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This PUBLIC BILL originated in the HOUSE OF REPRESENTATIVES, and, having this day passed as now printed, is transmitted to the LEGISLATIVE COUNCIL for its concurrence.

House of Representatives,

5th November, 1912.

Hon. Mr. Rhodes.

PLUMBERS REGISTRATION.

ANALYSIS.

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A BILL INTITULED

AN ACT to provide for the Registration of Plumbers.

Title.

BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:—

Short Title.

1. This Act may be cited as the Plumbers Registration Act, 1912, and shall come into operation on the first day of April, nineteen hundred and thirteen.

Interpretation.

2. In this Act, if not inconsistent with the context,—

10 "Board" means the Plumbers' Board of New Zealand constituted under this Act:

15 "Chief Health Officer" means the Chief Health Officer appointed under the Public Health Act, 1908, or any person for the time being appointed by the Minister as the deputy of the Chief Health Officer for the purposes of this Act:

"Plumber" means any person who is and has for at least seven years at any time been engaged in the trade of plumbing, who is either a journeyman or master plumber:

20 "Registered plumber" means a person registered under this Act:

"Registrations" and "registered" respectively mean registration under this Act and registered under this Act:

"Sanitary plumbing" means and includes—

(i.) The fixing, repairing, or disconnecting of any bath, sink, washtub, water-closet, or other sanitary fitting or appliance, or of any fittings or accessories connected therewith, but does not include a gas or electrical water-heater; 5

(ii.) The fixing, repairing, removing, or disconnecting of any trap, waste or soil pipe, ventilation pipe or shaft, or overflow-pipe connected with or accessory to any sanitary fitting or appliance, or drain or sewer; 10

(iii.) The fixing, repairing, removing, or disconnecting of any water-supply pipes to any sanitary fitting or appliance; and 15

(iv.) Generally, all plumbing-work in connection with any sanitary fitting or appliance.

Plumbers' Board.

3. (1.) There is hereby established a Board, to be called the Plumbers' Board of New Zealand, which shall consist of the following members, namely:— 20

(a.) The Chief Health Officer for the time being, who shall be the Chairman of the Board;

(b.) The Inspector-General of Schools for the time being;

(c.) A person for the time being holding in New Zealand the position of Engineer to a Borough Council or Drainage Board who shall be appointed by the Governor. 25

(d.) Two persons being respectively a master plumber and a journeyman plumber who shall be elected by their respective federated associations.

(2.) With respect to the members appointed or elected under paragraphs (c) and (d) of the last preceding subsection the following provisions shall apply:— 30

(a.) Appointments shall be made and elections held in the manner prescribed by regulations;

(b.) The names of the persons from time to time appointed or elected shall be gazetted; 35

(c.) The members so appointed or elected shall hold office for a term of three years from the date of the publication of the Gazette notifying their appointment or election;

(d.) If any such member dies, or by writing addressed to the Chairman resigns his office, or fails without the consent of the Board to attend four consecutive meetings of the Board, his office shall become vacant, and the Governor may appoint some other qualified person in his stead, who shall hold office for the residue of the period during which the vacating member would have held it if the vacancy had not occurred. 40 45

Meetings of Board.

4. (1.) The Board shall meet for the conduct of its business at such times and places as may from time to time be fixed by the Board by rules to be made by it in that behalf. 50

(2.) Notice of the time and place of every such meeting, signed by the Chairman, shall be sent to every member of the Board at least seven clear days before the time appointed for that meeting.

(3.) The Board may regulate its own procedure in such manner as it thinks fit.

Act of 1911, section 4
has been amended
by Act of 1912

5 (4.) If at any meeting of the Board the Chairman is not present, the Board shall appoint some member present to act as Chairman in respect of that meeting, and the person so appointed shall have and may exercise all the powers and functions of the Chairman for the purposes of that meeting.

In absence of Chief Health Officer, Board may appoint Chairman.

6 (5.) (1.) At any meeting of the Board three members shall form a quorum.

