

UNOFFICIAL CONSOLIDATION

**THE CORPORATION OF THE DISTRICT OF BURNABY
BYLAW NO. 6494**

A BYLAW to regulate and control the installation, alteration, repair, use, operation and maintenance of electrical wiring and equipment.

(Consolidated for convenience with Bylaw Nos. 6637, 6772, 6815, 6966, 7148, 7265, 7490, 7643, 7857, 9861, 10578, 10888, 11061, 11192, 11328, 11488, 11673, 11842, 12031, 12190, 12376, 12552, 12631, 12731, 12889, 13047, 13170, 13265, 13411, 13537, 13660, 13792 and 14494)

The Council of The Corporation of the District of Burnaby ENACTS as follows:

1. This bylaw may be cited as "**BURNABY ELECTRICAL BYLAW 1974**".
2. The Canadian Electrical Code, Part I (13th Edition) with supplements, amendments, and revisions thereto made from time to time (hereinafter called "The Electrical Code") is adopted and made applicable within the Municipality of Burnaby.
3. In this bylaw, unless the context otherwise requires,
 - (a) "Construct" includes install, alter, repair, maintain, use, operate.
 - (b) "Owner" shall have the same meaning as in the Municipal Act R.S.B.C.
 - (c) "Municipality" means the Municipality of Burnaby.
 - (d) "Person" shall have the same meaning as in the Interpretation Act R.S.B.C.
 - (e) "Inspector" includes the Chief Building Inspector, Supervisor - Electrical Inspections and Electrical Inspectors of The Corporation of the District of Burnaby.
4. The Chief Building Inspector shall
 - (a) require that all the provisions of this bylaw be enforced;
 - (b) maintain and keep records of all electrical installations and electrical works undertaken and the inspection thereof.
5. The Inspector is authorized to enter at all reasonable times into and upon any property in the municipality in order to ascertain whether or not this bylaw or the regulations contained therein are being obeyed or to enforce and carry the same into effect.

6. Any person obstructing the entry or attempted entry of the Inspector into or upon any property in the municipality in pursuance of his duties under this bylaw or other lawful enactment shall be guilty of an offence.
7. No person shall hinder or prevent the Inspector from entering into or upon or inspecting any property in the municipality whenever necessary to secure compliance with or prevent a violation of the provisions of this bylaw or other lawful enactment.
8. The Inspector shall decide whether any method, type of equipment, material or wiring used in any electrical installation or electrical work conforms to the requirements and provisions of this bylaw.
9. The Inspector shall suspend or order the correction, or suspend and order the correction, of all or any portion of any electrical installation or electrical work, including any alteration or repair of same, by attaching a notice to that effect on the said electrical installation or said electrical work or on the premises where the said electrical installation or said electrical work is being done or has been done or by serving a notice to that effect on the owner, tenant or occupier of the said premises whenever the Inspector finds that all or any portion of such electrical installation or electrical work
 - (a) is not being performed in accordance with this bylaw, or
 - (b) has not been performed in accordance with this bylaw, or
 - (c) is in an unsafe condition, or
 - (d) is in contravention of this bylaw.
10. Whenever the Inspector is of the opinion that any electrical installation or electrical work installed, used in, or being altered or repaired in any premise, or any premise, is for any reason dangerous to person or to property he may, by notice in writing given to the owner of the premises or the electrical installation or electrical work order, within a time to be stated in the notice, discontinuance of the use of the premises or the electrical installation or electrical work, or the making of such alterations or repairs. If, in the opinion of the Inspector, such electrical installation or electrical work are of immediate danger to persons or property, he may cause same to be disconnected.
11. In the event of fire, storm or other emergency, if, in the opinion of the Inspector, life or property is likely to be endangered by the existence or operation of any electrical installation or electrical work, he may require the owner of such electrical installation or electrical work forthwith to disconnect or remove the same as directed and in the event of the owner failing or declining to do so then the Inspector may cause the same to be disconnected or removed.
12. The Inspector may notify the owner of any property on or in which there are any dead wires, unused poles or unused electrical works, to remove the same within a time to be stated in the notice.

