large-mouthed black bass, maskinonge, ouananiche, speckled trout, brown trout, rainbow trout, Kamloops trout or Aurora trout, but, under the authority of a licence issued by the

SECTION 4. The new subsection adapts for the party-hunting of moose the principles now applicable to the party-hunting of deer.

SECTION 5. The prohibition against taking certain game by snares or traps is extended to bear and caribou.

SECTION 6. Correction of a printer's error.

SECTION 7. The amendment substitutes the Minister for the Lieutenant Governor in Council as the authority to establish fish sanctuaries.

SECTION 8. The amendment provides authority to sell, under a licence, speckled trout, brown trout and rainbow trout for human consumption.

SECTION 9. The subsection repealed reads as follows:

(2) No lease or conveyance made on or after the 26th day of June, 1939, granting the exclusive right of fishing to a person in or along a stream or lake that has been stocked with fish of any variety by the Department or by the late Department of Game and Fisheries at any time after the 1st day of May, 1934, is valid unless the lease or conveyance has been submitted to and approved by the Minister.

SECTION 10. The amendment provides that a person may be apprehended and brought before any justice of the peace and not the "nearest" justice as formerly provided.

SECTION 11. Self-explanatory.

SECTION 12. The Lieutenant Governor in Council is authorized to make regulations:

- (1) providing open seasons for bear; and
- (2) governing the sale and traffic in game fish.

Minister and subject to such terms and conditions as the Lieutenant Governor in Council prescribes, a person may sell,

- (a) small-mouthed black bass, large-mouthed black bass, speckled trout, brown trout, rainbow trout, Kamloops trout and Aurora trout for the purpose of stocking; and
- (b) speckled trout, brown trout and rainbow trout for human consumption.

9. Subsection 2 of section 56 of *The Game and Fisheries Act* is repealed. R.S.O. 1960,
c. 158, s. 56,
subs. 2,
repealed

10. Subsection 5 of section 66 of *The Game and Fisheries Act* is amended by striking out "the nearest" in the fifth line and inserting in lieu thereof "a", so that the subsection shall read as follows: R.S.O. 1960,
c. 158, s. 66,
subs. 5,
amended

- (5) Every person found contravening subsection 2 may be apprehended without warrant by a peace officer or by the owner of the land on which the contravention takes place, or by the servant of, or any person authorized by, such owner, and be taken forthwith to a justice of the peace to be dealt with according to law. Right of
apprehension

11. *The Game and Fisheries Act* is amended by adding thereto the following section: R.S.O. 1960,
c. 158,
amended

- 66a. Every person is guilty of the offence of hunting carelessly who, being in possession of a fire-arm or air-gun for the purpose of hunting, discharges or causes to be discharged or handles such fire-arm or air-gun without due care and attention or without reasonable consideration for persons or property and is liable to a fine of not more than \$500 or to imprisonment for a term of not more than six months, or to both.

12.—(1) Paragraph 21 of subsection 1 of section 82 of *The Game and Fisheries Act* is amended by inserting after "which" in the third line "black bear, polar bear", so that the paragraph shall read as follows: R.S.O. 1960,
c. 158, s. 82,
subs. 1,
par. 21,
amended

- 21. prescribing the open seasons during which and the terms and conditions upon which and the parts of Ontario in which black bear, polar bear, caribou, deer or moose may be hunted.

R.S.O. 1960,
c. 158, s. 82,
subs. 1,
amended

(2) Subsection 1 of the said section 82 is amended by adding thereto the following paragraph:

27a. governing the sale under clause *a* or *b* of subsection 1 of section 53 of small-mouthed black bass, large-mouthed black bass, speckled trout, brown trout, rainbow trout, Kamloops trout or Aurora trout, prescribing the fees payable for a seal, tag or other means of identification that is furnished to the holder of a licence to sell any such fish, and requiring such holder to use such seal, tag or other means of identification in such manner as may be prescribed.

Commence-
ment

13. This Act comes into force on the day it receives Royal Assent.

Short title

14. This Act may be cited as *The Game and Fisheries Amendment Act, 1960-61*.





An Act to amend
The Game and Fisheries Act

1st Reading

February 13th, 1961

2nd Reading

February 24th, 1961

3rd Reading

MR. SPOONER

*(Reprinted as amended by the
Committee on Game and Fish)*

BILL 58

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to amend
The Game and Fisheries Act**

MR. SPOONER



BILL 58

1960-61

**An Act to amend
The Game and Fisheries Act**

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

1. *The Game and Fisheries Act* is amended by adding thereto the following section: R.S.O. 1960,
c. 158,
amended

3a.—(1) Land may be acquired under *The Public Works Act* for the purposes of conservation, management and propagation of the fish and wildlife resources. Acquisition
of land
R.S.O. 1960,
c. 338

(2) The Minister on behalf of Her Majesty in right of Ontario may receive and take from any person by grant, gift, devise, bequest or otherwise any property, real or personal, or any interest therein for the purposes mentioned in subsection 1. Idem

2. Section 14 of *The Game and Fisheries Act* is repealed and the following substituted therefor: R.S.O. 1960,
c. 158, s. 14,
re-enacted

14. No person or his clerk, servant or agent shall, Dealing in
caribou,
deer,
moose

(a) buy, sell, expose or keep for sale; or

(b) for any valuable consideration barter, give or obtain from any other person,

any caribou, deer or moose wherever killed or procured.

3. Section 29 of *The Game and Fisheries Act* is amended by inserting after "hunt" in the fourth line "black bear, polar bear", so that the section shall read as follows: R.S.O. 1960,
c. 158, s. 29,
amended

29. Except during such times and under such terms and conditions and in such parts of Ontario as the Hunting
certain
game pro-
hibited

Lieutenant Governor in Council prescribes, no person shall hunt or attempt to hunt black bear, polar bear, caribou, deer or moose.

R.S.O. 1960,
c. 158, s. 31,
amended

4. Section 31 of *The Game and Fisheries Act* is amended by adding thereto the following subsection:

Exception,
party

- (4) Where two or more persons who hold licences to hunt moose are hunting as a party, any member of the party may take or kill the number of moose that is equal to the number of such licences held by the members of the party, but in no case shall the total number of moose taken or killed by the members of the party exceed the total number of such licences held by the members of the party.

R.S.O. 1960,
c. 158, s. 33,
subs. 8,
amended

5. Subsection 8 of section 33 of *The Game and Fisheries Act* is amended by inserting after "a" in the first line "black bear, polar bear, caribou", so that the subsection shall read as follows:

Certain
game not
to be
taken by
trap, etc.

- (8) No person shall trap or take a black bear, polar bear, caribou, deer or moose by means of traps, nets, snares, baited lines or other similar contrivances or set any of them for any such animal, and, if set, any person may destroy them without incurring any liability.

R.S.O. 1960,
c. 158, s. 41,
amended

6. Section 41 of *The Game and Fisheries Act* is amended by striking out "42" in the third line and inserting in lieu thereof "40".

R.S.O. 1960,
c. 158, s. 51,
amended

7. Section 51 of *The Game and Fisheries Act* is amended by striking out "Lieutenant Governor in Council" in the first line and inserting in lieu thereof "Minister", so that the section shall read as follows:

Fish
sanctuaries

51. The Minister may set apart any waters for the conservation or propagation of fish.

R.S.O. 1960,
c. 158, s. 53,
subs. 1,
re-enacted

8. Subsection 1 of section 53 of *The Game and Fisheries Act* is repealed and the following substituted therefor:

No traffic
in certain
fish

- (1) No person shall sell, offer for sale, purchase or barter or be concerned in the sale, purchase or barter of an Atlantic salmon taken from Ontario waters, a small-mouthed black bass, large-mouthed black bass, maskinonge, ouananiche, speckled trout, brown trout, rainbow trout, Kamloops trout or Aurora trout, but, under the authority of a licence issued by the

Minister and subject to such terms and conditions as the Lieutenant Governor in Council prescribes, a person may sell,

- (a) small-mouthed black bass, large-mouthed black bass, speckled trout, brown trout, rainbow trout, Kamloops trout and Aurora trout for the purpose of stocking; and
- (b) speckled trout, brown trout and rainbow trout for human consumption.

9. Subsection 2 of section 56 of *The Game and Fisheries Act* is repealed. R.S.O. 1960,
c. 158, s. 56,
subs. 2,
repealed

10. Subsection 5 of section 66 of *The Game and Fisheries Act* is amended by striking out "the nearest" in the fifth line and inserting in lieu thereof "a", so that the subsection shall read as follows: R.S.O. 1960,
c. 158, s. 66,
subs. 5,
amended

- (5) Every person found contravening subsection 2 may be apprehended without warrant by a peace officer or by the owner of the land on which the contravention takes place, or by the servant of, or any person authorized by, such owner, and be taken forthwith to a justice of the peace to be dealt with according to law. Right of
apprehension

11. *The Game and Fisheries Act* is amended by adding thereto the following section: R.S.O. 1960,
c. 158,
amended

- 66a. Every person is guilty of the offence of hunting carelessly who, being in possession of a fire-arm or air-gun for the purpose of hunting, discharges or causes to be discharged or handles such fire-arm or air-gun without due care and attention or without reasonable consideration for persons or property and is liable to a fine of not more than \$500 or to imprisonment for a term of not more than six months, or to both. Offence of
hunting
carelessly

12.—(1) Paragraph 21 of subsection 1 of section 82 of *The Game and Fisheries Act* is amended by inserting after "which" in the third line "black bear, polar bear", so that the paragraph shall read as follows: R.S.O. 1960,
c. 158, s. 82,
subs. 1,
par. 21,
amended

- 21. prescribing the open seasons during which and the terms and conditions upon which and the parts of Ontario in which black bear, polar bear, caribou, deer or moose may be hunted.

R.S.O. 1960,
c. 158, s. 82,
subs. 1,
amended

(2) Subsection 1 of the said section 82 is amended by adding thereto the following paragraph:

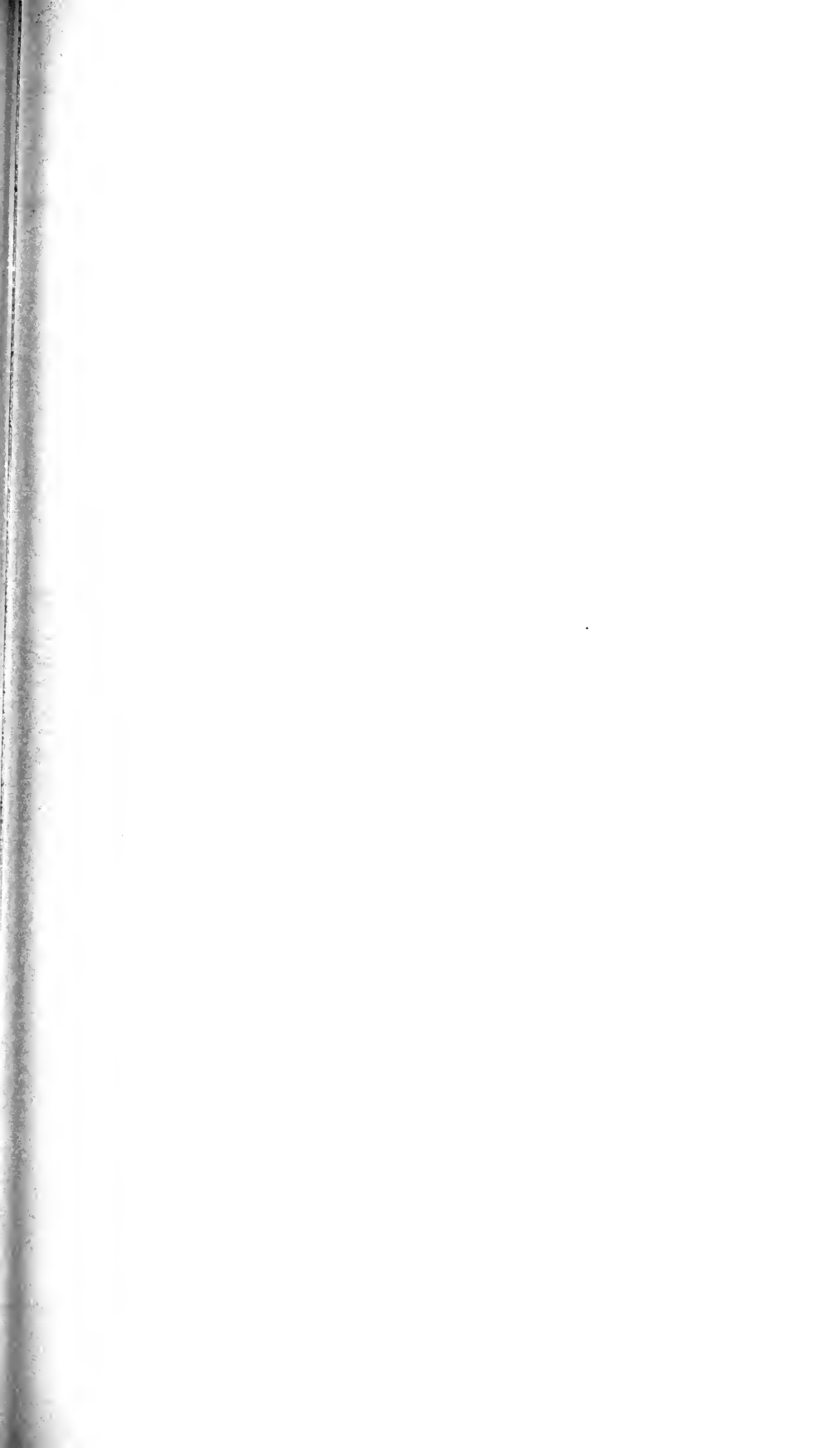
27a. governing the sale under clause *a* or *b* of subsection 1 of section 53 of small-mouthed black bass, large-mouthed black bass, speckled trout, brown trout, rainbow trout, Kamloops trout or Aurora trout, prescribing the fees payable for a seal, tag or other means of identification that is furnished to the holder of a licence to sell any such fish, and requiring such holder to use such seal, tag or other means of identification in such manner as may be prescribed.

Commence-
ment

13. This Act comes into force on the day it receives Royal Assent.

Short title

14. This Act may be cited as *The Game and Fisheries Amendment Act, 1960-61*.



An Act to amend
The Game and Fisheries Act

1st Reading

February 13th, 1961

2nd Reading

February 24th, 1961

3rd Reading

March 29th, 1961

MR. SPOONER

BILL 59

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Public Lands Act

MR. SPOONER

EXPLANATORY NOTES

SECTION 1—Subsection 1. The effect of this amendment is that the sale of public lands for agricultural purposes will no longer be dealt with under the regulations but will come under the new section 43*b* of the Act.

