

CHAPTER 381

Tourist Accommodation Regulation Act

Title.

1. This Act may be cited as the *Tourist Accommodation Regulation Act*. R.S. 1948, c. 338, s. 1; 1951, c. 83, s. 3.

Interpretation.

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

“rental unit” includes house, cabin, cottage, kitchen, office, administration building, apartment, room, lodge, hut, tent, and other structure, or any part of any of them, maintained for the use of the public at tourist accommodation;

“tourist accommodation” or “accommodation” means any parcel of land or premises equipped with rental units, and any parcel of land or premises used or maintained as a camping or parking ground for the public, whether or not a fee or charge is paid or made for the rental or use of the same;

“trailer” means any vehicle so constructed that it is suitable for being attached to a motor-vehicle for the purpose of being drawn or propelled by the motor-vehicle, and includes any such vehicle, notwithstanding that its running-gear is removed or that it is jacked up; but trailer does not include any vehicle unless it is used for the living, sleeping, or eating accommodation of persons therein. R.S. 1948, c. 338, s. 2; 1951, c. 83, ss. 4, 5; 1956, c. 50, s. 2.

Power to make regulations.

3. (1) The Lieutenant-Governor in Council may make regulations governing the licensing or registering, or the construction, equipment, furnishing, maintenance, operation, management, supervision, size, and location of tourist accommodation, and governing the construction, equipment, and operation of trailers, and governing the conduct of persons who operate, use, or avail themselves of the facilities of tourist accommodation or trailers, and respecting measures for the enforcement of regulations made under this Act and penalties for violation thereof.

(2) Without thereby limiting the generality of the provisions contained in subsection (1), it is declared that the power of the Lieutenant-Governor in Council to make regulations extends to

- (a) requiring the operator of every tourist accommodation to maintain a register of guests and of motor-vehicles and of trailers availing themselves of the facilities of the tourist accommodation;
- (b) providing for licensing or registration of tourist accommodation and prescribing fees to be paid for licences or registration;
- (c) providing for the inspection of tourist accommodation;

- (d) providing for the exemption from this Act of such tourist accommodation as in the opinion of the Lieutenant-Governor in Council are not operated primarily for gain;
- (e) prescribing as the penalty for the breach of any regulation a fine of not more than one hundred dollars. R.S. 1948, c. 338, s. 3; 1951, c. 83, ss. 6-13; 1956, c. 50, ss. 3, 4.

Classification of tourist accommodation.

4. (1) The Lieutenant-Governor in Council may establish standards for the classification of tourist accommodation and may classify tourist accommodation according to the standards established, and when any tourist accommodation has been classified under this section the owner thereof shall display and keep displayed in such manner as is prescribed by the Lieutenant-Governor in Council a notice specifying the classification that has been assigned to the accommodation.

(2) No person shall display, publish, or use any sign, symbol, or advertisement which indicates, or is calculated to indicate, that any tourist accommodation has been classified under this Act or certified under the regulations unless in fact the tourist accommodation has been so classified or certified.

(3) The Lieutenant-Governor in Council may make different regulations for different classifications of tourist accommodation. R.S. 1948, c. 338, s. 4; 1951, c. 83, s. 6; 1956, c. 50, s. 5.

Regulation for tourist accommodation established before date of regulations and for those subsequently established.

5. The Lieutenant-Governor in Council may make any regulation made under section 3 applicable only to tourist accommodation that is established after the coming into operation of the regulation, or may make different regulations for tourist accommodation established at the date when the regulations come into force and for those subsequently established. R.S. 1948, c. 338, s. 5; 1951, c. 83, s. 6.

Establishment of areas.

6. The Lieutenant-Governor in Council may make regulations under section 3 for the whole of the Province or for defined areas in the Province and may make different regulations for different areas. R.S. 1948, c. 338, s. 6.

Municipalities.

7. The Lieutenant-Governor in Council may make regulations made under section 3 applicable in whole or in part to municipalities or to specified municipalities or may exclude municipalities from the operation of the regulations. R.S. 1948, c. 338, s. 7.

By-laws of municipalities.

8. Where regulations under this Act are applicable to a municipality, any by-law of such municipality shall have effect so long and so far only as it is not repugnant to any regulation under this Act. R.S. 1948, c. 338, s. 8.

Enforcement by municipalities.

9. Where regulations under this Act are applicable to a municipality, it is the duty of the Council of such municipality concurrently and in addition to the exercise by any Inspector appointed by the Lieutenant-Governor in Council of the powers conferred upon him by the Lieutenant-

Governor in Council to see that the regulations made under this Act and applicable to the municipality are complied with within the limits of the municipality and to enforce the same therein. R.S. 1948, c. 338, s. 9.

Appointment
of Inspectors,
etc.

10. Such Inspectors and employees as are required for carrying out the purposes of this Act may be appointed pursuant to the provisions of the *Civil Service Act*, all of whom shall hold office during pleasure. R.S. 1948, c. 338, s. 10.

Administered
by Minister of
Recreation and
Conservation.

11. This Act shall be administered by the Minister of Recreation and Conservation. R.S. 1948, c. 338, s. 11; 1957, c. 63, s. 2.

Moneys
required
for admin-
istration.

12. Any moneys required for the administration of this Act or for carrying out any of the provisions of this Act shall, in the absence of any vote of the Legislative Assembly available therefor, be paid out of the Consolidated Revenue Fund. R.S. 1948, c. 338, s. 12.