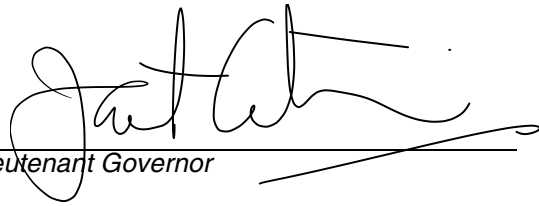


PROVINCE OF BRITISH COLUMBIA

ORDER OF THE LIEUTENANT GOVERNOR IN COUNCIL

Order in Council No. 100

, Approved and Ordered March 6, 2019

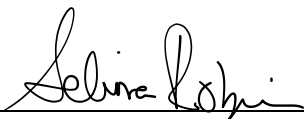


Lieutenant Governor

Executive Council Chambers, Victoria

On the recommendation of the undersigned, the Lieutenant Governor, by and with the advice and consent of the Executive Council, orders that

- (a) the Homeowner Protection Act Regulation, B.C. Reg. 29/99, is amended as set out in the attached Appendix A, and
- (b) effective July 1, 2019, the Homeowner Protection Act Regulation is amended as set out in the attached Appendix B.



Minister of Municipal Affairs and Housing



Presiding Member of the Executive Council

(This part is for administrative purposes only and is not part of the Order.)

Authority under which Order is made:

Act and section: *Homeowner Protection Act*, S.B.C. 1998, c. 31, s. 32 (3); *Insurance Act*, R.S.B.C. 2012, c. 1, s. 149

Other: OIC 137/99

R10281422

APPENDIX A

- 1 *Section 1 (1) of the Homeowner Protection Act Regulation, B.C. Reg. 29/99, is amended*
 - (a) *in paragraph (a) of the definition of “building code” by striking out “Local Government Act” and substituting “Building Act”, and*
 - (b) *in the definition of “home warranty insurance” by striking out “189.1 (1)” and substituting “141 (1)”.*
- 2 *Section 7 is amended by striking out “189.1 (2)” and substituting “141 (2)”.*
- 3 *Section 8 is amended by striking out “189.1 (3)” and substituting “141 (3)”.*

APPENDIX B

- 1 *Schedule 7 of the Homeowner Protection Act Regulation, B.C. Reg. 29/99, is amended*
 - (a) *by repealing section 2 and substituting the following:*

Requirements

- 2 (1) A residential builder licence holder or a single nominee of a residential builder licence holder must complete, during the term of the residential builder licence, a minimum of 20 points of continuing professional development in accordance with subsection (2).
- (2) For the purposes of subsection (1), a residential builder licence holder or nominee may claim one point after completing
 - (a) one half hour of formal learning, being attendance and participation in a structured course or training session
 - (i) offered by an organization described in section 5,
 - (ii) that has as its primary purpose training in an area of competency described in Schedule 6 or in business ethics, and
 - (iii) for which credit is awarded by the organization offering the course or session only after successful completion of a graded examination or assignment, or
 - (b) one hour of informal learning, being
 - (i) attendance at a conference, seminar or workshop relevant to the construction industry, or a meeting of a professional or construction industry association, if the primary purpose of the conference, seminar, workshop or meeting is to provide training in an area of competency described in Schedule 6 or in business ethics,
 - (ii) participation in the development of research or education relevant to residential construction,
 - (iii) training provided by a supplier of a material or product used in residential construction, if the primary purpose of the training is to

demonstrate or train in the proper use or application of the material or product, or

- (iv) training provided by employers, if the primary focus of the session is to train in an area of competency described in Schedule 6 or in business ethics. ,

(b) by adding the following section:

Carryover of points

- 2.1** (1) If a residential builder licence holder or single nominee of a residential builder licence holder, in accordance with section 2, completes more than 20 points of continuing professional development during the term of the residential builder licence, the residential builder licence holder or nominee may, if the licence is renewed for a term immediately following the term in which the points are completed, claim the points that are over 20 points, up to a maximum of 20 points, for the purpose of meeting the requirements of section 2 for the term of the licence immediately following the term in which the points are completed.
- (2) Subsection (1) does not apply to a residential builder licence holder or nominee who, in accordance with section 2, completes more than 20 points of continuing professional development during the term of the residential builder licence if
- (a) the licence is renewed for a term immediately following the term in which the points are completed, and
 - (b) during the term immediately following the term in which the points are completed,
 - (a) in the case of the residential builder licence holder, the licence is cancelled, or
 - (b) in the case of the nominee, the nominee ceases to be a nominee of the residential builder licence holder. ,

(c) by repealing sections 3 and 4, and

(d) in section 5 by striking out “section 4 (b) (i)” and substituting “section 2 (2) (a) (i)”.