Subsection 2. This new provision will authorize the subsequent sale of lands offered for sale by tender or auction and not disposed of.

SECTION 2. The new section 27*a* is designed to prevent the unauthorized filling in of water lots and the littering of public lands.

The new section 27*b* authorizes the erection of signs on public lands and creates an offence for unauthorized occupation and parking on public lands on which signs have been erected.

Agreements with municipalities for the management of public beaches, etc., are authorized by the new section 43*a*.

The new section 43*b* provides for a committee to study areas of public lands suitable for agricultural purposes, recommend measures for development of such areas, review applications and recommend sales, etc., to the Minister.

The new section 43*c* provides for the acquisition of land for the programmes of the Department.

An Act to amend The Public Lands Act

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

1.—(1) Subsection 1 of section 17 of *The Public Lands Act* is repealed and the following substituted therefor: R.S.O. 1960, c. 324, s. 17, subs. 1, re-enacted

(1) The Lieutenant Governor in Council may make regulations prohibiting or regulating and controlling the sale of public lands for any specified purpose or use, other than agricultural purposes, and fixing the prices and terms and conditions of sale. Regulations re sale of public lands

(2) The said section 17 is amended by adding thereto the following subsection: R.S.O. 1960, c. 324, s. 17, amended

(3a) Where public lands offered for sale by tender or auction are not disposed of, the Minister may at any time thereafter sell any such lands at a price not less than the minimum price fixed by the terms of the offer for sale by tender or auction and upon such terms and conditions as he deems proper. Subsequent sale

2. *The Public Lands Act* is amended by adding thereto the following sections: R.S.O. 1960, c. 324, amended

27a. Every person who without the written consent of the Minister or an officer authorized by the Minister throws or deposits or causes to be deposited any material, substance or thing upon public lands whether or not covered with water is guilty of an offence and upon summary conviction is liable to a fine of not more than \$500. Penalty for unauthorized filling in, etc., of public lands

27b.—(1) The Department may cause to be erected on any public lands, including a road under the jurisdiction of the Minister, signs prohibiting, Un-authorized occupation, etc., of posted public lands

- (a) the possession, occupation or use thereof; or
- (b) the parking of vehicles thereon.

Offence

- (2) Every person who possesses, occupies or uses any public lands on which signs have been erected under clause *a* of subsection 1 or who parks a vehicle on public lands on which signs have been erected under clause *b* of subsection 1 and who has had a reasonable opportunity of seeing one or more of such signs is guilty of an offence and on summary conviction is liable to a fine of not more than \$500.

Beach
management
agreements

- 43a. The Minister and any municipality may enter into agreements respecting the control and management by the municipality of any public lands comprised of beaches or lands covered with water in the municipality or elsewhere, but, where the public lands are in another municipality, no agreement shall be entered into without the consent of that municipality, and any such agreement may provide for the granting of leases by the municipality and the sharing of the rents therefrom.

Public
Agricultural
Lands
Committee

- 43b.—(1) There shall be a committee to be known as the Public Agricultural Lands Committee consisting of a chairman and such member or members as the Minister deems appropriate.

Appointment

- (2) Subject to the approval of the Lieutenant Governor in Council, the chairman and members of the Committee shall be appointed by the Minister.

Duty

- (3) It is the duty of the Committee,
- (a) to recommend to the Minister areas of lands that are suitable for sale or other disposition for agricultural purposes and measures for the development of such areas;
 - (b) to consider applications to acquire lands for agricultural purposes in any such area and all matters relevant thereto and to make recommendations to the Minister with respect thereto.

Sale, etc.,
of lands
for agri-
cultural
purposes

- (4) After having considered the recommendation of the Committee with respect thereto, the Minister may,



SECTION 3. See note to section 1. This provision is complementary.

- (a) designate areas of lands that are suitable for sale or other disposition for agricultural purposes; and
- (b) enter into agreements for the sale or other disposition of such lands for agricultural purposes to such persons, at such prices or rentals and subject to such terms and conditions as he determines.

(5) Every agreement, licence and letters patent for land sold or otherwise disposed of under this section shall contain a condition that the land is to be used for agricultural purposes. Letters patent qualified

43c. Lands may be acquired under *The Public Works Act* for any forestry, agricultural or other programme of the Department, and any lands so acquired shall be deemed to be public lands within the meaning of this Act. Acquisition of lands R.S.O. 1960, c. 338

3. Sections 44 to 61 of *The Public Lands Act* are repealed except in respect of any sale or free grant of public lands for agricultural purposes made before the coming into force of this Act. R.S.O. 1960, c. 324, ss. 44-61, repealed

4. This Act comes into force on the day it receives Royal Assent. Commencement

5. This Act may be cited as *The Public Lands Amendment Act, 1960-61*. Short title

An Act to amend
The Public Lands Act

1st Reading

February 13th, 1961

2nd Reading

3rd Reading

MR. SPOONER

BILL 59

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Public Lands Act

MR. SPOONER



BILL 59

1960-61

An Act to amend The Public Lands Act

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

1.—(1) Subsection 1 of section 17 of *The Public Lands Act* is repealed and the following substituted therefor: R.S.O. 1960, c. 324, s. 17, subs. 1, re-enacted

(1) The Lieutenant Governor in Council may make regulations prohibiting or regulating and controlling the sale of public lands for any specified purpose or use, other than agricultural purposes, and fixing the prices and terms and conditions of sale. Regulations re sale of public lands

(2) The said section 17 is amended by adding thereto the following subsection: R.S.O. 1960, c. 324, s. 17, amended

(3a) Where public lands offered for sale by tender or auction are not disposed of, the Minister may at any time thereafter sell any such lands at a price not less than the minimum price fixed by the terms of the offer for sale by tender or auction and upon such terms and conditions as he deems proper. Subsequent sale

2. *The Public Lands Act* is amended by adding thereto the following sections: R.S.O. 1960, c. 324, amended

27a. Every person who without the written consent of the Minister or an officer authorized by the Minister throws or deposits or causes to be deposited any material, substance or thing upon public lands whether or not covered with water is guilty of an offence and upon summary conviction is liable to a fine of not more than \$500. Penalty for unauthorized filling in, etc., of public lands

27b.—(1) The Department may cause to be erected on any public lands, including a road under the jurisdiction of the Minister, signs prohibiting, Un-authorized occupation, etc., of posted public lands

- (a) the possession, occupation or use thereof; or
- (b) the parking of vehicles thereon.

Offence

- (2) Every person who possesses, occupies or uses any public lands on which signs have been erected under clause *a* of subsection 1 or who parks a vehicle on public lands on which signs have been erected under clause *b* of subsection 1 and who has had a reasonable opportunity of seeing one or more of such signs is guilty of an offence and on summary conviction is liable to a fine of not more than \$500.

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Beach
management
agreements

- 43a. The Minister and any municipality may enter into agreements respecting the control and management by the municipality of any public lands comprised of beaches or lands covered with water in the municipality or elsewhere, but, where the public lands are in another municipality, no agreement shall be entered into without the consent of that municipality, and any such agreement may provide for the granting of leases by the municipality and the sharing of the rents therefrom.

Public
Agricultural
Lands
Committee

- 43b.—(1) There shall be a committee to be known as the Public Agricultural Lands Committee consisting of a chairman and such member or members as the Minister deems appropriate.

Appointment

- (2) Subject to the approval of the Lieutenant Governor in Council, the chairman and members of the Committee shall be appointed by the Minister.

Duty

- (3) It is the duty of the Committee,
- (a) to recommend to the Minister areas of lands that are suitable for sale or other disposition for agricultural purposes and measures for the development of such areas;
 - (b) to consider applications to acquire lands for agricultural purposes in any such area and all matters relevant thereto and to make recommendations to the Minister with respect thereto.

Sale, etc.,
of lands
for agri-
cultural
purposes

- (4) After having considered the recommendation of the Committee with respect thereto, the Minister may,

- (a) designate areas of lands that are suitable for sale or other disposition for agricultural purposes; and
- (b) enter into agreements for the sale or other disposition of such lands for agricultural purposes to such persons, at such prices or rentals and subject to such terms and conditions as he determines.

(5) Every agreement, licence and letters patent for land sold or otherwise disposed of under this section shall contain a condition that the land is to be used for agricultural purposes.

43c. Lands may be acquired under *The Public Works Act* for any forestry, agricultural or other programme of the Department, and any lands so acquired shall be deemed to be public lands within the meaning of this Act.

3. Sections 44 to 61 of *The Public Lands Act* are repealed except in respect of any sale or free grant of public lands for agricultural purposes made before the coming into force of this Act.

4. This Act comes into force on the day it receives Royal Assent.

5. This Act may be cited as *The Public Lands Amendment Act, 1960-61*.





An Act to amend
The Public Lands Act

1st Reading

February 13th, 1961

2nd Reading

February 27th, 1961

3rd Reading

March 2nd, 1961

MR. SPOONER

BILL 60

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to amend
The Ontario Anti-Discrimination Commission Act**

MR. DALEY

EXPLANATORY NOTE

The purpose of this Bill is to change the name of The Ontario Anti-Discrimination Commission to The Ontario Human Rights Commission and to restate the functions of the Commission.

BILL 60

1960-61

**An Act to amend
The Ontario Anti-Discrimination
Commission Act**

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

1. The long title of *The Ontario Anti-Discrimination Commission Act* is amended by striking out "Anti-Discrimination" in the first line and inserting in lieu thereof "Human Rights", so that the long title shall read as follows:

The Ontario Human Rights Commission Act

2. Subsection 1 of section 2 of *The Ontario Anti-Discrimination Commission Act* is amended by adding at the end thereof "under the name The Ontario Human Rights Commission", so that the subsection shall read as follows:

(1) The Ontario Anti-Discrimination Commission is hereby continued under the name The Ontario Human Rights Commission.

3. Clauses *a*, *b* and *c* of section 3 of *The Ontario Anti-Discrimination Commission Act* are repealed and the following substituted therefor:

(a) to forward the principle that every person is free and equal in dignity and rights without regard to race, creed, colour, nationality, ancestry or place of origin;

(b) to advise the Minister in the administration of *The Fair Accommodation Practices Act*, *The Fair Employment Practices Act* and *The Female Employees' Fair Remuneration Act*;

(c) to make recommendations to the Minister designed to improve the administration of the Acts mentioned in clause *b*;

(d) to promote an understanding of, acceptance of and compliance with the Acts mentioned in clause *b*; and

(e) to develop and conduct educational programmes designed to eliminate discriminatory practices.

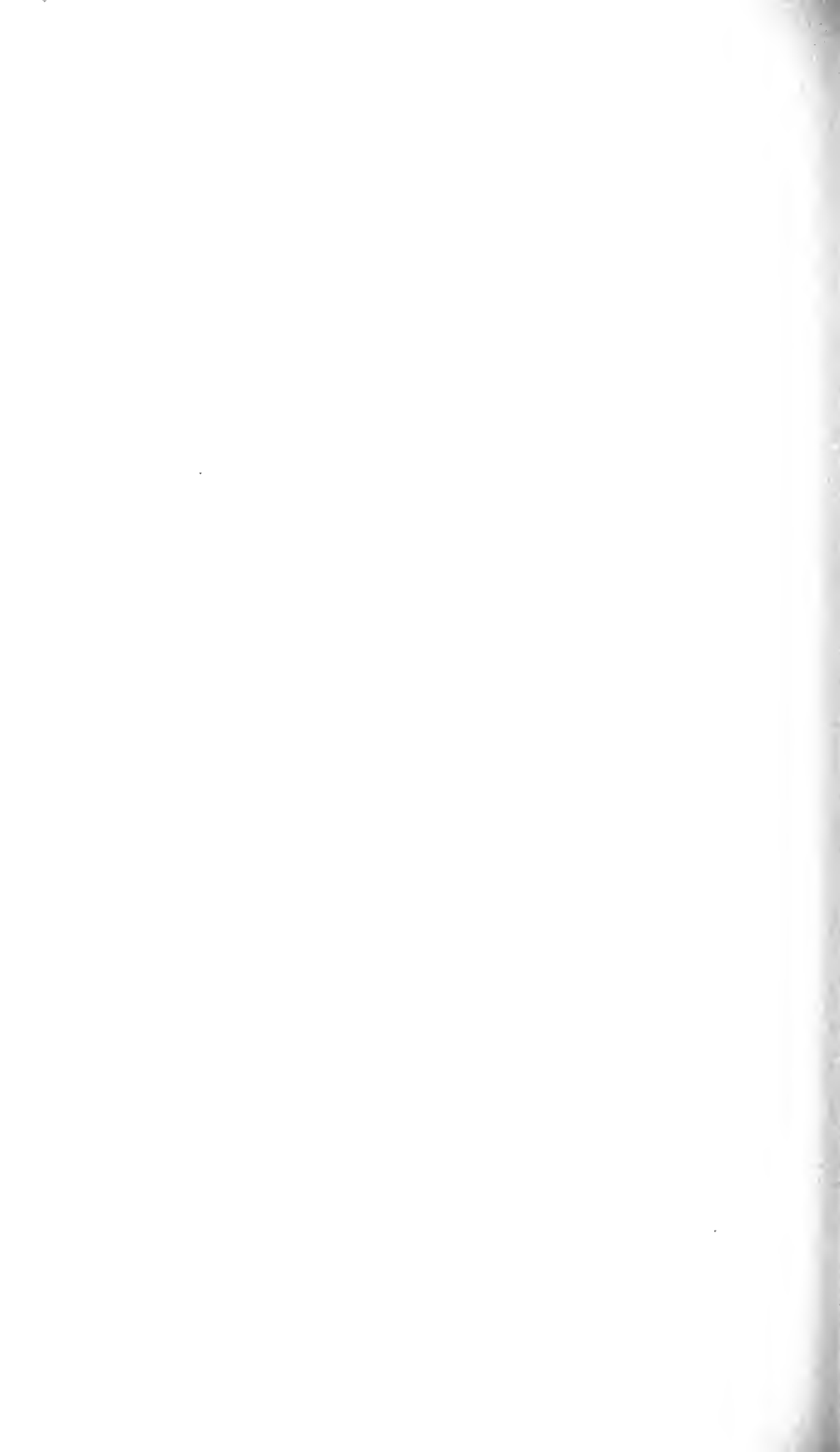
Commence-
ment

4. This Act comes into force on the day it receives Royal Assent.

Short title

5. This Act may be cited as *The Ontario Anti-Discrimination Commission Amendment Act, 1960-61*.







An Act to amend
The Ontario Anti-Discrimination
Commission Act

1st Reading

February 14th, 1961

2nd Reading

3rd Reading

MR. DALEY

BILL 60

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to amend
The Ontario Anti-Discrimination Commission Act**

MR. DALEY

BILL 60

1960-61

**An Act to amend
The Ontario Anti-Discrimination
Commission Act**

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

1. The long title of *The Ontario Anti-Discrimination Commission Act* is amended by striking out "Anti-Discrimination" in the first line and inserting in lieu thereof "Human Rights", so that the long title shall read as follows:

R.S.O. 1960,
c. 270,
long title,
amended

The Ontario Human Rights Commission Act

2. Subsection 1 of section 2 of *The Ontario Anti-Discrimination Commission Act* is amended by adding at the end thereof "under the name The Ontario Human Rights Commission", so that the subsection shall read as follows:

R.S.O. 1960,
c. 270, s. 2,
subs. 1,
amended

(1) The Ontario Anti-Discrimination Commission is hereby continued under the name The Ontario Human Rights Commission.

