

Professional Engineers Act Amended

On December 4, 2023, the *Less Red Tape, More Common Sense Act, 2023* (Bill 139) passed third reading in the legislature and received Royal Assent from the lieutenant governor. Schedule 15 of this act contains amendments to the *Professional Engineers Act* designed to modernize and improve operational and procedural performance. The text of the amended/new sections appears below. To download a copy of the full act and regulation as amended, please visit: https://www.ontario.ca/laws/docs/90p28_e.doc

PROFESSIONAL ENGINEERS ACT

Paragraph 10 of subsection 7 (1) of the *Professional Engineers Act* is repealed.

(2) Paragraph 11 of subsection 7 (1) of the Act is amended by striking out “and prescribing and requiring the use of forms of such returns” at the end and substituting “and governing the requirements”.

(3) Paragraph 13 of subsection 7 (1) of the Act is repealed and the following substituted:

13. requiring members of the Association and holders of certificates of authorization, temporary licences, provisional licences and limited licences to provide specified information or documents to the Registrar for the purposes of this Act, and governing the requirements;

Clause 14 (2) (b) of the Act is amended by striking out “that the holder” at the beginning and substituting “that the applicant for or the holder”.

Subsection 19 (3) of the Act is amended by striking out “mails or delivers” and substituting “delivers”.

Subsection 24 (4) of the Act is amended by striking out “mail” and substituting “deliver”.

Clause 28 (1) (b) of the Act is amended by striking out “27.1 or 37” and substituting “27.1, 33 or 37”.

Subsection 33 (10) of the Act is repealed and the following substituted:

Report

(10) The Registrar shall report the results of the investigation to the Complaints Committee and to the member or holder who was the subject of the investigation.

Complaints Committee may act

(11) The Complaints Committee may, on the basis of the report,

(a) direct that the matter be referred, in whole or in part, to the Discipline Committee;

(b) direct that the matter not be referred under clause (a); or

(c) take such action as it considers appropriate in the circumstances and that is not inconsistent with this Act or the regulations or by-laws.

Same

(12) Subsections 24 (3) to (5) apply with necessary modifications with respect to the operation of subsection (11).

Subsection 43 (1) of the Act is amended by striking out “personally or by mail” at the end and substituting “personally, electronically or by mail”.

The Act is amended by adding the following section:

Forms

46 The Registrar may approve forms for the purposes of this Act and require their use.

The Act is amended by striking out “the Attorney General” wherever it appears and substituting in each case “the Minister”, except in the definition of “Minister” in section 1.

Commencement

10 This Schedule comes into force on the day the Less Red Tape, More Common Sense Act, 2023 receives Royal Assent.