

New Brunswick's "Engineering Profession Act"

Complete Text of Bill Passed by the New Brunswick Legislature and
Signed by the Lieutenant-Governor of That Province—No Restrictions
or Penalties to be Enforced for One Year After Passing of Act

FOLLOWING is the complete text of the "Engineering Profession Act" which was recently passed by the legislature of New Brunswick, and which has been signed by the lieutenant-governor of that province and will be fully enforced after a period of one year has elapsed:—

An Act to Provide for an Association of Professional Engineers of the Province of New Brunswick.—Be it Enacted by the Lieutenant-Governor and Legislative Assembly, as Follows:—

Short Title

1. This Act may be cited as the "Engineering Profession Act."

Interpretation

2. In this Act, unless the context otherwise requires, the following expressions shall have the following meaning:

(a) "Professional Engineer" means any person registered as a professional engineer under the Provisions of this Act.

(b) "Practices as a Professional Engineer" shall mean and include designing, laying out, and supervising in a professional capacity the construction, enlargement, alteration, improvement, and repair of public utilities, factories, industrial works, railways, bridges, tunnels, highways, roads, canals, harbors, harbor works, wharves, river improvements, light-houses, wet docks, dry docks, dredges, cranes, floating docks, and other similar works, steam engines; turbines, pumps, internal combustion engines, and other similar mechanical structures, air ships and aeroplanes, electrical machinery and apparatus, chemical and metallurgical machinery and works for the development, transmission or application of power, mining operations and apparatus for carrying out such operations, municipal works, irrigation works, water works, water purification plants, sewerage works, sewage disposal works, drainage works, incinerators, hydraulic works, and all other engineering works.

(c) "The Association" means the Association of Professional Engineers of the Province of New Brunswick hereby incorporated;

(d) "Council" means the Executive Council of the Association;

(e) "President" means the President of the Association;

(f) "Registrar" means the Registrar of the Association;

(g) "The Secretary" means the Secretary-Treasurer of the Association;

(h) "Board" means the Board of Examiners of the Association;

(i) "Registration" means the admission of a person to membership in the Association and the enrolment of his name in a book of registry known as the "Register."

The Association

3. (a) All persons registered as members under the Provisions of this Act shall constitute the Association of Professional Engineers of the Province of New Brunswick, and shall be a body politic and corporate with perpetual succession and a common seal;

(b) The Head Office of the Association shall be at the City of St. John.

4. The Association shall have power to acquire and hold real estate for the purposes of the Association, and to alienate, mortgage, lease, or otherwise change or dispose of such real estate or any part thereof as occasion may require; and all fees, fines and penalties receivable and recoverable under this Act shall belong to the Association.

5. The Association may make by-laws not inconsistent with the provisions of this Act for:

(a) The discipline and honor of the profession, and the discipline and practice of the members;

(b) The management of its property;

(c) The levying and collecting of annual and other fees;

(d) The examination and admission of candidates;

(e) The filling of vacancies in the Council of the Association and the acceptance of resignations therefrom;

(f) All other purposes pertaining to the management of the Association.

6. All by-laws and amendments thereto shall become effective only after ratification by two-thirds of the votes received from members of the Association in good standing.

Who May Practice

7. (a) Only those persons who are members of the Association hereby incorporated and registered as such under the provisions of this Act, or who have received a license from the Council of the Association as hereinafter provided, shall be entitled to take and use the title of "Professional Engineer," or any abbreviation thereof, or to practice as a professional engineer within the Province of New Brunswick;

(b) Any person residing in the Province of New Brunswick at the time of the passing of this Act, who has practiced engineering for at least six, (6), years preceeding the date of his application, and who during that period has had charge of engineering work, or has been employed as an assistant on engineering work for at least two, (2), years shall be entitled to be registered as a member of the Association without examination, provided that such person shall produce to the Council within one year from the passing of this Act satisfactory proof of having so practiced. In case of a graduate in engineering from a University or College recognized by the Council, the period of engagement in engineering work required by this section shall include his prescribed term of instruction in such college;

(c) Any person who shall come hereafter to reside in the Province of New Brunswick, and who at the time of his so coming to reside in this Province is a duly registered member of an Association of engineers of some other Province in the Dominion of Canada, with a constitution similar to the Association hereby incorporated may upon application be registered as a member of this Association without payment of fee for the then current year; provided that he produce to or file with the Council a certificate of membership in good standing in said other Association and an application for transfer of registry endorsed by the registrar or other proper officer of said other Association;

(d) Any person residing in the Province of New Brunswick not qualified as hereinbefore mentioned, and who may desire to become registered as a member of the Association, may make application to the Council, and shall submit to such examination as the Council may require, or shall submit such other proof of qualification in lieu of an examination as the Council may decide, and such person shall be registered as a member of the Association on payment of the prescribed fees after the Council shall have certified in writing that such examination has been satisfactorily passed, or that such other proof has been found satisfactory. If the applicant be a graduate in engineering of the University of New Brunswick or other college or standing recognized by the Council, he will not be required to submit to a written examination, but the applicant will be required to give the necessary proof as to his other qualifications as required by this act.

(e) Any non-resident of the Province of New Brunswick who is a registered member of an Association of Engineers in any other Province of the Dominion of Canada, hav-