Quorum.

10 (2.) Every question before the Board shall be determined by a majority of the votes of the members present at the meeting of the Board.

15 (3.) The Chairman of the Board shall have a deliberative vote, and, in the case of an equality of votes, shall have a casting vote also.

7. (1.) Every person shall be entitled to registration as a plumber under this Act who satisfies the Board that he is—

Qualifications of persons entitled to registration as plumbers under this Act.

20 (a.) The holder of a certificate that he has passed such examinations in sanitary plumbing, both practical and theoretical, as may be approved by the Board or prescribed by regulation; or

25 (b.) At the time of the commencement of this Act, the holder of a certificate or license as a master plumber or journeyman plumber issued by the Drainage Boards of Christchurch or Dunedin, or issued under any municipal by-laws applicable to the licensing of plumbers, or who satisfies the Board that he is fully competent to perform the duties of a sanitary plumber :

30 Provided that application for registration under this paragraph shall be made within six months from the coming into operation of this Act or the time of making a regulation under paragraph (f) of clause sixteen of this Act, as the case may be :

35 (2.) The Chief Health Officer shall, in making entries in the Register of Plumbers hereinafter referred to, distinguish between persons registered under paragraph (a) and those registered under paragraph (b) of this section.

Register of Plumbers.

40 (3.) (1.) The Board shall, on being satisfied that any person is entitled to registration under this Act, cause the name of that person to be entered in a book to be kept by the Chief Health Officer at his office and called the " Register of Plumbers of New Zealand."

(2.) Such register shall at all reasonable times be open to inspection by the public.

45 (4.) The Chief Health Officer shall, on application in that behalf made to him at any time by any registered plumber, issue to such person a certificate of registration.

Certificates of registration.

50 (5.) The Chief Health Officer shall in the month of January next succeeding the coming into force of this Act cause a list of registered plumbers, arranged in alphabetical order of their surnames, to be sent to the Minister of Public Health, who shall forthwith cause the same to be published in the *Gazette*.

List of registered plumbers to be gazetted.

Annual list to be prepared and gazetted.

11. Prior to the month of January in every succeeding year, the Chief Health Officer shall forward to every person whose name appears in the register, a copy of the form set forth in the Schedule hereto, and shall cause to be sent to the Minister of Public Health a list of those registered persons who signify on such form a desire to have their names published in the *Gazette* as registered plumbers, and every such list shall thereupon be published by the Minister in the *Gazette*.

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Gazette to be evidence.

12. A copy of the *Gazette* containing any such list shall be evidence that the persons therein named are registered under this Act, and the absence of the name of any person from such list shall be evidence that he is not so registered :

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Provided that a certificate under the hand of the Chief Health Officer of the entry of the name of any person in the register shall be evidence that the said person is registered under this Act.

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Copy of list to be kept at office of local authorities.

13. A copy of the list last published as aforesaid shall be sent to and kept at the office of every local authority or Drainage Board having jurisdiction within such districts as may be from time to time prescribed by regulations under the provisions of paragraph (f) of section *sixteen* hereof, and shall be open to inspection by any person during office hours.

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Appeals from refusal of Board to register.

14. Any person aggrieved by any decision of the Board refusing to cause his name to be entered in the register, or by any decision of the Board removing his name from the register, may within three months after such refusal or removal appeal, in the prescribed manner, to a Magistrate and two assessors, who may make such order as they think just, and such order shall have effect accordingly. One of the assessors shall be appointed by the Board, and the other shall be appointed by the appellant.

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Registered plumbers not to be required to pass examination prescribed by local authority. Regulations.

15. No registered plumber shall be required to pass any examination or to pay any license-fee under any by-law made by any local authority or Drainage Board.

