

## ■ Demand Side Legislation – OHS Regulations

PEGNL considers Demand Side Legislation, for purposes of engineering and geosciences regulation, to be clauses in government Acts and Regulations that require the services of an engineer or geoscientist to undertake an activity or certify something as meeting a required state or standard in order to meet the legislations' requirements.

Governments at all levels, federal, provincial and municipal, find that demand side legislation is an effective tool to ensure public safety and welfare.

Engineers Canada, describes demand-side legislation as any legislation requiring "certification of projects and works by an engineer for the protection of public safety." There are many pieces of federal legislation that contain demand side legislation requiring an engineer's services.

Within provincial legislation there are many references requiring the services of an engineer. There are not many such references for geoscientists, but perhaps that reflects that geoscience has not been regulated as long as engineering. Nevertheless there is still the same benefit in demand side legislation to the public for geoscience services.

Among the legislation requiring the services of an engineer is the Occupation Health and Safety Regulations 2012 that are authorized under the Act of the same name. Attached is a link that shows many excerpts from those Regulations where the services of an engineer are required in order to meet the legislations requirements.

While there may be items noted in the OHS Regulations that do not state the requirement for an engineer in the OHS Regulations, they may also involve activities that come under the Engineers and Geoscientists Act 2008, and therefore also require the services of an engineer.

[Link To Excerpts from OHS Regulations 2012](#)

[Link To OHS Act](#)

[Link To OHS Regulations 2012](#)