Commission
continued

3. Clauses *a*, *b* and *c* of section 3 of *The Ontario Anti-Discrimination Commission Act* are repealed and the following substituted therefor:

R.S.O. 1960,
c. 270, s. 3,
cls. a, -c,
re-enacted

(a) to forward the principle that every person is free and equal in dignity and rights without regard to race, creed, colour, nationality, ancestry or place of origin;

(b) to advise the Minister in the administration of *The Fair Accommodation Practices Act*, *The Fair Employment Practices Act* and *The Female Employees' Fair Remuneration Act*;

R.S.O. 1960,
cc. 131, 132,
139

(c) to make recommendations to the Minister designed to improve the administration of the Acts mentioned in clause *b*;

(d) to promote an understanding of, acceptance of and compliance with the Acts mentioned in clause *b*; and

(e) to develop and conduct educational programmes designed to eliminate discriminatory practices.

Commence-
ment

4. This Act comes into force on the day it receives Royal Assent.

Short title

5. This Act may be cited as *The Ontario Anti-Discrimination Commission Amendment Act, 1960-61*.







An Act to amend
The Ontario Anti-Discrimination
Commission Act

1st Reading

February 14th, 1961

2nd Reading

March 1st, 1961

3rd Reading

March 16th, 1961

MR. DALEY

BILL 61

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to amend
The Fair Accommodation Practices Act**

MR. FROST

EXPLANATORY NOTES

SECTION 1. The purpose of this amendment is to clarify the intent of the section.

SECTION 2. This provision is new. It is self-explanatory.

BILL 61

1960-61

An Act to amend The Fair Accommodation Practices Act

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

1. Section 2 of *The Fair Accommodation Practices Act* is amended by inserting after "person" in the first line "directly or indirectly, alone or with another, by himself or by the interposition of another", so that the section shall read as follows:

2. No person, directly or indirectly, alone or with another, by himself or by the interposition of another, shall deny to any person or class of persons the accommodation, services or facilities available in any place to which the public is customarily admitted because of the race, creed, colour, nationality, ancestry or place of origin of such person or class of persons.

2. *The Fair Accommodation Practices Act* is amended by adding thereto the following section:

2a. No person, directly or indirectly, alone or with another, by himself or by the interposition of another, shall deny to any person or class of persons occupancy of any dwelling unit in any building that contains more than six self-contained dwelling units because of the race, creed, colour, nationality, ancestry or place of origin of such person or class of persons.

3. This Act may be cited as *The Fair Accommodation Practices Amendment Act, 1960-61*.

An Act to amend
The Fair Accommodation Practices Act

1st Reading

February 14th, 1961

2nd Reading

3rd Reading

MR. FROST

BILL 61

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to amend
The Fair Accommodation Practices Act**

MR. FROST



BILL 61

1960-61

**An Act to amend
The Fair Accommodation Practices Act**

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

1. Section 2 of *The Fair Accommodation Practices Act* is amended by inserting after "person" in the first line "directly or indirectly, alone or with another, by himself or by the interposition of another", so that the section shall read as follows:

2. No person, directly or indirectly, alone or with another, by himself or by the interposition of another, shall deny to any person or class of persons the accommodation, services or facilities available in any place to which the public is customarily admitted because of the race, creed, colour, nationality, ancestry or place of origin of such person or class of persons.

2. *The Fair Accommodation Practices Act* is amended by adding thereto the following section:

2a. No person, directly or indirectly, alone or with another, by himself or by the interposition of another, shall deny to any person or class of persons occupancy of any dwelling unit in any building that contains more than six self-contained dwelling units because of the race, creed, colour, nationality, ancestry or place of origin of such person or class of persons.

3. This Act may be cited as *The Fair Accommodation Practices Amendment Act, 1960-61*.

An Act to amend
The Fair Accommodation Practices Act

1st Reading

February 14th, 1961

2nd Reading

March 1st, 1961

3rd Reading

March 16th, 1961

Mr. FROST

BILL 62

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to amend
The Ontario Municipal Board Act**

MR. WARRENDER

EXPLANATORY NOTES

SECTION 1. At present, certificates to the validity of debentures must be manually signed by the members of the Board. The amendment provides that the signatures may be mechanically reproduced.

SECTION 2. At present, the Board must hold a public hearing in all cases to dispense with the assent of the electors. The amendment sets up machinery to provide for the filing of objections to dispensing with the assent of electors and provides that, where no objections are filed or where the objections do not warrant a hearing, the Board may dispense with the assent without a public hearing.

BILL 62

1960-61

**An Act to amend
The Ontario Municipal Board Act**

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

1. Subsection 2 of section 59 of *The Ontario Municipal Board Act* is amended by adding at the end thereof "and the signature may be written, printed or otherwise mechanically reproduced", so that the subsection shall read as follows:

R.S.O. 1960,
c. 274, s. 59,
subs. 2,
amended

- (2) Notwithstanding subsection 2 of section 12, the certificate may be signed by any member of the Board or by a person specially authorized by the chairman and the signature may be written, printed or otherwise mechanically reproduced.

Signature
on
certificate

2. Subsection 2 of section 63 of *The Ontario Municipal Board Act* is repealed and the following substituted therefor:

R.S.O. 1960,
c. 274, s. 63,
subs. 2,
re-enacted

- (2) Except as provided in subsections 2a, 2b and 2c, the Board before making any order under subsection 1 shall hold a public hearing, after such notice thereof has been given as the Board may direct, for the purpose of inquiring into the merits of the matter and of hearing any objections that any person may desire to bring to the attention of the Board.
- (2a) Upon any application, the Board may direct that the notice to be given shall state that anyone objecting to dispensing with the assent of the electors may, within such time from the giving of the notice as may be prescribed by the Board, file with the clerk of the municipality or, in the case of a local board, with the secretary of the local board his objection to dispensing with the assent of the electors.

Public
hearing

Notice to
provide for
filing of
objections

Where no
objections

(2b) Where notice has been given under subsection 2a, the Board may, when no notice of objection has been filed within the time specified in the notice, dispense with the assent of the electors without holding a public hearing.

Where
objections
filed

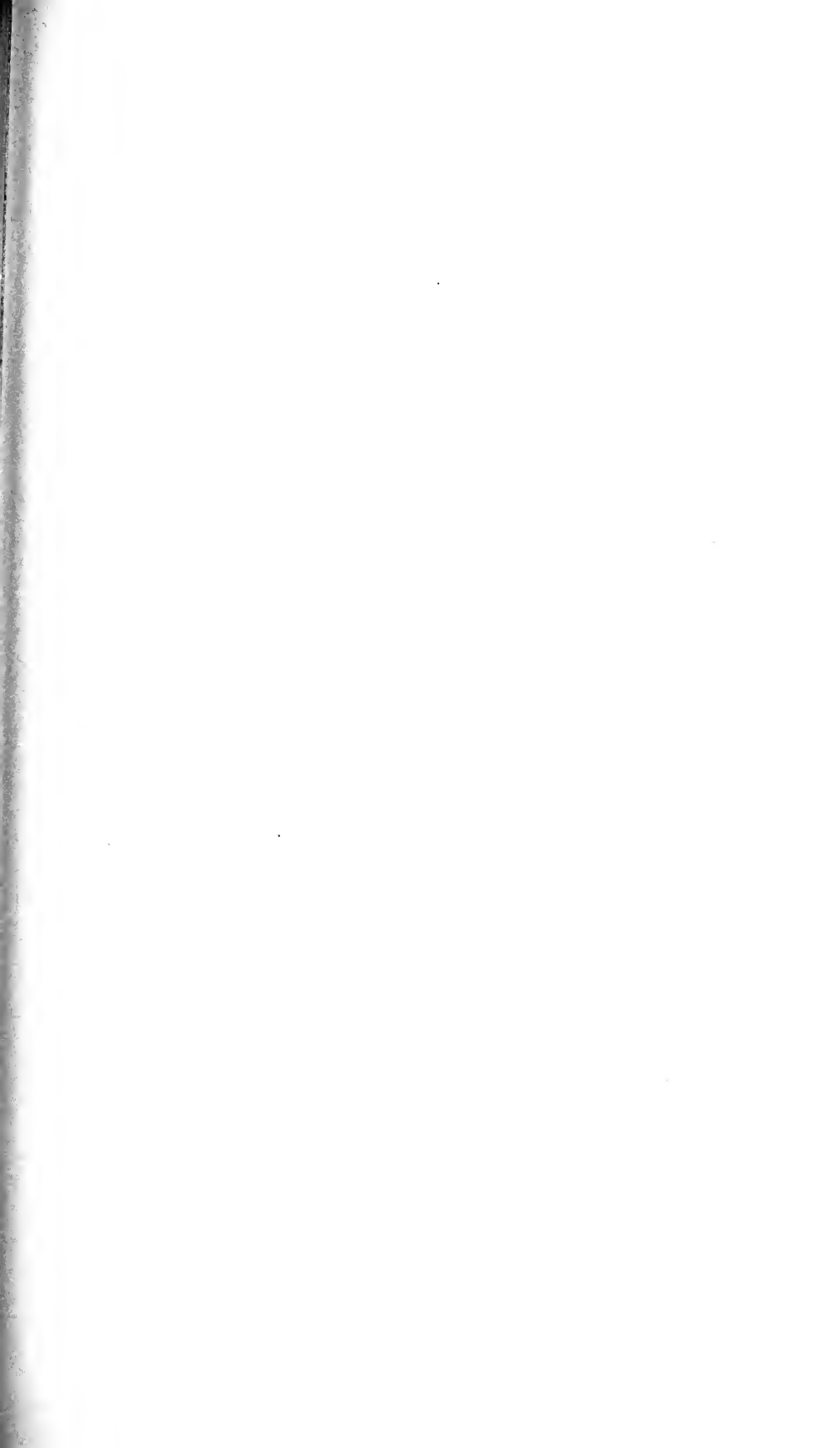
(2c) If one or more objections have been filed within the time specified in the notice, the Board shall hold a public hearing unless, under all the circumstances affecting the matter, the Board deems the objection or, if more than one, all the objections to be insufficient to require a public hearing.

Commence-
ment

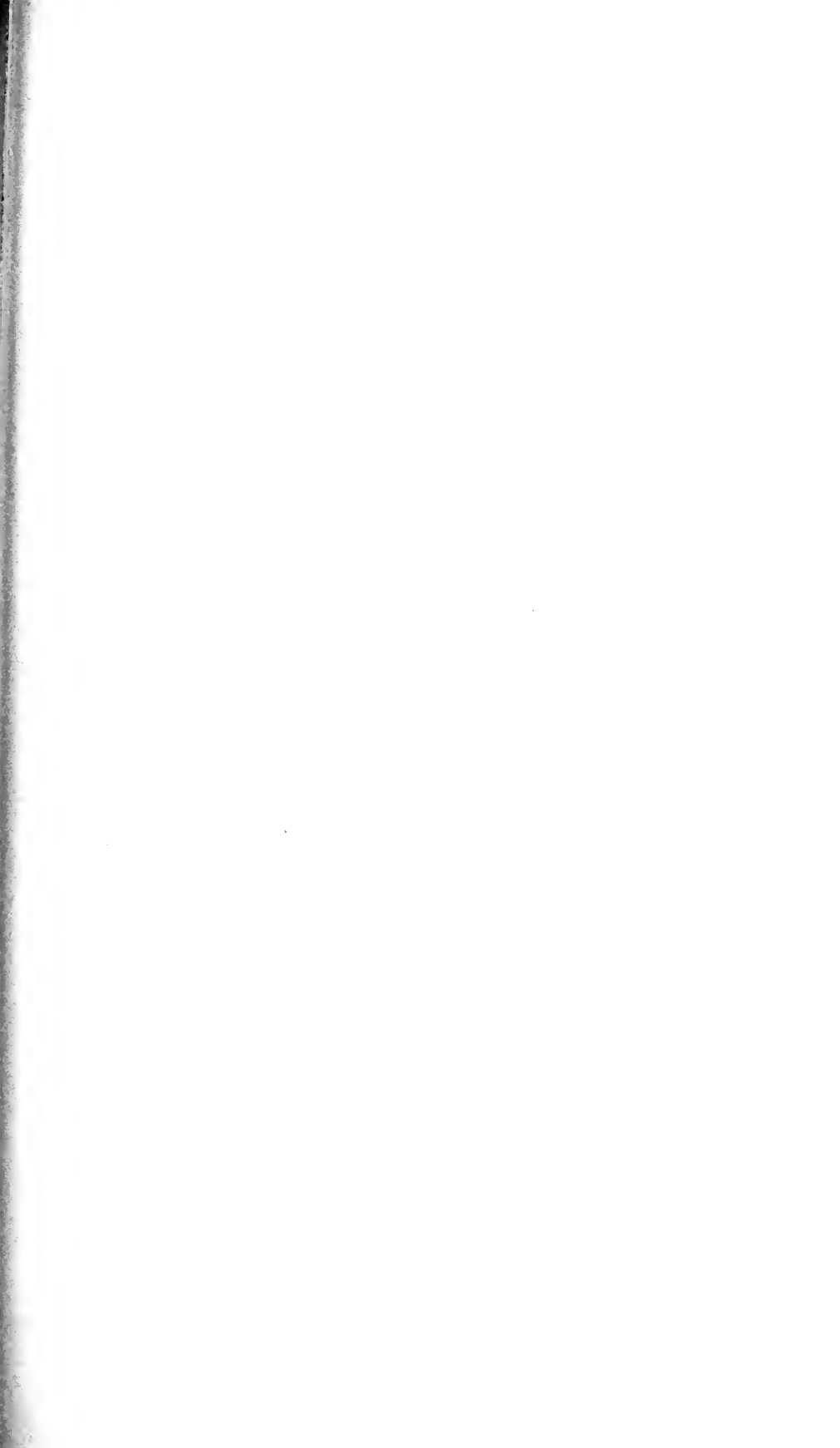
3. This Act comes into force on the day it receives Royal Assent.

