

The Village of Pemberton
Bylaw No. 631, 2009

Being a Bylaw to regulate the Installation, Inspection and Testing of Fire Protection Equipment.

WHEREAS:

- A. The Council of the Village of Pemberton has the authority pursuant to the *Community Charter Section 8.3 (g)*, by Bylaw, to deal with matters that are within the scope of the Fire Services Act; and,
- B. The British Columbia Fire Code, a regulation enacted under the Fire Services Act, requires inspections and tests of fire protection equipment; and
- C. The Village of Pemberton wishes to ensure that certain inspections and tests required under the British Columbia Fire Code are carried out by persons certified as fire protection technicians under the Applied Science Technologists and Technicians Act.

NOW THEREFORE the Council of the Village of Pemberton in open meeting assembled ENACTS AS FOLLOWS:

- 1. This Bylaw may be cited for all purposes as the “Installation, Inspection and Testing of Fire Protection Equipment Bylaw No. 631, 2009 ”

Definitions

- 2. In this Bylaw,

“Fire Protection Equipment” means fire protection equipment, devices, systems and measures, including fire alarm systems, automatic sprinkler systems, special extinguishing systems, fire extinguishers, water supplies for fire protection, standpipe and hose systems, fixed pipe fire suppression systems in commercial kitchen exhaust systems, smoke control measures and emergency power installations.

“Fire Protection Technician” means a person certified under the Applied Science Technologists and Technicians Act as a fire protection technologist.

“Hotel” includes

- (a) an apartment house.
- (b) a residential condominium building that has:

- (i) 2 or more levels of strata lots as defined by the Condominium Act, and
 - (ii) one or more corridors that are common property as defined in the Condominium Act, and
- (c) a boarding house, lodging house, club or any other building except a private residence where lodging is provided, and

“Public Building” includes a factory, within the meaning of the Workplace Act, a warehouse, store, mill, school, hospital, theater, public hall, office building and any other building other than a private dwelling house.

Requirements

3. Every person who is required under any provision of the British Columbia Fire Code to perform or cause to be performed, annually or less frequently than annually, an inspection or test of Fire Protection Equipment for a Hotel or Public Building, or to perform or cause to be performed an inspection or test of fire suppression systems in commercial kitchen exhaust systems, shall ensure that the inspection or test is performed by a Fire Protection Technician and in accordance with the British Columbia Fire Code.
4. Every person who is required to obtain an inspection or a test referred to in Section 3 of the Bylaw shall ensure that the inspection or test is recorded, or the Fire Protection Equipment tagged and labeled in accordance with the British Columbia Fire Code and any regulations or bylaws under the Applied Science Technologists and Technicians Act.

Penalty

5. Every person who contravenes or violates any provision of this bylaw, or who suffers or permits any act or thing to be done in contravention or in violation of any provision of this bylaw or who neglects to do or refrains from doing anything required to be done by any provision of this bylaw commits an offense and shall be liable, on summary conviction, to a fine of not less than \$100.00 and not more than the maximum allowed under the *Offense Act*.

READ A FIRST TIME this 24th day of March, 2009.

READ A SECOND TIME this 24th day of March, 2009.

READ A THIRD TIME this 24th day of March, 2009.

RECONSIDERED, FINALLY PASSED and ADOPTED this 7th day of April, 2009.

Mayor

Administrator