13. All new electrical installations or electrical works and such portions of existing electrical installations and electrical works as may be affected by new electrical installations or electrical works or by any changes shall be subject to inspection by the Inspector.
14. No electrical installation or electrical work which has been installed, altered, or repaired shall be used or operated until it has been inspected by the Inspector and found to conform to provisions of this bylaw.
15. No electrical installation or electrical work or part thereof shall be covered or concealed until it has been inspected and approved by the Inspector. If any electrical installation or electrical work or part thereof is covered or concealed before being inspected and approved, it shall be uncovered upon direction of the Inspector.
16. No person shall connect or reconnect or cause to be connected or reconnected any electrical installation or electrical work to any source or medium of electrical energy, without first obtaining the written approval of the Supervisor - Electrical Inspections.
17. The Inspector shall not approve the connection of any electrical installation or electrical work to any source or medium of electrical energy until
 - (a) A Certificate of Occupancy for the building, where the electrical installation or electrical work has been installed, has been issued by the Chief Building Inspector, or
 - (b) A Temporary Current Permit has been obtained pursuant to the provisions of this bylaw.
18. A good standard of workmanship must be used in the installation of all electrical installations or electrical works, and the Electrical Inspector may order the correction of any electrical installation or electrical work which he considers is being or has been improperly done.
19. Before any person shall install, construct, alter or repair any electrical installation or electrical work in the municipality, or shall commence doing any construction work in relation to or in connection with any such electrical installation or electrical work, he shall obtain a permit for such electrical installation or electrical work from the Chief Building Inspector or Supervisor - Electrical Inspections, after first having made application in writing therefore.
20.
 - (a) No person shall commence any electrical installation or electrical work for a commercial or industrial premise until he has submitted electrical plans and specifications for such electrical installation or electrical work to the Supervisor - Electrical Inspections and obtained from him approval of such plans and specifications.
 - (b) The approval of plans and specifications and the issuance of a permit shall not prevent the Supervisor - Electrical Inspections from thereafter requiring the correction of errors in the said plans and specifications or from correcting the

electrical installation or electrical work or from suspending the electrical installation or electrical work where there is a violation of this bylaw.

21. The Regulation made by Order in Council 1999, June 12, 1973, governing permits and fees with supplements, amendments and revisions thereto made from time to time is adopted with the only exception of fee schedules.
22. (1) The application for permit shall
 - (a) be accompanied by fee prescribed as set out in the Burnaby Consolidated Fees and Charges Bylaw; (BYLAW NO. 13792, 14494)
 - (b) be made in the form prescribed by the Chief Building Inspector and signed by the applicant.
- (2) If any electrical installation for which a permit is required by this bylaw has been commenced before a permit has been issued by the Chief Building Inspector, or Supervisor Electrical Inspections, the permit applicant for the proposed installation shall pay to the Municipality double the fee specified in the Burnaby Consolidated Fees and Charges Bylaw. (BYLAW NO. 13792, 14494)
- (3) The fees specified in the Burnaby Consolidated Fees and Charges Bylaw apply in respect to: (BYLAW NO. 14494)
 - (a) review of preliminary and modified drawings and specifications;
 - (b) transfer or assignment of a permit issued pursuant to this bylaw;
 - (c) extension of a permit issued pursuant to this bylaw;
 - (d) re-inspection of any work due to non-compliance with bylaw or incomplete work;
 - (e) special inspections in the following circumstances:
 - (i) the permit holder requests an inspection which cannot be carried out during the City's normal business hours;
 - (ii) the permit holder requests a voluntary inspection during the City's normal business hours to establish the condition of a building or structure or for provisional occupancy;
 - (iii) an inspection requires special arrangements because of length of time, frequency of visits, location, construction techniques or other reasons; and
 - (iv) an inspection is required for a strata title subdivision application.
- (4) No permit fee or part thereof paid pursuant to this Bylaw shall be refunded if the work authorized by the permit has commenced. If no work has commenced, the refund shall be calculated in accordance with the Burnaby Consolidated Fees and Charges Bylaw, subject to the Chief Building Inspector receiving a request for refund in writing. (BYLAW NO. 14494)