Short title

4. This Act may be cited as *The Ontario Municipal Board Amendment Act, 1960-61*.







An Act to amend
The Ontario Municipal Board Act

1st Reading

February 14th, 1961

2nd Reading

3rd Reading

MR. WARRENDER

BILL 62

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to amend
The Ontario Municipal Board Act**

MR. WARRENDER



BILL 62

1960-61

**An Act to amend
The Ontario Municipal Board Act**

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

1. Subsection 2 of section 59 of *The Ontario Municipal Board Act* is amended by adding at the end thereof "and the signature may be written, printed or otherwise mechanically reproduced", so that the subsection shall read as follows:

R.S.O. 1960,
c. 274, s. 59,
subs. 2,
amended

(2) Notwithstanding subsection 2 of section 12, the certificate may be signed by any member of the Board or by a person specially authorized by the chairman and the signature may be written, printed or otherwise mechanically reproduced.

Signature
on
certificate

2. Subsection 2 of section 63 of *The Ontario Municipal Board Act* is repealed and the following substituted therefor:

R.S.O. 1960,
c. 274, s. 63,
subs. 2,
re-enacted

(2) Except as provided in subsections 2a, 2b and 2c, the Board before making any order under subsection 1 shall hold a public hearing, after such notice thereof has been given as the Board may direct, for the purpose of inquiring into the merits of the matter and of hearing any objections that any person may desire to bring to the attention of the Board.

Public
hearing

(2a) Upon any application, the Board may direct that the notice to be given shall state that anyone objecting to dispensing with the assent of the electors may, within such time from the giving of the notice as may be prescribed by the Board, file with the clerk of the municipality or, in the case of a local board, with the secretary of the local board his objection to dispensing with the assent of the electors.

Notice to
provide for
filing of
objections

Where no
objections

(2b) Where notice has been given under subsection 2a, the Board may, when no notice of objection has been filed within the time specified in the notice, dispense with the assent of the electors without holding a public hearing.

Where
objections
filed

(2c) If one or more objections have been filed within the time specified in the notice, the Board shall hold a public hearing unless, under all the circumstances affecting the matter, the Board deems the objection or, if more than one, all the objections to be insufficient to require a public hearing.

Commence-
ment

3. This Act comes into force on the day it receives Royal Assent.

Short title

4. This Act may be cited as *The Ontario Municipal Board Amendment Act, 1960-61*.



An Act to amend
The Ontario Municipal Board Act

1st Reading

February 14th, 1961

2nd Reading

February 24th, 1961

3rd Reading

March 29th, 1961

MR. WARRENDER

BILL 63

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to amend
The Local Improvement Act**

MR. WARRENDER

EXPLANATORY NOTES

SECTION 1. At present, council may make a reduction in the special assessment of corner lots by deducting from the frontage the total amount of flankage. The amendment authorizes council to make the reduction by deducting all or any part of the flankage.

SECTION 2. Under present legislation, a reduction in a special assessment can only be given to triangular and irregularly-shaped lots when they are located at the junction or intersection of streets. The amendment permits a reduction in the case of corner lots located at intersections and a reduction or increase in the case of irregularly-shaped lots whether or not they are located at street intersections.

SECTION 3. The requirement that local improvement rates must be levied not later than during the year next following the year in which the work is completed is repealed. This will remove doubt as to the validity of debentures issued after such period and brings the provision in line with the spirit of *The Local Improvement Act*.

BILL 63

1960-61

An Act to amend The Local Improvement Act

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

1. Subsection 4 of section 20 of *The Local Improvement Act* R.S.O. 1960, c. 223, s. 20, subs. 4, amended is amended by adding at the end thereof “or such part thereof as the council may determine”, so that the subsection shall read as follows:

- (4) Where the work is the constructing, enlarging or extending of a sewer or watermain, including a sewer or watermain on each side or one side only of a street, the council may make a reduction in the special assessment of corner lots that would otherwise be chargeable thereon by deducting from the total frontage of a corner lot liable to special assessment the number of feet abutting on the work on the side of the lot or such part thereof as the council may determine. Construction of sewer or watermain

2. Subsection 1 of section 28 of *The Local Improvement Act* R.S.O. 1960, c. 223, s. 28, subs. 1, re-enacted is repealed and the following substituted therefor:

- (1) A reduction in the case of corner lots at the junction or intersection of streets and a reduction or increase in the case of triangular or irregularly-shaped lots shall be made in the special assessment, that otherwise would be chargeable thereon, sufficient, having regard to the situation, value and superficial area of such lots as compared with the other lots, to adjust the assessment on a fair and equitable basis. Special assessment of corner and irregularly-shaped lots

3. Section 56 of *The Local Improvement Act* is amended R.S.O. 1960, c. 223, s. 56, amended by striking out “but not later than during the year next following the year in which such work is completed” in the fourth, fifth and sixth lines, so that the section shall read as follows:

Time special or general rate may be levied

56. Any special or general rate imposed by a by-law providing for the issue of debentures to pay for the cost or part of the cost of a work undertaken under this Act may be levied by the council as soon as the by-law is passed and no such rate heretofore or hereafter levied shall be held to be illegal by reason of the debentures in respect of which the rate is levied, or any of same, not having been issued at the time of levying the rate.

R.S.O. 1960, c. 223, s. 67, subs. 1, re-enacted

4. Subsection 1 of section 67 of *The Local Improvement Act* is repealed and the following substituted therefor:

Assessment of cost of works in areas

(1) The council of a municipality may, in the by-law for undertaking any work as a local improvement, define an area in the municipality and provide that the cost of the work including debenture charges and the cost of maintenance and management of the work including the cost of the utility supplied shall be assessed and levied on the rateable property in the area.

Commencement

5. This Act comes into force on the day it receives Royal Assent.

Short title

6. This Act may be cited as *The Local Improvement Amendment Act, 1960-61*.

SECTION 4. The power to assess the cost of local improvement works on an area basis now given to townships, towns and villages is extended to cities.



An Act to amend
The Local Improvement Act

1st Reading

February 14th, 1961

2nd Reading

3rd Reading

MR. WARRENDER

BILL 63

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to amend
The Local Improvement Act**

MR. WARRENDER



BILL 63

1960-61

**An Act to amend
The Local Improvement Act**

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

1. Subsection 4 of section 20 of *The Local Improvement Act* is amended by adding at the end thereof "or such part thereof as the council may determine", so that the subsection shall read as follows: R.S.O. 1960,
c. 223, s. 20,
subs. 4,
amended

- (4) Where the work is the constructing, enlarging or extending of a sewer or watermain, including a sewer or watermain on each side or one side only of a street, the council may make a reduction in the special assessment of corner lots that would otherwise be chargeable thereon by deducting from the total frontage of a corner lot liable to special assessment the number of feet abutting on the work on the side of the lot or such part thereof as the council may determine. Construction
of sewer or
watermain

2. Subsection 1 of section 28 of *The Local Improvement Act* is repealed and the following substituted therefor: R.S.O. 1960,
c. 223, s. 28,
subs. 1,
re-enacted

- (1) A reduction in the case of corner lots at the junction or intersection of streets and a reduction or increase in the case of triangular or irregularly-shaped lots shall be made in the special assessment, that otherwise would be chargeable thereon, sufficient, having regard to the situation, value and superficial area of such lots as compared with the other lots, to adjust the assessment on a fair and equitable basis. Special
assessment
of corner
and
irregularly-
shaped lots

3. Section 56 of *The Local Improvement Act* is amended by striking out "but not later than during the year next following the year in which such work is completed" in the fourth, fifth and sixth lines, so that the section shall read as follows: R.S.O. 1960,
c. 223, s. 56,
amended

Time
special or
general rate
may be
levied

56. Any special or general rate imposed by a by-law providing for the issue of debentures to pay for the cost or part of the cost of a work undertaken under this Act may be levied by the council as soon as the by-law is passed and no such rate heretofore or hereafter levied shall be held to be illegal by reason of the debentures in respect of which the rate is levied, or any of same, not having been issued at the time of levying the rate.

R.S.O. 1960,
c. 223, s. 67,
subs. 1,
re-enacted

4. Subsection 1 of section 67 of *The Local Improvement Act* is repealed and the following substituted therefor:

Assessment
of cost of
works in
areas

(1) The council of a municipality may, in the by-law for undertaking any work as a local improvement, define an area in the municipality and provide that the cost of the work including debenture charges and the cost of maintenance and management of the work including the cost of the utility supplied shall be assessed and levied on the rateable property in the area.

Commence-
ment

5. This Act comes into force on the day it receives Royal Assent.

Short title

6. This Act may be cited as *The Local Improvement Amendment Act, 1960-61*.



An Act to amend
The Local Improvement Act

1st Reading

February 14th, 1961

2nd Reading

February 24th, 1961

3rd Reading

March 16th, 1961

MR. WARRENDER

BILL 64

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Public Health Act

MR. DYMOND

EXPLANATORY NOTE

A number of Acts, for example, *The Public Health Act* and *The Pharmacy Act*, provide that the certificate of a provincial analyst is admissible in evidence as *prima facie* proof of its contents, thus expediting court proceedings in certain types of cases.

However, no express statutory authority has heretofore existed for the appointment of provincial analysts.

This Bill fills the gap.

BILL 64

1960-61

**An Act to amend
The Public Health Act**

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

1. *The Public Health Act* is amended by adding thereto the following section: R.S.O. 1960,
c. 321,
amended

119a. The Lieutenant Governor in Council may appoint one or more provincial analysts for the purposes of this and every other Act in which a provincial analyst is mentioned. Provincial
analysts

2. This Act comes into force on the day it receives Royal Assent. Commence-
ment

3. This Act may be cited as *The Public Health Amendment Act, 1960-61*. Short title

An Act to amend
The Public Health Act

1st Reading

February 14th, 1961

2nd Reading

3rd Reading

MR. DYMOND

BILL 64

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to amend The Public Health Act

MR. DYMOND



BILL 64

1960-61

**An Act to amend
The Public Health Act**

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

1. *The Public Health Act* is amended by adding thereto the following section: R.S.O. 1960.
c. 321,
amended

119a. The Lieutenant Governor in Council may appoint one or more provincial analysts for the purposes of this and every other Act in which a provincial analyst is mentioned. Provincial
analysts

2. This Act comes into force on the day it receives Royal Assent. Commence-
ment

3. This Act may be cited as *The Public Health Amendment Act, 1960-61*. Short title

An Act to amend
The Public Health Act

1st Reading

February 14th, 1961

2nd Reading

February 27th, 1961

3rd Reading

March 2nd, 1961

MR. DYMOND

BILL 65

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to amend
The Boilers and Pressure Vessels Act**

MR. DALEY

EXPLANATORY NOTE

This amendment corrects a printer's error.

BILL 65

1960-61

**An Act to amend
The Boilers and Pressure Vessels Act**

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

1. Subsection 2 of section 13 of *The Boilers and Pressure Vessels Act* is amended by inserting after "boiler" in the first line "or", so that the subsection shall read as follows:

R.S.O. 1960,
c. 37, s. 13,
subs. 2,
amended

- (2) No person shall operate a boiler or pressure vessel that has been sealed, or cause or permit it to be operated, or destroy, remove or tamper with the seal of the inspector until permission in writing has been obtained from the chief inspector.

Prohibition
re operation
of sealed
plant, etc.

2. This Act shall be deemed to have come into force on the 1st day of January, 1961.

On Commence-
ment

3. This Act may be cited as *The Boilers and Pressure Vessels Amendment Act, 1960-61*.

Short title

An Act to amend
The Boilers and Pressure Vessels Act

1st Reading

February 16th, 1961

2nd Reading

3rd Reading

MR. DALEY

BILL 65

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to amend
The Boilers and Pressure Vessels Act**

MR. DALEY

BILL 65

1960-61

**An Act to amend
The Boilers and Pressure Vessels Act**

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

1. Subsection 2 of section 13 of *The Boilers and Pressure Vessels Act* is amended by inserting after "boiler" in the first line "or", so that the subsection shall read as follows: R.S.O. 1960,
c. 37, s. 13,
subs. 2,
amended

(2) No person shall operate a boiler or pressure vessel that has been sealed, or cause or permit it to be operated, or destroy, remove or tamper with the seal of the inspector until permission in writing has been obtained from the chief inspector. Prohibition
re operation
of sealed
plant, etc.

2. This Act shall be deemed to have come into force on the 1st day of January, 1961. Commence-
ment

3. This Act may be cited as *The Boilers and Pressure Vessels Amendment Act, 1960-61*. Short title

An Act to amend
The Boilers and Pressure Vessels Act

1st Reading

February 16th, 1961

2nd Reading

February 24th, 1961

3rd Reading

February 28th, 1961

MR. DALEY

BILL 66

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to amend
The Factory, Shop and Office Building Act**

MR. DALEY

EXPLANATORY NOTE

This amendment corrects a printer's error made during the revision.

BILL 66

1960-61

**An Act to amend
The Factory, Shop and Office Building Act**

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

1. Subsection 10 of section 78 of *The Factory, Shop and Office Building Act* is amended by striking out "a by-law unless all such regulations have been duly observed" in the fifth line and inserting in lieu thereof "by-law appears best fitted to ensure the publicity thereof", so that the subsection shall read as follows:

R.S.O. 1960,
c. 130, s. 78,
subs. 10,
amended

(10) A by-law passed under this section takes effect at a date named therein, being not less than one nor more than two weeks after its passing, and shall before that date be published in such manner as to the council passing the by-law appears best fitted to ensure the publicity thereof.

Commence-
ment and
publication
of by-laws

2. This Act shall be deemed to have come into force on the 1st day of January, 1961.

Commence-
ment

3. This Act may be cited as *The Factory, Shop and Office Building Amendment Act, 1960-61*.

Short title

An Act to amend
The Factory, Shop and Office Building Act

1st Reading

February 16th, 1961

2nd Reading

3rd Reading

MR. DALEY

BILL 66

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to amend
The Factory, Shop and Office Building Act**

MR. DALEY

BILL 66

1960-61

**An Act to amend
The Factory, Shop and Office Building Act**

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

1. Subsection 10 of section 78 of *The Factory, Shop and Office Building Act* is amended by striking out "a by-law unless all such regulations have been duly observed" in the fifth line and inserting in lieu thereof "by-law appears best fitted to ensure the publicity thereof", so that the subsection shall read as follows:

R.S.O. 1960,
c. 130, s. 78,
subs. 10,
amended

(10) A by-law passed under this section takes effect at a date named therein, being not less than one nor more than two weeks after its passing, and shall before that date be published in such manner as to the council passing the by-law appears best fitted to ensure the publicity thereof.

