



CHAPTER 80.

An Act to amend the "Shops Regulation and Weekly Half-holiday Act."

1943, c. 58; 1946, c. 65.

[Assented to 3rd April, 1947.]

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of British Columbia, enacts as follows:—

1. This Act may be cited as the "Shops Regulation and Weekly Half-holiday Act Amendment Act, 1947." Short title.
2. The long title of the "Shops Regulation and Weekly Half-holiday Act," being chapter 58 of the Statutes of 1943, is amended by striking out "Half-holiday" in the third line, and substituting "Holiday." Amends title.
3. Section 1 is amended by striking out "Half-holiday" in the second line, and substituting "Holiday." Amends s. 1.
4. Section 2 is amended by striking out "Half-holiday" in the fifth line, and substituting "Holiday." Amends s. 2.
5. Section 4 is amended by striking out subsection (2), which was added to that section by section 3 of chapter 65 of the Statutes of 1946. Amends s. 4.
6. Section 5 is amended by striking out "one month" in the tenth line of subsection (1), and substituting "sixty days." Amends s. 5.
7. Section 5 is further amended by striking out "The" in the eighth line of subsection (2), which subsection was enacted by section 4 of said chapter 65, and substituting the following words: "Subject to the provisions of subsection (3), the." Further amends s. 5.

- Further amends s. 5.** 8. Section 5 is further amended by inserting the following as subsection (3) :—
“(3.) Provided that the Council of the City of Vancouver, in any by-law passed under the authority of subsection (1) requiring the closing of automobile garages, automobile service or repair shops, or gasoline service-stations, shall make such provision as it deems necessary for the accommodation of the public after the hour for closing appointed by the by-law.”
- Further amends s. 5.** 9. Said section 5 is further amended by renumbering the present subsection (3) as subsection (4).
- Amends title in Part II.** 10. The sub-title of Part II is amended by striking out “Half-holiday,” and substituting “Holiday.”
- Amends s. 22.** 11. Section 22 is amended by inserting immediately before the definition of “shop” the following definition:—
“‘Day’ means a week-day period of twenty-four hours from midnight to midnight.”
- Further amends s. 22.** 12. Section 22 is further amended by striking out “Saturday” in the fourth line, and substituting “Sunday.”
- Further amends s. 22.** 13. Section 22 is further amended by inserting immediately after the definition of “week” the following definition:—
“‘Weekly holiday’ means the weekly half-holiday or the weekly whole holiday, as the case may be, for which provision is made in section 23.”
- Amends s. 23.** 14. Section 23 is amended by inserting the following as subsections (2) and (3) :—
“(2.) The Municipal Council of a municipality may, notwithstanding the provisions of subsection (1), by by-law require that any class or classes of shops be closed for the whole of the day specified in the by-law during the whole or any part or parts of each year.
“(3.) No occupier of a shop belonging to a class in respect of which a by-law is in force requiring that class to be closed for the whole of a day shall permit any of his employees to be in the shop on any part of that day.”
- Further amends s. 23.** 15. Said section 23 is further amended by renumbering the present subsections (2) and (3) as subsections (4) and (5).
- Further amends s. 23.** 16. Said section 23 is further amended by striking out “subsection (1)” in the second line of subsection (5), as renumbered by section 15, and substituting the words “any of the provisions of this section.”

17. Said section 23 is further amended by adding the following Further amends s. 23.
as subsection (6) :—

“(6.) The provisions of sections 9, 10, and 11 shall, *mutatis mutandis*, apply to any by-law passed in accordance with subsection (2).”

18. Section 24 is amended by striking out “half-holiday” in Amends s. 24.
the first, third, sixth, thirteenth, and sixteenth lines, and substituting “holiday.”

19. Section 25 is amended by striking out “half-holiday” in Amends s. 25.
the first line and substituting “holiday.”

20. Section 26 is amended by striking out “half-holiday” in Amends s. 26.
the fourth and ninth lines, and substituting “holiday.”

21. Section 27 is amended by striking out the first six lines, Amends s. 27.
and substituting the following :—

“27. It shall be the duty of every employer to whom this Part applies to keep his shop closed for the service of customers, in the case of a weekly half-holiday from and after one o'clock in the afternoon of the day fixed as such weekly half-holiday or such earlier hour in respect of the shops within any municipality as may be fixed from time to time by the Council of that municipality and during the remainder of such day, and in the case of a whole-day holiday for the whole of such day, and.”

22. Section 31 is repealed, and the following is substituted :— Re-enacts s. 31.

“31. When Christmas Day falls on a Thursday, Friday, or Saturday, or when two or more of the public holidays designated in section 33 (other than Christmas Day and the day following Christmas Day) occur in the same week, the provisions of this Part as to the closing of shops and the observance of a weekly holiday shall not apply in respect of any of the days of the same week.”

23. Section 33 is amended by striking out “half-holiday” in Amends s. 33.
the first line, and substituting “holiday.”

24. Section 38 is amended by renumbering the present section Amends s. 38.
as subsection (1), and by adding the following as subsections (2) and (3) :—

“(2.) The Lieutenant-Governor in Council may make regulations for all or any of the following purposes :—

“(o.) Requiring an employer of females in any shop or the employer of females in any class or classes of shops to provide a rest-room for female employees :

“(b.) Prescribing the specifications of such rest-room:

“(c.) Requiring such employer or employers to permit his female employees to have a rest period and to spend the rest period in the rest-room:

“(d.) Prescribing the times at which a rest period shall be permitted and the duration of the rest period:

“(e.) Prescribing that the times fixed for rest periods shall be at different times for different employees.

“(3.) If any employer to whom regulations made pursuant to subsection (2) offends against any of the regulations, he shall, on summary conviction, be liable to a fine of not less than twenty dollars and not more than fifty dollars.”

Amends s. 39

25. Section 39 is amended by striking out “Half-holiday” in the seventh line, and substituting “Holiday.”

Repeals s. 49.

26. Section 49 is repealed.

Amends Sch 1.

27. Schedule 1 is amended by striking out “half-holiday” in the second, eleventh, fourteenth, and fifteenth lines, and substituting “holiday.”

Further amends
Sch 1.

28. Said Schedule 1 is further amended by striking out “vegetables” in the fourth line.

Amends Sch 2

29. Schedule 2 is amended by striking out “vegetables” in the fourth line.

VICTORIA, B C

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