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16. The Governor may from time to time by Order in Council make regulations prescribing—

- (a.) The subjects in which candidates for examinations under this Act may be examined ;
- (b.) The fee (not exceeding *five* shillings in each case) to be charged for registration and for the annual publication in the *Gazette* of the name of any registered person, or for any certificate of registration, and the fee (not exceeding *one* pound) to be charged for examination or re-examination ;
- (c.) The form of certificate of having passed any examination under this Act and the form of certificate of registration ;
- (d.) The districts or localities within which, after six months from the date of the coming into force within the district or locality of any such regulation, all sanitary plumbing shall be done by a person registered under this Act ;
- (e.) The manner of conducting appeals from decisions of the Board under this Act ; and
- (f.) Generally, for any other matter which is deemed by the Board necessary or expedient to give effect to this Act.

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17. With respect to examinations prescribed by regulations under this Act, the following provisions shall apply :—

Conduct of examinations.

5 (a.) The Board shall direct, control, and conduct all such examinations, or may make such other arrangements for the holding of examinations as it thinks fit, and may grant or refuse certificates of having passed such examinations :

10 Provided that no examination shall be regarded as sufficient for the purposes of registration under paragraph (a) of section seven hereof, unless it is at least equivalent to the plumbers' examination in Grade II of the City and Guilds of London Institute.

15 (b.) No such certificate shall be granted unless the candidate produces evidence to the satisfaction of the Board that he has served an apprenticeship of at least six years, or has been engaged in the plumbing trade for not less than seven years.

18. All moneys recovered or received by or on behalf of the Board in the administration of this Act shall be paid into the Public Account as part of the Consolidated Fund.

Moneys received under Act payable into Public Account.

19. All expenses incurred by or on behalf of the Board shall be payable out of moneys from time to time appropriated by Parliament for that purpose.

Expenses of administration.

20 (1.) Every person who does, or knowingly employs or permits any person to do, any sanitary plumbing in breach of this Act or of any regulations made thereunder, shall be liable to a fine not exceeding ten pounds.

Penalties for breaches of Act.

20 (2.) Every person is liable to a fine not exceeding twenty pounds who, not being registered, engages in the trade of sanitary plumbing contrary to any regulations made under this Act, or who takes or uses or exhibits the name or title or description of a registered plumber (either alone or in combination with any other word or words), or any name, title, or sign calculated to induce the belief that he is registered.

21. On the indorsement or cancellation by a local authority of the license of any registered plumber in pursuance of the by-laws of that local authority or otherwise, the local authority shall forthwith notify the Board of such indorsement or cancellation, and the Board may thereupon, in its discretion, cause the name of that person to be removed from the register for such time as it thinks fit.

Removal of name from Register of Plumbers.

22. After the expiration of one year from the commencement of this Act, it shall not be lawful for a local authority to employ or to continue to employ as an inspector of sanitary plumbing any person who is not a registered plumber or the holder of a certificate from the Royal Sanitary Institute.

Inspector of sanitary plumbing must be registered.

23. Nothing in this Act shall interfere with the business or trade of—

Application of Act limited.

50 (a.) Any person or plumber other than a person registered under this Act whose work is confined to plumbing other than sanitary plumbing ; or

(b.) Any person or plumber other than a person registered under this Act whose work is conducted outside any district or

locality defined by regulations made under paragraph (f) of section *sixteen* hereof.

Provisions as to reciprocity.

24. The Board may from time to time, with the consent of the Governor in Council, make arrangements with the Government of any part of the British Dominions for the reciprocal recognition of certificates and registration. 5

Schedule.

SCHEDULE.

PLUMBERS REGISTRATION ACT, 1912.

Notice of Desire to have Name published in Gazette.

To the Chief Health Officer,
Plumbers' Board of New Zealand,
Wellington.

I, [*Name in full*], a person registered under the Plumbers Registration Act, 1912, hereby give you notice of desire to have my name published in the *Gazette*, as a registered plumber.

I hereby declare as follows:—

1. My registered number is
 2. My postal address is
 3. I intend to work in and in the vicinity of [*Name of locality*].
 4. I was first registered on the day of , 191 , and have since worked as a registered plumber at [*Name of locality*].
- Dated at the above address, this day of , 191.

A. B.