Commence-
ment and
publication
of by-laws

2. This Act shall be deemed to have come into force on the 1st day of January, 1961.

Commence-
ment

3. This Act may be cited as *The Factory, Shop and Office Building Amendment Act, 1960-61*.

Short title

An Act to amend
The Factory, Shop and Office Building Act

1st Reading

February 16th, 1961

2nd Reading

February 24th, 1961

3rd Reading

February 28th, 1961

MR. DALEY

BILL 67

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

The Lord's Day (Ontario) Act, 1960-61

MR. ROBERTS

EXPLANATORY NOTES

The Act as revised contains the following major changes in principle:

- (1) It is extended in scope to cover moving pictures, theatrical performances and concerts in a manner similar to that in which public games and sports may be provided for, that is, control of all aspects is in the hands of the municipal council concerned after a vote of the electors.
- (2) The present permissible period for Sunday sports is between 1.30 p.m. and 6.30 p.m. This Bill removes the curfew feature so that the maximum permissible period is 1.30 p.m. to midnight. However, this period may be reduced or otherwise changed in any way council sees fit.

The Lord's Day (Ontario) Act, 1960-61

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

1.—(1) Where a by-law passed under this section is in force and subject to its provisions, it is lawful in the municipality or in such part or parts thereof as are specified in the by-law for any person, after 1.30 o'clock in the afternoon of the Lord's Day or during such period or periods of time after 1.30 o'clock in the afternoon of the Lord's Day as are specified in the by-law, to provide, engage in or be present at any public game or sport that is specified in the by-law and which but for this Act would be unlawful under section 6 of the *Lord's Day Act* (Canada), or to do or engage any other person to do any work, business or labour in connection with any such public game or sport which but for this Act would be unlawful under section 4 of the *Lord's Day Act* (Canada). R.S.O. 1960, c. 225, s. 1, *amended*.

Sunday sports may be made lawful

R.S.C. 1952, c. 171

(2) Subject to subsection 5, the council of any city, town, village or township may pass a by-law,

Implementing by-law authorized

- (a) providing that subsection 1 applies in the municipality or specifying a part or parts of the municipality in which subsection 1 applies;
- (b) providing that subsection 1 applies after 1.30 o'clock in the afternoon of the Lord's Day or specifying the period or periods of time after 1.30 o'clock in the afternoon of the Lord's Day during which subsection 1 applies; and
- (c) specifying the public games and sports to which subsection 1 applies.

(3) Any provision of a by-law under this section may differ in different parts of the municipality and in respect to different public games and sports.

Variation in by-law authorized

Horse-
racing

(4) A by-law under this section shall not specify horse-racing as a public game or sport. R.S.O. 1960, c. 225, s. 2 (1-4).

Vote before
passing of
by-law

(5) No by-law under this section shall be passed until the following question has been submitted to and has received the affirmative vote of a majority of the electors who vote on the question:

Are you in favour of public games and sports after 1.30 o'clock in the afternoon of the Lord's Day to be regulated by municipal by-law under the authority of *The Lord's Day (Ontario) Act, 1960-61*?

R.S.O. 1960, c. 225, s. 3 (1), *amended*.

Vote before
repeal of
by-law

(6) No by-law passed under this section shall be repealed until the following question has been submitted to and has received the affirmative vote of a majority of the electors who vote on the question:

Are you in favour of the repeal of the by-law passed under the authority of *The Lord's Day (Ontario) Act, 1960-61* that regulates public games and sports after 1.30 o'clock in the afternoon of the Lord's Day?

R.S.O. 1960, c. 225, s. 4 (1), *amended*.

"Electors",
defined
R.S.O. 1960,
cc. 249, 254

(7) The expression "electors" in this section means electors as defined in *The Municipal Act* and, in a municipality that has a resident voters' list under *The Municipal Franchise Extension Act*, it includes the persons on such list.

Sunday
movies, etc.,
may be
made lawful

2.—(1) Where a by-law passed under this section is in force and subject to its provisions, it is lawful in the municipality or in such part or parts thereof as are specified in the by-law for any person, after 1.30 o'clock in the afternoon of the Lord's Day or during such period or periods of time after 1.30 o'clock in the afternoon of the Lord's Day as are specified in the by-law, to provide, engage in or be present at any exhibition of moving pictures or any theatrical performance or any concert or such of them as are specified in the by-law and which but for this Act would be unlawful under section 6 of the *Lord's Day Act* (Canada), or to do or engage any other person to do any work, business or labour in connection with any such exhibition of moving pictures, theatrical performance or concert, as the case may be, which but for this Act would be unlawful under section 4 of the *Lord's Day Act* (Canada).

R.S.C. 1952,
c. 171

Implement-
ing by-law
authorized

(2) Subject to subsection 4, the council of any city, town, village or township may pass a by-law,

- (a) providing that subsection 1 applies in the municipality or specifying a part or parts of the municipality in which subsection 1 applies;
- (b) providing that subsection 1 applies after 1.30 o'clock in the afternoon of the Lord's Day or specifying the period or periods of time after 1.30 o'clock in the afternoon of the Lord's Day during which subsection 1 applies; and
- (c) specifying that subsection 1 applies to the exhibition of moving pictures, theatrical performances and concerts or any one or two of them.

(3) Any provision of a by-law under this section may differ in different parts of the municipality and in respect of the exhibition of moving pictures, theatrical performances or concerts. ^{Variation in by-law authorized}

(4) No by-law under this section shall be passed until the following question has been submitted to and has received the affirmative vote of a majority of the electors who vote on the question: ^{Vote before passing of by-law}

Are you in favour of moving pictures, theatrical performances and concerts (*or as the case may be*) after 1.30 o'clock in the afternoon of the Lord's Day to be regulated by municipal by-law under the authority of *The Lord's Day (Ontario) Act, 1960-61*?

(5) The question set out in subsection 4 may be varied by deleting therefrom any one or two of the expressions "moving pictures", "theatrical performances" or "concerts" as the council by resolution determines. ^{Variation of question}

(6) No by-law under this section shall be repealed until the following question has been submitted to and has received the affirmative vote of a majority of the electors who vote on the question: ^{Vote before repeal of by-law}

Are you in favour of the repeal of the municipal by-law passed under the authority of *The Lord's Day (Ontario) Act, 1960-61* that regulates moving pictures, theatrical performances and concerts (*or as the case may be*) after 1.30 o'clock in the afternoon of the Lord's Day?

(7) The expression "electors" in this section has the same meaning as it has in section 1. ^{"Electors", defined}

"Concert",
defined

(8) The expression "concert" in this section does not include a concert of an artistic and cultural nature that is governed by section 5. *New.*

When
question
may be
submitted

3.—(1) The council may submit any question set out in this Act to the electors at any time.

Petition

(2) Upon the presentation of a petition requesting that a question under this Act be submitted to the electors, signed by at least 10 per cent of the electors in the municipality, the council shall before or at the next municipal election submit the question to the electors, but, if a petition is presented in the month of November or December in any year, it shall be deemed to be presented in the month of February next following. R.S.O. 1960, c. 225, s. 4 (1, 2), *amended.*

Idem

(3) A petition mentioned in subsection 2 shall be deemed to be presented when it is lodged with the clerk of the municipality and the sufficiency of the petition shall be determined by him and his certificate as to its sufficiency is conclusive for all purposes. R.S.O. 1960, c. 225, s. 5.

Regulation
and control

4. Every by-law under this Act shall provide for the regulation and control of the activities specified therein, and may provide for the regulation and control of any matter or thing in connection therewith. R.S.O. 1960, c. 225, s. 2 (6), *amended.*

Sunday
musical
concerts
lawful

5. It is lawful for any person after 1.30 o'clock in the afternoon of the Lord's Day to provide, engage in or be present at any concert, recital or other musical performance of an artistic and cultural nature produced by a non-profit organization at which an admission fee is charged and which but for this Act would be unlawful under section 6 of the *Lord's Day Act* (Canada), or to do or engage any other person to do any work, business or labour in connection with any such concert, recital or other musical performance which but for this Act would be unlawful under section 4 of the *Lord's Day Act* (Canada). R.S.O. 1960, c. 225, s. 6, *amended.*

R.S.C. 1952,
c. 171

When
daylight
saving time
in effect

6. If and so long as the time commonly observed in a municipality in which a by-law under this Act is in force or in which a concert, recital or other musical performance is produced under section 5 is one hour in advance of standard time, the times mentioned in this Act or in a by-law under this Act shall be reckoned in accordance with the time so commonly observed and not standard time. R.S.O. 1960, c. 225, s. 7, *amended.*

R.S.O. 1960,
c. 396,
not affected

7. This Act is subject to *The Theatres Act*. *New.*

8.—(1) Any vote taken or deemed to have been taken under the authority of a predecessor of this Act shall be deemed to have been taken under the authority of this Act. Sunday sports votes heretofore taken

(2) Any by-law passed under the authority of a predecessor of this Act shall be deemed to have been passed under the authority of this Act. *New.* Sunday sports by-laws heretofore passed

9. The council of any city, town, village or township that has submitted, since the 1st day of November, 1960, a question to the electors as defined in *The Municipal Act* in substantially the same terms as the question set out in subsection 4 of section 2, whether or not the question contained a reference to time, shall be deemed to have complied with such provision. *New.* Sunday movies votes heretofore taken R.S.O. 1960, c. 249

10. *The Lord's Day (Ontario) Act* is repealed. R.S.O. 1960, c. 225, repealed

11. This Act comes into force on the day it receives Royal Assent. Commencement

12. This Act may be cited as *The Lord's Day (Ontario) Act*, Short title 1960-61.

The Lord's Day (Ontario) Act, 1960-61

1st Reading

February 16th, 1961

2nd Reading

3rd Reading

Mr. ROBERTS

BILL 67

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

The Lord's Day (Ontario) Act, 1960-61

MR. ROBERTS

(Reprinted as amended by the Committee of the Whole House)

EXPLANATORY NOTES

The Act as revised contains the following major changes in principle:

- (1) It is extended in scope to cover moving pictures, theatrical performances, concerts and lectures in a manner similar to that in which public games and sports may be provided for, that is, control of all aspects is in the hands of the municipal council concerned after a vote of the electors.
- (2) The present permissible period for Sunday sports is between 1.30 p.m. and 6.30 p.m. This Bill removes the curfew feature so that the maximum permissible period is 1.30 p.m. to midnight. However, this period may be reduced or otherwise changed in any way council sees fit.

BILL 67

1960-61

The Lord's Day (Ontario) Act, 1960-61

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

1.—(1) Where a by-law passed under this section is in force and subject to its provisions, it is lawful in the municipality or in such part or parts thereof as are specified in the by-law for any person, after 1.30 o'clock in the afternoon of the Lord's Day or during such period or periods of time after 1.30 o'clock in the afternoon of the Lord's Day as are specified in the by-law, to provide, engage in or be present at any public game or sport that is specified in the by-law and which but for this Act would be unlawful under section 6 of the *Lord's Day Act* (Canada), or to do or engage any other person to do any work, business or labour in connection with any such public game or sport which but for this Act would be unlawful under section 4 of the *Lord's Day Act* (Canada). R.S.O. 1960, c. 225, s. 1, *amended*. Sunday sports may be made lawful R.S.C. 1952, c. 171

(2) Subject to subsection 5, the council of any city, town, village or township may pass a by-law, Implementing by-law authorized

- (a) providing that subsection 1 applies in the municipality or specifying a part or parts of the municipality in which subsection 1 applies;
- (b) providing that subsection 1 applies after 1.30 o'clock in the afternoon of the Lord's Day or specifying the period or periods of time after 1.30 o'clock in the afternoon of the Lord's Day during which subsection 1 applies; and
- (c) specifying the public games and sports to which subsection 1 applies.

(3) Any provision of a by-law under this section may differ in different parts of the municipality and in respect to different public games and sports. Variation in by-law authorized

Horse-
racing

(4) A by-law under this section shall not specify horse-racing as a public game or sport. R.S.O. 1960, c. 225, s. 2 (1-4).

Vote before
passing of
by-law

(5) No by-law under this section shall be passed until the following question has been submitted to and has received the affirmative vote of a majority of the electors who vote on the question:

Are you in favour of public games and sports for gain after 1.30 o'clock in the afternoon of the Lord's Day to be regulated by municipal by-law under the authority of *The Lord's Day (Ontario) Act, 1960-61*?

R.S.O. 1960, c. 225, s. 3 (1), *amended*.

Vote before
repeal of
by-law

(6) No by-law passed under this section shall be repealed until the following question has been submitted to and has received the affirmative vote of a majority of the electors who vote on the question:

Are you in favour of the repeal of the by-law passed under the authority of *The Lord's Day (Ontario) Act, 1960-61* that regulates public games and sports for gain after 1.30 o'clock in the afternoon of the Lord's Day?

R.S.O. 1960, c. 225, s. 4 (1), *amended*.

"Electors",
defined, F
R.S.O. 1960,
cc. 249, 254

(7) The expression "electors" in this section means electors as defined in *The Municipal Act* and, in a municipality that has a resident voters' list under *The Municipal Franchise Extension Act*, it includes the persons on such list.

Sunday
movies, etc.,
may be
made lawful

2.—(1) Where a by-law passed under this section is in force and subject to its provisions, it is lawful in the municipality or in such part or parts thereof as are specified in the by-law for any person, after 1.30 o'clock in the afternoon of the Lord's Day or during such period or periods of time after 1.30 o'clock in the afternoon of the Lord's Day as are specified in the by-law, to provide, engage in or be present at any exhibition of moving pictures or any theatrical performance, any concert or any lecture or such of them as are specified in the by-law and which but for this Act would be unlawful under section 6 of the *Lord's Day Act (Canada)*, or to do or engage any other person to do any work, business or labour in connection with any such exhibition of moving pictures, theatrical performance, concert or lecture, as the case may be, which but for this Act would be unlawful under section 4 of the *Lord's Day Act (Canada)*.

R.S.C. 1952,
c. 171

(2) Subject to subsection 4, the council of any city, town, village or township may pass a by-law, ^{Implementing by-law authorized}

- (a) providing that subsection 1 applies in the municipality or specifying a part or parts of the municipality in which subsection 1 applies;
- (b) providing that subsection 1 applies after 1.30 o'clock in the afternoon of the Lord's Day or specifying the period or periods of time after 1.30 o'clock in the afternoon of the Lord's Day during which subsection 1 applies; and
- (c) specifying that subsection 1 applies to the exhibition of moving pictures, theatrical performances, concerts and lectures or any one or more of them.

