

CONSTRUCTION LAW CHANGES IN ONTARIO

As of Jul 28, 2022

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Provincial Government Bills

1st Session, 43rd Parliament - There have been no bills since the June 2, 2022 majority win by the Progressive Conservative Party. *The Premier announced on Jul 28, 2022 that the Legislature will convene on Aug 8, 2022 to elect a house speaker and that the speech from the throne will be read on Aug 9, 2022.*

Private Members' Bills

1st Session, 43rd Parliament - There have been no bills the Jun 2, 2022 majority win by the Progressive Conservative Party.

Pending Proclamations of Bills

Not-for-Profit Corporations Act, 2010

This Act's in-force date was Oct 19, 2021 (the "Proclamation Date"). The Ontario Not-for-Profit Corporations Act, 2010 applies to all Ontario non-profit corporations. Current Ontario non-share capital corporations, such as the OGCA, have until Oct 2024 to review and amend their documents to conform with the new statute.

Moving Ontarians More Safely Act, 2021

While Sched 1 s. 14, 20, 21 as well as Sched 3 s. 1, 49, 50, 52, 53, 55-59 and 61-64 were proclaimed in force as of Jul 1 2022, Sched 3 s.2-15, 39, 46-48, 51, 54, 67(1) and (5) will not come into force until Jul 1, 2023. No coming into force dates have yet been announced for other sections of the Act

Regulations

(reflects contents of the Ontario Gazette through to *Jul 23, 2022*)

Ontario Regulation 837/21

PROFESSIONAL ENGINEERS ACT

This regulation, which was published in the Dec 25, 2021 issue of the Ontario Gazette, amends O. Reg 941 (General Regulation) by setting out requirements for affixing an electronic seal and signature to certain engineering documents. The Regulation will come into force on Jul 31, 2022.

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Ontario Regulation 174/22

HIGHWAY TRAFFIC ACT

This regulation, which was published in the Mar 25, 2022 issue of the Ontario Gazette, provides a new regulation, the Classes of Vehicles Requiring Annual and Semi-Annual Inspections Regulation. Under the new regulation, most commercial pick-up trucks would require annual inspections. This Regulation comes into effect on Jan 1, 2024.

Ontario Regulation 185/22

HIGHWAY TRAFFIC ACT

This regulation, which was published in the Mar 25, 2022 issue of the Ontario Gazette, establishes a new regulation for Portable Traffic Control Systems, which deal with traffic lane closures and automated flagger assistances devices. The Regulation will also revoke Ontario Regulation 606. This Regulation comes into effect on the day when Schedule 1 of the Moving Ontarians More Safely Act, 2021 comes into force.

Ontario Regulation 217/22

BUILDING CODE ACT, 1992

This regulation, which was published in the Apr 1, 2022 issue of the Ontario Gazette, amends O. Reg 332/12 (Building Code) about information disclosure requirements among the chief building official, the clerk of the municipality and the fire chief of each municipality. The Regulation will come into force on Jul 1, 2022.

Ontario Regulation 261/22

FAIR ACCESS TO REGULATED PROFESSIONS AND COMPULSORY TRADES ACT, 2006

This regulation, which was published in the Apr 23, 2022 issue of the Ontario Gazette, outlines procedures for applying for an exemption for Canadian experience requirements and sets out testing requirements for English language proficiency. Most of the Regulation will come into force on Jul 1, 2022, whereas sections 5 and 6 dealing with decisions by professional regulators, will come into force on Jul 1, 2023.

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Ontario Regulation 434/22

BUILDING CODE ACT, 1992

This regulation, which was published in the May 14, 2022 issue of the Ontario Gazette, amends O. Reg 332/12 (Building Code) provides certain exemptions for obtaining a permit under section 8 or 10 of the Act, for the construction of temporary Health or Residential facilities. The amendments, which came into effect on Apr 26, 2022, will be revoked as of Mar 31, 2023.

Ontario Regulation 451/22

BUILDING CODE ACT, 1992

This regulation, which was published in the May 14, 2022 issue of the Ontario Gazette, amends portions of O. Reg 332/12 (Building Code), including, but not limited to: the definition of 'Combustible construction' to include encapsulated mass timber construction; requirements for combustible flooring elements, combustible stairs and combustible interior finishes; certain minimum required fire resistance ratings; and various requirements for site assembled and factory-built buildings. It also provides requirements to allow for partial occupancy of super tall buildings. Most of the amendments came into force on Jul 1, 2022 and all requirements will be in force as of Nov 1, 2022.

Ontario Regulation 453/22

NEW HOME CONSTRUCTION LICENSING ACT, 2017

This regulation, which was published in the May 14, 2022 issue of the Ontario Gazette, amends O. Reg 631/20 (Applications for Licenses) by prescribing legislation which if contravened would impact the status of a license under the Act. The amendments came into force on Jul 1, 2022.

Current Proposals Posted on Ontario's Regulatory Registry

(A listing of regulatory proposals, as of **Jul 28, 2022**, that may affect OGCA member businesses, which are open for public comment)

There are no relevant proposals at this time

End of Report