

Offence and penalty

22(1) Every person who:

- (a) contravenes this Act, the regulations or a bylaw passed pursuant to this Act;
- (b) fails to comply with an order made pursuant to section 17 or 18;
- (c) obstructs or hinders a building official in the performance of his duties under this Act or the regulations;

is guilty of an offence and liable on summary conviction:

- (d) in the case of an individual, to a fine of not more than \$5,000 and, in the case of a continuing offence, to a further fine of not more than \$5,000 for each day during which the offence continues;
- (e) in the case of a corporation, to a fine of not more than \$10,000 and, in the case of a continuing offence, to a further fine of not more than \$10,000 for each day during which the offence continues.

(2) A conviction for an offence mentioned in clause (1)(b) does not relieve the person convicted from compliance with the order, and the convicting judge shall, in addition to any fine imposed, order that person to do, within a specified period, any act or work necessary to remedy the non-compliance with the order.

(3) A person to whom an order is given pursuant to subsection (2) who fails to comply with the decision, order or directive within the specified time is guilty of an offence and liable on summary conviction:

- (a) in the case of an individual, to a fine of not more than \$5,000;
- (b) in the case of a corporation, to a fine of not more than \$10,000;

for each day during which the non-compliance continues.

(4) A fine resulting from an offence pursuant to this Act that took place within the boundaries of the geographical area in which the local authority has jurisdiction accrues to that local authority.

1983-84, c.U-1.2, s.22; 1986-87-88, c.60, s.15;
1993, c.18, s.23.

Court order

23(1) The minister or a local authority, as the case may be, may apply to a judge of the court for an order described in subsection (3) if a person:

- (a) fails to comply with an order directed to that person pursuant to section 17 or 18 within the time specified in the order;
- (b) refuses to allow a building official or a person appointed by the local authority to carry out pursuant to section 21 an order made pursuant to section 17 or 18;
- (c) interferes with or attempts to interfere with the carrying out of an order made pursuant to section 17 or 18; or
- (d) demonstrates the intent to contravene an order made pursuant to section 17 or 18.