(3) Any provision of a by-law under this section may differ ^{Variation in by-law authorized} in different parts of the municipality and in respect of the exhibition of moving pictures, theatrical performances, concerts or lectures.

(4) No by-law under this section shall be passed until the following question has been submitted to and has received ^{Vote before passing of by-law} the affirmative vote of a majority of the electors who vote on the question:

Are you in favour of moving pictures, theatrical performances, concerts and lectures (or as the case may be) after 1.30 o'clock in the afternoon of the Lord's Day to be regulated by municipal by-law under the authority of *The Lord's Day (Ontario) Act, 1960-61*?

(5) The question set out in subsection 4 may be varied ^{Variation of question} by deleting therefrom any one or more of the expressions "moving pictures", "theatrical performances", "concerts" or "lectures" as the council by resolution determines.

(6) No by-law under this section shall be repealed until the following question has been submitted to and has received ^{Vote before repeal of by-law} the affirmative vote of a majority of the electors who vote on the question:

Are you in favour of the repeal of the municipal by-law passed under the authority of *The Lord's Day (Ontario) Act, 1960-61* that regulates moving pictures, theatrical performances, concerts and lectures (or as the case may be) after 1.30 o'clock in the afternoon of the Lord's Day?

"Electors",
defined

(7) The expression "electors" in this section has the same meaning as it has in section 1.

"Concert",
defined

(8) The expression "concert" in this section does not include a concert of an artistic and cultural nature that is governed by section 5. *New.*

When
question
may be
submitted

3.—(1) The council may submit any question set out in this Act to the electors at any time.

Petition

(2) Upon the presentation of a petition requesting that a question under this Act be submitted to the electors, signed by at least 10 per cent of the electors in the municipality, the council shall before or at the next municipal election submit the question to the electors, but, if a petition is presented in the month of November or December in any year, it shall be deemed to be presented in the month of February next following. R.S.O. 1960, c. 225, s. 4 (1, 2), *amended.*

Idem

(3) A petition mentioned in subsection 2 shall be deemed to be presented when it is lodged with the clerk of the municipality and the sufficiency of the petition shall be determined by him and his certificate as to its sufficiency is conclusive for all purposes. R.S.O. 1960, c. 225, s. 5.

Regulation
and control

4. Every by-law under this Act shall provide for the regulation and control of the activities specified therein, and may provide for the regulation and control of any matter or thing in connection therewith. R.S.O. 1960, c. 225, s. 2 (6), *amended.*

Sunday
musical
concerts
lawful

5. It is lawful for any person after 1.30 o'clock in the afternoon of the Lord's Day to provide, engage in or be present at any concert, recital or other musical performance of an artistic and cultural nature produced by a non-profit organization at which an admission fee is charged and which but for this Act would be unlawful under section 6 of the *Lord's Day Act* (Canada), or to do or engage any other person to do any work, business or labour in connection with any such concert, recital or other musical performance which but for this Act would be unlawful under section 4 of the *Lord's Day Act* (Canada). R.S.O. 1960, c. 225, s. 6, *amended.*

R.S.C. 1952,
c. 171

When
daylight
saving time
in effect

6. If and so long as the time commonly observed in a municipality in which a by-law under this Act is in force or in which a concert, recital or other musical performance is produced under section 5 is one hour in advance of standard time, the times mentioned in this Act or in a by-law under this Act shall be reckoned in accordance with the time so commonly observed and not standard time. R.S.O. 1960, c. 225, s. 7, *amended.*

7. This Act is subject to *The Theatres Act*. *New.*

R.S.O. 1960,
c. 396,
not affected

8.—(1) Any vote taken or deemed to have been taken under the authority of a predecessor of this Act shall be deemed to have been taken under the authority of this Act.

Sunday
sports votes
heretofore
taken

(2) Any by-law passed under the authority of a predecessor of this Act shall be deemed to have been passed under the authority of this Act. *New.*

Sunday
sports
by-laws
heretofore
passed

9. The council of any city, town, village or township that has submitted, since the 1st day of November, 1960, a question to the electors as defined in *The Municipal Act* in substantially the same terms as the question set out in subsection 4 of section 2, whether or not the question contained a reference to lectures or to time, shall be deemed to have complied with such provision. *New.*

Sunday
movies
votes
heretofore
taken
R.S.O. 1960,
c. 249

10. *The Lord's Day (Ontario) Act* is repealed.

R.S.O. 1960,
c. 225,
repealed

11. This Act comes into force on the day it receives Royal Assent.

Commence-
ment

12. This Act may be cited as *The Lord's Day (Ontario) Act*, Short title *1960-61*.

The Lord's Day (Ontario) Act, 1960-61

1st Reading

February 16th, 1961

2nd Reading

March 1st, 1961

3rd Reading

MR. ROBERTS

*(Reprinted as amended by the
Committee of the Whole House)*

BILL 67

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

The Lord's Day (Ontario) Act, 1960-61

MR. ROBERTS

BILL 67

1960-61

The Lord's Day (Ontario) Act, 1960-61

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

1.—(1) Where a by-law passed under this section is in force and subject to its provisions, it is lawful in the municipality or in such part or parts thereof as are specified in the by-law for any person, after 1.30 o'clock in the afternoon of the Lord's Day or during such period or periods of time after 1.30 o'clock in the afternoon of the Lord's Day as are specified in the by-law, to provide, engage in or be present at any public game or sport that is specified in the by-law and which but for this Act would be unlawful under section 6 of the *Lord's Day Act* (Canada), or to do or engage any other person to do any work, business or labour in connection with any such public game or sport which but for this Act would be unlawful under section 4 of the *Lord's Day Act* (Canada). R.S.O. 1960, c. 225, s. 1, *amended*. Sunday sports may be made lawful R.S.C. 1952, c. 171

(2) Subject to subsection 5, the council of any city, town, village or township may pass a by-law, Implementing by-law authorized

- (a) providing that subsection 1 applies in the municipality or specifying a part or parts of the municipality in which subsection 1 applies;
- (b) providing that subsection 1 applies after 1.30 o'clock in the afternoon of the Lord's Day or specifying the period or periods of time after 1.30 o'clock in the afternoon of the Lord's Day during which subsection 1 applies; and
- (c) specifying the public games and sports to which subsection 1 applies.

(3) Any provision of a by-law under this section may differ in different parts of the municipality and in respect to different public games and sports. Variation in by-law authorized

Horse-
racing

(4) A by-law under this section shall not specify horse-racing as a public game or sport. R.S.O. 1960, c. 225, s. 2 (1-4).

Vote before
passing of
by-law

(5) No by-law under this section shall be passed until the following question has been submitted to and has received the affirmative vote of a majority of the electors who vote on the question:

Are you in favour of public games and sports for gain after 1.30 o'clock in the afternoon of the Lord's Day to be regulated by municipal by-law under the authority of *The Lord's Day (Ontario) Act, 1960-61*?

R.S.O. 1960, c. 225, s. 3 (1), *amended*.

Vote before
repeal of
by-law

(6) No by-law passed under this section shall be repealed until the following question has been submitted to and has received the affirmative vote of a majority of the electors who vote on the question:

Are you in favour of the repeal of the by-law passed under the authority of *The Lord's Day (Ontario) Act, 1960-61* that regulates public games and sports for gain after 1.30 o'clock in the afternoon of the Lord's Day?

R.S.O. 1960, c. 225, s. 4 (1), *amended*.

"Electors",
defined
R.S.O. 1960,
co. 249, 254

(7) The expression "electors" in this section means electors as defined in *The Municipal Act* and, in a municipality that has a resident voters' list under *The Municipal Franchise Extension Act*, it includes the persons on such list.

Sunday
movies, etc.,
may be
made lawful

2.—(1) Where a by-law passed under this section is in force and subject to its provisions, it is lawful in the municipality or in such part or parts thereof as are specified in the by-law for any person, after 1.30 o'clock in the afternoon of the Lord's Day or during such period or periods of time after 1.30 o'clock in the afternoon of the Lord's Day as are specified in the by-law, to provide, engage in or be present at any exhibition of moving pictures or any theatrical performance, any concert or any lecture or such of them as are specified in the by-law and which but for this Act would be unlawful under section 6 of the *Lord's Day Act (Canada)*, or to do or engage any other person to do any work, business or labour in connection with any such exhibition of moving pictures, theatrical performance, concert or lecture, as the case may be, which but for this Act would be unlawful under section 4 of the *Lord's Day Act (Canada)*.

R.S.C. 1952,
c. 171

(2) Subject to subsection 4, the council of any city, town, village or township may pass a by-law, ^{Implementing by-law authorized}

- (a) providing that subsection 1 applies in the municipality or specifying a part or parts of the municipality in which subsection 1 applies;
- (b) providing that subsection 1 applies after 1.30 o'clock in the afternoon of the Lord's Day or specifying the period or periods of time after 1.30 o'clock in the afternoon of the Lord's Day during which subsection 1 applies; and
- (c) specifying that subsection 1 applies to the exhibition of moving pictures, theatrical performances, concerts and lectures or any one or more of them.

(3) Any provision of a by-law under this section may differ in different parts of the municipality and in respect of the exhibition of moving pictures, theatrical performances, concerts or lectures. ^{Variation in by-law authorized}

(4) No by-law under this section shall be passed until the following question has been submitted to and has received the affirmative vote of a majority of the electors who vote on the question: ^{Vote before passing of by-law}

Are you in favour of moving pictures, theatrical performances, concerts and lectures (*or as the case may be*) after 1.30 o'clock in the afternoon of the Lord's Day to be regulated by municipal by-law under the authority of *The Lord's Day (Ontario) Act, 1960-61*?

(5) The question set out in subsection 4 may be varied by deleting therefrom any one or more of the expressions "moving pictures", "theatrical performances", "concerts" or "lectures" as the council by resolution determines. ^{Variation of question}

(6) No by-law under this section shall be repealed until the following question has been submitted to and has received the affirmative vote of a majority of the electors who vote on the question: ^{Vote before repeal of by-law}

Are you in favour of the repeal of the municipal by-law passed under the authority of *The Lord's Day (Ontario) Act, 1960-61* that regulates moving pictures, theatrical performances, concerts and lectures (*or as the case may be*) after 1.30 o'clock in the afternoon of the Lord's Day?

"Electors",
defined

(7) The expression "electors" in this section has the same meaning as it has in section 1.

"Concert",
defined

(8) The expression "concert" in this section does not include a concert of an artistic and cultural nature that is governed by section 5. *New.*

When
question
may be
submitted

3.—(1) The council may submit any question set out in this Act to the electors at any time.

Petition

(2) Upon the presentation of a petition requesting that a question under this Act be submitted to the electors, signed by at least 10 per cent of the electors in the municipality, the council shall before or at the next municipal election submit the question to the electors, but, if a petition is presented in the month of November or December in any year, it shall be deemed to be presented in the month of February next following. R.S.O. 1960, c. 225, s. 4 (1, 2), *amended.*

Idem

(3) A petition mentioned in subsection 2 shall be deemed to be presented when it is lodged with the clerk of the municipality and the sufficiency of the petition shall be determined by him and his certificate as to its sufficiency is conclusive for all purposes. R.S.O. 1960, c. 225, s. 5.

Regulation
and control

4. Every by-law under this Act shall provide for the regulation and control of the activities specified therein, and may provide for the regulation and control of any matter or thing in connection therewith. R.S.O. 1960, c. 225, s. 2 (6), *amended.*

Sunday
musical
concerts
lawful

5. It is lawful for any person after 1.30 o'clock in the afternoon of the Lord's Day to provide, engage in or be present at any concert, recital or other musical performance of an artistic and cultural nature produced by a non-profit organization at which an admission fee is charged and which but for this Act would be unlawful under section 6 of the *Lord's Day Act* (Canada), or to do or engage any other person to do any work, business or labour in connection with any such concert, recital or other musical performance which but for this Act would be unlawful under section 4 of the *Lord's Day Act* (Canada). R.S.O. 1960, c. 225, s. 6, *amended.*

R.S.C. 1952,
c. 171

When
daylight
saving time
in effect

6. If and so long as the time commonly observed in a municipality in which a by-law under this Act is in force or in which a concert, recital or other musical performance is produced under section 5 is one hour in advance of standard time, the times mentioned in this Act or in a by-law under this Act shall be reckoned in accordance with the time so commonly observed and not standard time. R.S.O. 1960, c. 225, s. 7, *amended.*

7. This Act is subject to *The Theatres Act*. *New.* R.S.O. 1960,
c. 396,
not affected
- 8.—(1) Any vote taken or deemed to have been taken under the authority of a predecessor of this Act shall be deemed to have been taken under the authority of this Act. Sunday
sports votes
heretofore
taken
- (2) Any by-law passed under the authority of a predecessor of this Act shall be deemed to have been passed under the authority of this Act. *New.* Sunday
sports
by-laws
heretofore
passed
9. The council of any city, town, village or township that has submitted, since the 1st day of November, 1960, a question to the electors as defined in *The Municipal Act* in substantially the same terms as the question set out in subsection 4 of section 2, whether or not the question contained a reference to lectures or to time, shall be deemed to have complied with such provision. *New.* Sunday
movies
votes
heretofore
taken
R.S.O. 1960,
c. 249
10. *The Lord's Day (Ontario) Act* is repealed. R.S.O. 1960,
c. 225,
repealed
11. This Act comes into force on the day it receives Royal Assent. Commence-
ment
12. This Act may be cited as *The Lord's Day (Ontario) Act*, Short title
1960-61.

The Lord's Day (Ontario) Act, 1960-61

1st Reading

February 16th, 1961

2nd Reading

March 1st, 1961

3rd Reading

March 16th, 1961

MR. ROBERTS

BILL 68

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to amend
The Department of Travel and Publicity Act**

MR. CATHCART

EXPLANATORY NOTE

The amendment authorizes regulations to provide for the making of grants for the maintenance, development and promotion of the tourist industry.

BILL 68

1960-61

**An Act to amend
The Department of Travel and Publicity Act**

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

1. Subsection 1 of section 11 of *The Department of Travel and Publicity Act* is amended by adding thereto the following clause: R.S.O. 1960, c. 103, s. 11, subs. 1, amended

- (c) providing for the apportionment and distribution of all moneys appropriated by the Legislature for the maintenance, development and promotion of the tourist industry and providing for the conditions governing the payment thereof.