- (5) Where application is made for a permit to construct non-market housing for families or persons of low income, persons suffering from a disability or with special needs or seniors, operated on a not-for-profit basis, the Chief Building Inspector may defer payment of the permit fees payable under this bylaw until the earlier of:
 - (a) the date which is 24 months after the date upon which the permit for the construction of the building is issued;
 - (b) the date upon which an occupancy certificate for the building is issued, and on such terms and conditions as the Chief Building Inspector may require.(BYLAW NO. 13792)

- 23. The Chief Building Inspector or Supervisor - Electrical Inspections may refuse to issue a permit or an annual permit
 - (a) for any addition, alteration or repairs or an extension to any wiring system, in, on, or through any building or place where the existing wiring is not in accordance with the provisions of this bylaw.
 - (b) where the applicant has been notified of a violation of any part of this bylaw in regard to the electrical installation or electrical work of another building or place for which he has been responsible and such violation has not been remedied.

- 24. The Chief Building Inspector or Supervisor - Electrical Inspections may revoke a permit where:
 - (a) there is a violation of
 - (i) any condition under which the permit was issued, or
 - (ii) any provision of this bylaw.
 - (b) the permit holder has not remedied violation of any part of this bylaw in regard to other electrical installations or electrical works in or on another building or place.

- 24A. Deleted. (BYLAW NO. 13792)

- 24B. Deleted. (BYLAW NO. 13792)

- 25. Nothing contained in this bylaw shall be deemed or construed to relieve any person owning, operating, constructing, installing, altering, or repairing any electrical installation or electrical work from any liability for damage to any person injured by the construction, installation, alteration, repair or operation of the same, nor shall the Corporation be deemed to have assumed any liability by the reason of the inspection hereinbefore authorized.

- 26. It shall be unlawful for any person to construct or maintain or cause to be constructed or

maintained any electrical installation or electrical work in a manner contrary to any direction, instruction, specification or provision contained in or adopted by this bylaw or any notice lawfully given or posted pursuant to the provisions of this bylaw or without any permit hereby required or contrary to the condition upon which any permit has been issued pursuant to this bylaw; or to fail or refrain from doing or taking, any act of precaution required to be done or taken prior to or in doing anything permitted by this bylaw or by any notice lawfully given or posted pursuant to the provisions of this bylaw.

27. Every person who violates any of the provisions of this bylaw, or who causes, suffers or permits any act or thing to be done in contravention or in violation of any of the provisions of this bylaw, or who neglects or refrains from doing anything required to be done by any of the provisions of the bylaw or who neglects or refrains from doing anything required to be done by any notice given pursuant to the provisions of this bylaw or who carries out or who suffers, causes or permits to be carried out any electrical installation or electrical work in a manner prohibited by or contrary to any of the provisions of this bylaw or who fails to comply with any order, direction or notice given under this bylaw shall be deemed to be guilty of an infraction of this bylaw and shall be liable to the penalties hereby imposed. For each day that a violation is permitted to exist, it shall constitute a separate offence.
28. Any person who violates any of the provisions of this bylaw or who suffers or permits any act or thing to be done in violation of any of the provisions of this bylaw is guilty of an offence punishable on summary conviction and is liable to a fine of not less than Two Thousand (\$2,000.00) Dollars and not more than Ten Thousand (\$10,000.00) Dollars for each violation.
(BYLAW NO. 13792)
29. Repealed. (BYLAW NO. 13792)
30. This bylaw shall come into force and take effect on the 31st day of October 1974.

Read a first time this 7th day of October 1974.

Read a second time this 7th day of October 1974.

Read a third time this 7th day of October 1974.

Reconsidered and adopted this 15th day of October 1974.

T.W. CONSTABLE
MAYOR

JAMES HUDSON
MUNICIPAL CLERK

APPENDIX “A”

SCHEDULE OF ELECTRICAL PERMIT AND INSPECTION FEES

Repealed. (BYLAW NO. 13792)