2. This Act comes into force on the day it receives Royal Assent. Commencement

3. This Act may be cited as *The Department of Travel and Publicity Amendment Act, 1960-61*. Short title

An Act to amend
The Department of Travel
and Publicity Act

1st Reading

February 21st, 1961

2nd Reading

3rd Reading

MR. CATHCART

BILL 68

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to amend
The Department of Travel and Publicity Act**

MR. CATHCART

BILL 68

1960-61

**An Act to amend
The Department of Travel and Publicity Act**

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

1. Subsection 1 of section 11 of *The Department of Travel and Publicity Act* is amended by adding thereto the following clause: R.S.O. 1960,
c. 103, s. 11,
subs. 1, ¶
amended

- (c) providing for the apportionment and distribution of all moneys appropriated by the Legislature for the maintenance, development and promotion of the tourist industry and providing for the conditions governing the payment thereof.

2. This Act comes into force on the day it receives Royal Assent. Commence-
ment

3. This Act may be cited as *The Department of Travel and Publicity Amendment Act, 1960-61*. Short title

An Act to amend
The Department of Travel
and Publicity Act

1st Reading

February 21st, 1961

2nd Reading

February 24th, 1961

3rd Reading

February 28th, 1961

MR. CATHCART

BILL 69

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to amend
The Corporations Tax Act**

MR. ALLAN (Haldimand-Norfolk)

EXPLANATORY NOTES

GENERAL. The general purpose of this Bill is to make adjustments in the Act to bring it into closer relationship with the corresponding provisions of the *Income Tax Act* (Canada) as that Act affects corporations, particularly with respect to amendments made to that Act since the 1960 session of the Legislature.

SECTION 1. The rate of tax imposed in another province of Canada having a different basis of allocation of profits of a corporation than that applicable under the Act has raised its rate of tax under its comparable Act from 10 per cent to 12 per cent. This amendment increases the rate for the purposes of the adjustment section to 11 per cent, which is the rate of tax payable on taxable income under the Act.

SECTION 2. The subsection defining income from a source is repealed and is replaced by new subsections 4 and 5 of section 24. They elaborate the definition of income from a source in a particular place. This section corresponds to subsection 1a of section 139 of the *Income Tax Act* (Canada).

BILL 69

1960-61

An Act to amend The Corporations Tax Act

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

1.—(1) Clause *a* of subsection 36 of section 4 of *The Corporations Tax Act* is amended by striking out “10” in the second and fourteenth lines respectively and inserting in lieu thereof “11”. R.S.O. 1960,
c. 73, s. 4,
subs. 36,
cl. a,
amended

(2) Clause *b* of subsection 36 of the said section 4 is amended by striking out “10” in the third and fourteenth lines respectively and inserting in lieu thereof “11”. R.S.O. 1960,
c. 73, s. 4,
subs. 36,
cl. b,
amended

2. Subsection 4 of section 24 of *The Corporations Tax Act* is repealed and the following substituted therefor: R.S.O. 1960,
c. 73, s. 24,
subs. 4,
re-enacted

- (4) The income of a corporation for a fiscal year from a business, property or other source of income or from sources in a particular place means the income of the corporation computed in accordance with this Part on the assumption that it had during the fiscal year no income except from that source or those sources, and was allowed no deductions in computing its income for the fiscal year except such deductions as may reasonably be regarded as wholly applicable to that source or those sources and except such part of any other deductions as may reasonably be regarded as applicable to that source or those sources. Income
from a
source
- (5) Where the business carried on by a corporation or the duties performed by it was carried on or were performed, as the case may be, partly in one place and partly in another place, the income of the corporation for the fiscal year from the business carried on by it or the duties performed by it in a particular place means the income of the corporation computed in accordance with this Part on the Idem

assumption that it had during the fiscal year no income except from the part of the business that was carried on or the part of those duties that were performed in that particular place, and was allowed no deductions in computing its income for the fiscal year except such deductions as may reasonably be regarded as wholly applicable to that part of the business or those duties and such part of any other deductions as may reasonably be regarded as applicable to that part of the business or those duties.

R.S.O. 1960,
c. 73, s. 31,
amended

3. Section 31 of *The Corporations Tax Act* is amended by adding thereto the following subsections:

Transferred
property

(5a) Where depreciable property of a corporation that was included in a prescribed class, hereinafter in this subsection referred to as the "former class", has been transferred to another prescribed class, hereinafter in this subsection referred to as the "other class" for the purpose of clause *e* of subsection 4,

(a) there shall be added to the capital cost to the corporation of depreciable property of the former class acquired before the transfer the greater of,

(i) the amount, if any, by which the capital cost to the corporation of the transferred property exceeds the undepreciated capital cost to it of depreciable property of the former class immediately before the transfer, or

(ii) the aggregate of all amounts that would have been allowed to the corporation in respect of the transferred property, if it had been a prescribed class, at the rate that was allowed to it in respect of property of the former class under regulations made under clause *a* of subsection 2 of section 22 in computing income for fiscal years before the transfer; and

(b) there shall be added to the total depreciation allowed to the corporation for property of the other class the greater of the amounts determined under subclauses i and ii of clause *a*.

SECTION 3. The new subsection 5a of section 31 provides for the rules to be applied where depreciable property is transferred from one prescribed class to another. The undepreciated capital cost to the corporation of depreciable property of the former class shall be adjusted so that it becomes the amount it would have been if the transferred property had never been in that class. The undepreciated capital cost of the property of the other class to which the property is transferred is also adjusted by adding to it the capital cost of the transferred property and deducting the capital cost allowances that have been allowed to date in respect of the transferred property while it was included in the former class.

The new subsection 5b of section 31 provides for the treatment of depreciable property which has been included in the wrong prescribed class for a period of years. If the Treasurer finds that property has been included in the wrong class, he may direct that it be transferred to its correct class and in such case the undepreciated capital cost of property of both the former class and the correct class will be adjusted as provided in subsection 5a.

The new subsection 9 of section 31 provides that, where depreciable property of a corporation has on a receiving order or on an assignment become vested in a trustee in bankruptcy, the property is deemed to have been disposed of by the corporation for an amount equal to the undepreciated capital cost to the corporation immediately before the time of vesting and to have been acquired by the trustee at a capital cost equal to that amount.

The new subsection 10 of section 31 provides that, where the bankrupt corporation has received an amount in a fiscal year from the trustee in bankruptcy as or on account of any surplus remaining after payment of its debts and other costs, there is to be included in computing the income of the corporation for the fiscal year in which the amount was received the lesser of the amount received, or the amount that would have been included in the income of the corporation if the depreciable property had been disposed of by the corporation immediately prior to the bankruptcy for the amount received in respect of depreciable property by the trustee.

- (5b) Where, in calculating the amount of a deduction allowed to a corporation under regulations made under clause *a* of subsection 2 of section 22 in respect of depreciable property of the corporation of a prescribed class, there has been added to the capital cost to it of depreciable property of that class the capital cost of depreciable property, hereinafter in this subsection referred to as "added property", of another prescribed class, for the purpose of this section and the regulations made under clause *a* of subsection 2 of section 22, the added property shall, if the Treasurer so directs with reference to any fiscal year for which the Treasurer may make any re-assessment or additional assessment or assess tax, interest or penalties under Part V as the circumstances require, be deemed to have been property of the first-mentioned class and not of the other class at all times before the commencement of that fiscal year and, except to the extent that that property or any part thereof has been disposed of by the corporation before the commencement of that fiscal year, to have been transferred from the first-mentioned class to the other class at the commencement of that fiscal year.
-
- (9) Where property of a corporation that was depreciable property of a prescribed class has, on the making of a receiving order or the filing of an assignment for the benefit of creditors of the corporation, become vested in a trustee in bankruptcy, the property of the corporation of that class shall be deemed, for the purpose of this section and the regulations made under clause *a* of subsection 2 of section 22, to have been disposed of by the corporation at that time for an amount equal to the undepreciated capital cost thereof to the corporation immediately before that time, and to have been acquired by the trustee at that time at a capital cost equal to that amount.
- (10) Where a corporation that has become bankrupt has received an amount in a fiscal year from a trustee in bankruptcy as or on account of any surplus remaining to which the corporation has become entitled after payment in full of its creditors with interest and other costs, charges and expenses as provided by law, the lesser of,

(a) the amount so received; or

- (b) the amount, if any, that would have been included in computing the income of the corporation for that or a previous fiscal year by virtue of subsection 1, if the amount or the aggregate of the amounts received by the trustee as proceeds of disposition of property of the corporation that was depreciable property of a prescribed class had been received by the corporation, immediately before becoming bankrupt, as proceeds of disposition thereof,

shall be included in computing the income of the corporation for that fiscal year.

R.S.O. 1960,
c. 73, s. 38,
re-enacted

4. Section 38 of *The Corporations Tax Act* is repealed and the following substituted therefor:

Election
respecting
incorrect
valuation
of inventory

38. Where the property described in the inventory of a business at the commencement of a fiscal year has, according to the method adopted by the corporation for computing income from the business for that fiscal year, not been valued as required by subsection 1 of section 25, the property described therein at the commencement of that fiscal year shall, if the Treasurer so directs, be deemed to have been valued as required by subsection 1 of section 25, and, in any such case, section 37 applies *mutatis mutandis* as though any amount by which the income of the corporation for the fiscal year is increased by virtue of this section were an amount included in computing its income for the fiscal year by virtue of section 31.

R.S.O. 1960,
c. 73, s. 54,
subs. 7,
cl. b, re-
enacted

5.—(1) Clause *b* of subsection 7 of section 54 of *The Corporations Tax Act* is repealed and the following substituted therefor:

- (b) a transaction that has increased the assets of, or reduced the liabilities of, the corporation by an amount not less than the amount by which its paid-up capital has been increased.

R.S.O. 1960,
c. 73, s. 54,
subs. 7,
cl. d, re-
enacted

(2) Clause *d* of subsection 7 of the said section 54 is repealed and the following substituted therefor:

- (d) the amount by which the corporation's paid-up capital was so increased, minus the amount, if any, by which the assets of the corporation have been increased or the liabilities of the corporation have been reduced by virtue of the increase in its paid-up capital.

SECTION 4. When section 38 was added to the Act in 1959, a reference to section 25 was adequate as the valuation of inventory was governed by the provisions of the present subsection 1 thereof. The addition of the present subsection 2 to section 25 in 1960 makes it necessary to amend section 38 to make the reference to subsection 1 of section 25. A similar amendment has been made in the *Income Tax Act* (Canada).

SECTION 5. These amendments are intended to place it beyond doubt that a reduction of liabilities with an accompanying corresponding increase in paid-up capital, such as the conversion of debentures into capital stock, shall not be deemed to be a capitalization of undistributed income.

SECTION 6. The new subsection will permit a deduction for costs of drilling or exploring for rock salt or potash deposits.

SECTION 7—Subsection 1. A typographical error is corrected.

Subsection 2. The addition of the new subclause, which deals with the determination of undepreciated capital cost of property of a new corporation that results from an amalgamation, is consequential upon the amendment dealing with transfers of depreciable property from one class to another provided by section 3.

Subsection 3. The addition of subclause ii provides that in computing the income of a new corporation that results from an amalgamation any bad debts deducted by a predecessor corporation shall be deemed to have been deducted in computing the income of the new corporation for a fiscal year immediately preceding its first fiscal year.

6. Section 57 of *The Corporations Tax Act* is amended by adding thereto the following subsection: R.S.O. 1960, c. 73, s. 57, amended

(3a) A corporation, other than a corporation described in subsection 3, the principal business of which is production or marketing of sodium chloride or potash or the business of which includes manufacturing products the manufacturing of which involves processing sodium chloride or potash, may deduct, in computing its income under this Part for a fiscal year, the drilling and exploration expenses incurred by it in the fiscal year on or in respect of exploring or drilling for halite or sylvite. Halite or sylvite drilling and exploration expenses

7.—(1) Clause *c* of subsection 1 of section 65 of *The Corporations Tax Act* is amended by striking out “shareholder” in the first line and inserting in lieu thereof “shareholders”. R.S.O. 1960, c. 73, s. 65, subs. 1, cl. c, amended

(2) Clause *b* of paragraph 4 of subsection 2 of the said section 65 is amended by striking out “and” at the end of subclause i, by adding “and” at the end of subclause ii and by adding thereto the following subclause: R.S.O. 1960, c. 73, s. 65, subs. 2, par. 4, cl. b, amended

(iii) a reference in subclause ii of clause *a* of subsection 5*a* of section 31 to amounts that would have been allowed to a corporation in respect of transferred property, at the rate that was allowed to the corporation in respect of property of a prescribed class, shall be construed as including a reference to amounts that would have been allowed to a predecessor corporation in respect of that property at the rate that was allowed to the predecessor corporation in respect of property of that prescribed class.

(3) Paragraph 5 of subsection 2 of the said section 65 is repealed and the following substituted therefor: R.S.O. 1960, c. 73, s. 65, subs. 2, par. 5, re-enacted

5. For the purpose of computing the income of the new corporation for a fiscal year, Reserves

(a) any amount that has been deducted as a reserve under clause *h* of subsection 1 of section 22, section 60 or section 64 in computing the income of a predecessor corporation for its last fiscal year shall be deemed to have been deducted as a reserve thereunder in computing the income of the new corporation for a fiscal year immediately preceding its first fiscal year; and

- (b) any amount deducted under clause *i* of subsection 1 of section 22 in computing the income of a predecessor corporation for its last fiscal year or a previous fiscal year shall be deemed to have been deducted thereunder in computing the income of the new corporation for a fiscal year immediately preceding its first fiscal year.

R.S.O. 1960,
c. 73, s. 65,
subs. 2,
amended

- (4) Subsection 2 of the said section 65 is amended by adding thereto the following paragraph:

Uncollected
proceeds of
sales of
predecessor
corporations

10. For the purpose of computing a deduction from the income of the new corporation for a fiscal year under clause *d* of subsection 1 of section 60, any amount included in computing the income of a predecessor corporation from a business for its last fiscal year or a previous fiscal year in respect of property sold in the course of the business shall be deemed to have been included in computing the income of the new corporation from the business for a previous fiscal year in respect thereto.

R.S.O. 1960,
c. 73, s. 65,
subs. 3, cl. *f*,
amended

- (5) Clause *f* of subsection 3 of the said section 65 is amended by striking out "rule" in the twentieth line and inserting in lieu thereof "paragraph".

R.S.O. 1960,
c. 73, s. 75,
subs. 3,
repealed

8. Subsection 3 of section 75 of *The Corporations Tax Act* is repealed.

Application
of Act

- 9.—(1) Subsection 5*a* of section 31 of *The Corporations Tax Act*, as enacted by section 3 of this Act, is applicable in determining the undepreciated capital cost of property at any time after the 1st day of August, 1960.

Idem

- (2) Subsection 5*b* of the said section 31, as enacted by section 3 of this Act, is applicable in respect of any direction made after the 1st day of August, 1960.

Idem

- (3) Subsection 9 of the said section 31, as enacted by section 3 of this Act, is applicable in respect of property of a corporation that became bankrupt at any time after 1959.

Idem

- (4) Subsection 10 of the said section 31, as enacted by section 3 of this Act, is applicable in respect of amounts received by a corporation by or on account of any surplus described therein after the 1st day of August, 1960.

Idem

- (5) Except as provided by subsection 6, sections 1, 2, 4 and 6, subsections 3 and 4 of section 7 and section 8 of this Act apply in respect of fiscal years of corporations ending in 1960 and in respect of subsequent fiscal years.

Subsection 4. This new rule provides that a new corporation that results from an amalgamation will have the same right to claim a reserve in respect of uncollected proceeds of sales made by a predecessor corporation as the predecessor corporation would have had but for the amalgamation.

Subsection 5. A typographical error is corrected.

SECTION 8. The repeal of this subsection relieves a corporation from an additional assessment of 3 per cent of the tax payable for the fiscal year where it has paid its tax under subsection 3 of section 69 and the tax payable for the fiscal year is \$81 or more.

(6) In the case of a corporation the fiscal year of which ^{Idem} ending in 1961 does not coincide with the calendar year, the amount of the reduction or the increase in the deduction provided by subsection 2 of section 4 of *The Corporations Tax Act*, as referred to in subsection 36 of the said section 4, shall be the aggregate of two amounts calculated as follows:

- (a) in respect of the portion of such fiscal year that is in the calendar year 1960 as though the said subsection 36 of section 4 had not been amended by section 1 of this Act and applied for the whole fiscal year ending in 1961, the amount so calculated being reduced by that proportion of such amount which the number of days of such fiscal year in the calendar year 1961 bears to 365; and
- (b) in respect of the portion of such fiscal year that is in the calendar year 1961 as though the said subsection 36 of section 4 had been amended by section 1 of this Act and applied for the whole fiscal year ending in 1961, the amount so calculated being reduced by that proportion of such amount which the number of days of such fiscal year in the calendar year 1960 bears to 365.

10. This Act comes into force on the day it receives Royal ^{Commence-} Assent. _{ment}

11. This Act may be cited as *The Corporations Tax* ^{Short title} *Amendment Act, 1960-61.*

An Act to amend
The Corporations Tax Act

1st Reading

February 21st, 1961

2nd Reading

3rd Reading

MR. ALLAN (Haldimand-Norfolk)

BILL 69

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to amend
The Corporations Tax Act**

MR. ALLAN (Haldimand-Norfolk)

An Act to amend The Corporations Tax Act

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

1.—(1) Clause *a* of subsection 36 of section 4 of *The Corporations Tax Act* is amended by striking out “10” in the second and fourteenth lines respectively and inserting in lieu thereof “11”. R.S.O. 1960,
c. 73, s. 4,
subs. 36,
cl. *a*,
amended

(2) Clause *b* of subsection 36 of the said section 4 is amended by striking out “10” in the third and fourteenth lines respectively and inserting in lieu thereof “11”. R.S.O. 1960,
c. 73, s. 4,
subs. 36,
cl. *b*,
amended

2. Subsection 4 of section 24 of *The Corporations Tax Act* is repealed and the following substituted therefor: R.S.O. 1960,
c. 73, s. 24,
subs. 4,
re-enacted

- (4) The income of a corporation for a fiscal year from a business, property or other source of income or from sources in a particular place means the income of the corporation computed in accordance with this Part on the assumption that it had during the fiscal year no income except from that source or those sources, and was allowed no deductions in computing its income for the fiscal year except such deductions as may reasonably be regarded as wholly applicable to that source or those sources and except such part of any other deductions as may reasonably be regarded as applicable to that source or those sources. Income
from a
source
- (5) Where the business carried on by a corporation or the duties performed by it was carried on or were performed, as the case may be, partly in one place and partly in another place, the income of the corporation for the fiscal year from the business carried on by it or the duties performed by it in a particular place means the income of the corporation computed in accordance with this Part on the Idem

assumption that it had during the fiscal year no income except from the part of the business that was carried on or the part of those duties that were performed in that particular place, and was allowed no deductions in computing its income for the fiscal year except such deductions as may reasonably be regarded as wholly applicable to that part of the business or those duties and such part of any other deductions as may reasonably be regarded as applicable to that part of the business or those duties.

R.S.O. 1960,
c. 73, s. 31,
amended

3. Section 31 of *The Corporations Tax Act* is amended by adding thereto the following subsections:

Transferred
property

(5a) Where depreciable property of a corporation that was included in a prescribed class, hereinafter in this subsection referred to as the "former class", has been transferred to another prescribed class, hereinafter in this subsection referred to as the "other class" for the purpose of clause *e* of subsection 4,

(a) there shall be added to the capital cost to the corporation of depreciable property of the former class acquired before the transfer the greater of,

(i) the amount, if any, by which the capital cost to the corporation of the transferred property exceeds the undepreciated capital cost to it of depreciable property of the former class immediately before the transfer, or

(ii) the aggregate of all amounts that would have been allowed to the corporation in respect of the transferred property, if it had been a prescribed class, at the rate that was allowed to it in respect of property of the former class under regulations made under clause *a* of subsection 2 of section 22 in computing income for fiscal years before the transfer; and

(b) there shall be added to the total depreciation allowed to the corporation for property of the other class the greater of the amounts determined under subclauses i and ii of clause *a*.

- (5b) Where, in calculating the amount of a deduction ^{Mis-} ^{classified} ^{property} allowed to a corporation under regulations made under clause *a* of subsection 2 of section 22 in respect of depreciable property of the corporation of a prescribed class, there has been added to the capital cost to it of depreciable property of that class the capital cost of depreciable property, hereinafter in this subsection referred to as "added property", of another prescribed class, for the purpose of this section and the regulations made under clause *a* of subsection 2 of section 22, the added property shall, if the Treasurer so directs with reference to any fiscal year for which the Treasurer may make any re-assessment or additional assessment or assess tax, interest or penalties under Part V as the circumstances require, be deemed to have been property of the first-mentioned class and not of the other class at all times before the commencement of that fiscal year and, except to the extent that that property or any part thereof has been disposed of by the corporation before the commencement of that fiscal year, to have been transferred from the first-mentioned class to the other class at the commencement of that fiscal year.
-
- (9) Where property of a corporation that was depreciable ^{Property} ^{of bankrupt} ^{corporation} property of a prescribed class has, on the making of a receiving order or the filing of an assignment for the benefit of creditors of the corporation, become vested in a trustee in bankruptcy, the property of the corporation of that class shall be deemed, for the purpose of this section and the regulations made under clause *a* of subsection 2 of section 22, to have been disposed of by the corporation at that time for an amount equal to the undepreciated capital cost thereof to the corporation immediately before that time, and to have been acquired by the trustee at that time at a capital cost equal to that amount.
- (10) Where a corporation that has become bankrupt has received an amount in a fiscal year from a trustee in bankruptcy as or on account of any surplus remaining ^{Proceeds} ^{of} ^{disposition} ^{received by} ^{trustee in} ^{bankruptcy} to which the corporation has become entitled after payment in full of its creditors with interest and other costs, charges and expenses as provided by law, the lesser of,
- (a) the amount so received; or

(b) the amount, if any, that would have been included in computing the income of the corporation for that or a previous fiscal year by virtue of subsection 1, if the amount or the aggregate of the amounts received by the trustee as proceeds of disposition of property of the corporation that was depreciable property of a prescribed class had been received by the corporation, immediately before becoming bankrupt, as proceeds of disposition thereof,

shall be included in computing the income of the corporation for that fiscal year.

R.S.O. 1960,
c. 73, s. 38,
re-enacted

4. Section 38 of *The Corporations Tax Act* is repealed and the following substituted therefor:

Election
respecting
incorrect
valuation
of inventory

38. Where the property described in the inventory of a business at the commencement of a fiscal year has, according to the method adopted by the corporation for computing income from the business for that fiscal year, not been valued as required by subsection 1 of section 25, the property described therein at the commencement of that fiscal year shall, if the Treasurer so directs, be deemed to have been valued as required by subsection 1 of section 25, and, in any such case, section 37 applies *mutatis mutandis* as though any amount by which the income of the corporation for the fiscal year is increased by virtue of this section were an amount included in computing its income for the fiscal year by virtue of section 31.

R.S.O. 1960,
c. 73, s. 54,
subs. 7,
cl. b, re-
enacted

5.—(1) Clause *b* of subsection 7 of section 54 of *The Corporations Tax Act* is repealed and the following substituted therefor:

(b) a transaction that has increased the assets of, or reduced the liabilities of, the corporation by an amount not less than the amount by which its paid-up capital has been increased.

R.S.O. 1960,
c. 73, s. 54,
subs. 7,
cl. d, re-
enacted

(2) Clause *d* of subsection 7 of the said section 54 is repealed and the following substituted therefor:

(d) the amount by which the corporation's paid-up capital was so increased, minus the amount, if any, by which the assets of the corporation have been increased or the liabilities of the corporation have been reduced by virtue of the increase in its paid-up capital.

6. Section 57 of *The Corporations Tax Act* is amended by adding thereto the following subsection: R.S.O. 1960,
c. 73, s. 57,
amended

(3a) A corporation, other than a corporation described in subsection 3, the principal business of which is production or marketing of sodium chloride or potash or the business of which includes manufacturing products the manufacturing of which involves processing sodium chloride or potash, may deduct, in computing its income under this Part for a fiscal year, the drilling and exploration expenses incurred by it in the fiscal year on or in respect of exploring or drilling for halite or sylvite. Halite or
sylvite
drilling and
exploration
expenses

7.—(1) Clause *c* of subsection 1 of section 65 of *The Corporations Tax Act* is amended by striking out “shareholder” in the first line and inserting in lieu thereof “shareholders”. R.S.O. 1960,
c. 73, s. 65,
subs. 1,
cl. c,
amended

(2) Clause *b* of paragraph 4 of subsection 2 of the said section 65 is amended by striking out “and” at the end of subclause i, by adding “and” at the end of subclause ii and by adding thereto the following subclause: R.S.O. 1960,
c. 73, s. 65,
subs. 2,
par. 4,
cl. b,
amended

(iii) a reference in subclause ii of clause *a* of subsection 5a of section 31 to amounts that would have been allowed to a corporation in respect of transferred property, at the rate that was allowed to the corporation in respect of property of a prescribed class, shall be construed as including a reference to amounts that would have been allowed to a predecessor corporation in respect of that property at the rate that was allowed to the predecessor corporation in respect of property of that prescribed class.

(3) Paragraph 5 of subsection 2 of the said section 65 is repealed and the following substituted therefor: R.S.O. 1960,
c. 73, s. 65,
subs. 2,
par. 5,
re-enacted

5. For the purpose of computing the income of the new corporation for a fiscal year, Reserves

(a) any amount that has been deducted as a reserve under clause *h* of subsection 1 of section 22, section 60 or section 64 in computing the income of a predecessor corporation for its last fiscal year shall be deemed to have been deducted as a reserve thereunder in computing the income of the new corporation for a fiscal year immediately preceding its first fiscal year; and

(b) any amount deducted under clause *i* of subsection 1 of section 22 in computing the income of a predecessor corporation for its last fiscal year or a previous fiscal year shall be deemed to have been deducted thereunder in computing the income of the new corporation for a fiscal year immediately preceding its first fiscal year.

R.S.O. 1960,
c. 73, s. 65,
subs. 2,
amended

(4) Subsection 2 of the said section 65 is amended by adding thereto the following paragraph:

Uncollected
proceeds of
sales of
predecessor
corporations

10. For the purpose of computing a deduction from the income of the new corporation for a fiscal year under clause *d* of subsection 1 of section 60, any amount included in computing the income of a predecessor corporation from a business for its last fiscal year or a previous fiscal year in respect of property sold in the course of the business shall be deemed to have been included in computing the income of the new corporation from the business for a previous fiscal year in respect thereto.

R.S.O. 1960,
c. 73, s. 65,
subs. 3, cl. *f*,
amended

(5) Clause *f* of subsection 3 of the said section 65 is amended by striking out "rule" in the twentieth line and inserting in lieu thereof "paragraph".

R.S.O. 1960,
c. 73, s. 75,
subs. 3,
repealed

8. Subsection 3 of section 75 of *The Corporations Tax Act* is repealed.

Application
of Act

9.—(1) Subsection 5*a* of section 31 of *The Corporations Tax Act*, as enacted by section 3 of this Act, is applicable in determining the undepreciated capital cost of property at any time after the 1st day of August, 1960.

Idem

(2) Subsection 5*b* of the said section 31, as enacted by section 3 of this Act, is applicable in respect of any direction made after the 1st day of August, 1960.

Idem

(3) Subsection 9 of the said section 31, as enacted by section 3 of this Act, is applicable in respect of property of a corporation that became bankrupt at any time after 1959.

Idem

(4) Subsection 10 of the said section 31, as enacted by section 3 of this Act, is applicable in respect of amounts received by a corporation by or on account of any surplus described therein after the 1st day of August, 1960.

Idem

(5) Except as provided by subsection 6, sections 1, 2, 4 and 6, subsections 3 and 4 of section 7 and section 8 of this Act apply in respect of fiscal years of corporations ending in 1960 and in respect of subsequent fiscal years.

(6) In the case of a corporation the fiscal year of which ^{idem} ending in 1961 does not coincide with the calendar year, the amount of the reduction or the increase in the deduction provided by subsection 2 of section 4 of *The Corporations Tax Act*, as referred to in subsection 36 of the said section 4, shall be the aggregate of two amounts calculated as follows:

- (a) in respect of the portion of such fiscal year that is in the calendar year 1960 as though the said subsection 36 of section 4 had not been amended by section 1 of this Act and applied for the whole fiscal year ending in 1961, the amount so calculated being reduced by that proportion of such amount which the number of days of such fiscal year in the calendar year 1961 bears to 365; and
- (b) in respect of the portion of such fiscal year that is in the calendar year 1961 as though the said subsection 36 of section 4 had been amended by section 1 of this Act and applied for the whole fiscal year ending in 1961, the amount so calculated being reduced by that proportion of such amount which the number of days of such fiscal year in the calendar year 1960 bears to 365.

10. This Act comes into force on the day it receives Royal ^{Commence-} Assent. _{ment}

11. This Act may be cited as *The Corporations Tax* ^{Short title} *Amendment Act, 1960-61.*

An Act to amend
The Corporations Tax Act

1st Reading

February 21st, 1961

2nd Reading

February 27th, 1961

3rd Reading

March 2nd, 1961

MR. ALLAN (Haldimand-Norfolk)





