

The Amusement Ride Safety Act

being

Chapter A-18.2 of the *Statutes of Saskatchewan, 1986* (consult the Table of Saskatchewan Statutes for effective dates) as amended by the *Statutes of Saskatchewan, 1999, c.C-38.01; 2010, c.T-9.2; 2013, c.27; 2015, c.F-15.11; and 2018, c.42.*

NOTE:

This consolidation is not official. Amendments have been incorporated for convenience of reference and the original statutes and regulations should be consulted for all purposes of interpretation and application of the law. In order to preserve the integrity of the original statutes and regulations, errors that may have appeared are reproduced in this consolidation.

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CHAPTER A-18.2

An Act respecting the Licensing and Inspection of Amusement Rides

Short title

1 This Act may be cited as *The Amusement Ride Safety Act*.

Interpretation

2 In this Act:

- (a) “**amusement ride**” means a device or combination of devices designed to entertain or amuse people by physically moving them;
- (b) “**chief inspector**” means the chief inspector appointed pursuant to subsection 4(1);
- (c) “**department**” means the department over which the minister presides;
- (d) “**inspector**” means a person appointed pursuant to subsection 4(1) and includes the chief inspector;
- (e) “**licence**” means a valid and subsisting licence issued pursuant to this Act;
- (f) “**manager**” means a person having possession, custody or managerial control of an amusement ride, whether as owner, lessee or agent or in any other capacity;
- (g) “**minister**” means the member of the Executive Council to whom for the time being the administration of this Act is assigned;
- (h) “**operator**” means a person having direct control of the starting, stopping and speed of an amusement ride;
- (i) “**owner**” means, with respect to premises on or in which an amusement ride is situated, any person who controls the premises;
- (j) “**person**” includes a partnership, firm and unincorporated association.

1986, c.A-18.2, s.2.

Interpretation and administration of Act – safety standards agreement

2.1(1) In this section, “**safety standards agreement**” means a safety standards agreement entered into pursuant to *The Technical Safety Authority of Saskatchewan Act* respecting this Act.

(2) Notwithstanding any other provision of this Act or the regulations or of any other Act or law, this Act and the regulations are to be interpreted subject to the provisions of *The Technical Safety Authority of Saskatchewan Act* and the safety standards agreement.

2010, c.T-9.2, s.31.

c. A-18.2**AMUSEMENT RIDE SAFETY****Application**

3(1) Subject to subsection (2), this Act applies to:

- (a) every amusement ride in Saskatchewan;
- (b) every manager, operator and passenger of an amusement ride;
- (c) every owner of premises on or in which an amusement ride is situated and the agents and employees of every such owner; and
- (d) every other person who does anything in relation to an amusement ride.

(2) This Act does not apply to any amusement ride or class of amusement rides exempted by the regulations from this Act.

1986, c.A-18.2, s.3.

Chief inspector, inspectors

4(1) Subject to section 6, the minister may appoint a chief inspector and any additional inspectors that he considers necessary to enforce this Act and the regulations.

(2) The minister shall issue a certificate of appointment to each inspector.

(3) Each inspector, while exercising any of his powers or performing any of his duties pursuant to this Act or the regulations, shall produce his certificate of appointment on request.

1986, c.A-18.2, s.4.

Special inspectors

5 The minister may employ the services of a person who is, in the opinion of the minister, qualified for the purpose of inspecting any amusement ride, and for that purpose that person is deemed to be an inspector for the purposes of this Act and to have all the powers of an inspector.

1986, c.A-18.2, s.5.

Eligibility

6 No individual is eligible to be appointed as inspector who:

- (a) is interested either directly or indirectly in the sale, operation, maintenance or repair of amusement rides; or
- (b) does not possess the qualifications that may be prescribed in the regulations.

1986, c.A-18.2, s.6.

Duties of manager

7 Every manager of an amusement ride shall:

- (a) ensure that the amusement ride is used, located, designed, constructed, erected, installed, dismantled, operated, maintained, altered, repaired and tested safely and in compliance with this Act and the regulations;
- (b) take every precaution reasonable in the circumstances for the protection of passengers and other persons in the vicinity of the amusement ride;

- (c) ensure that every operator and any other person employed to do any work in relation to the amusement ride is adequately instructed in the proper performance of his duties;
- (d) employ as operator only a person over that age and possessing those qualifications that may be prescribed in the regulations;
- (e) comply with any notice, order, decision, requirement or direction of an inspector made pursuant to this Act or the regulations, within any time that the inspector may prescribe; and
- (f) pay all fees and charges that are required to be paid by this Act and the regulations.

1986, c.A-18.2, s.7.

Duties of operator

8 Every operator of an amusement ride shall:

- (a) ensure that the amusement ride is operated safely and in compliance with this Act and the regulations;
- (b) take every precaution reasonable in the circumstances for the protection of passengers and other persons in the vicinity of the amusement ride; and
- (c) comply with any notice, order, decision, requirement or direction of an inspector made pursuant to this Act or the regulations respecting the operation of the amusement ride, within any time that the inspector may prescribe.

1986, c.A-18.2, s.8.

Duties of passenger, etc.

9(1) Every passenger of an amusement ride shall:

- (a) comply with all reasonable directions of the operator;
- (b) use every safety device provided; and
- (c) refrain from doing anything that might endanger the safety of another passenger or a person in the vicinity of the amusement ride.

(2) Every person in, on or about an amusement ride shall comply with any standards of conduct prescribed in the regulations.

1986, c.A-18.2, s.9.

Duties of owner

10 Every owner of premises on or in which an amusement ride is situated and his agents and employees shall:

- (a) render any assistance required by an inspector during the course of an inspection, investigation or inquiry; and
- (b) refrain from charging an admission fee to:
 - (i) an inspector in the course of exercising a power or performing a duty pursuant to this Act or the regulations; or
 - (ii) a person described in clause 20(b) accompanying an inspector.

1986, c.A-18.2, s.10.

Prohibition

11(1) No person who has reasonable cause to believe that an amusement ride is unsafe or contravenes any provision of this Act or the regulations shall operate it or cause or permit it to be operated.

(2) No person shall operate an amusement ride in an unsafe manner or in a manner that does not comply with:

- (a) this Act;
- (b) the regulations; or
- (c) any notice, order, decision, requirement or direction of an inspector.

1986, c.A-18.2, s.11.

Licence required

12(1) No manager of an amusement ride shall operate the amusement ride or cause or permit it to be operated unless he, or a person on whose behalf he manages the amusement ride, holds a licence for it.

(2) No person shall operate an amusement ride that is not licensed.

(3) Where an inspector finds that an amusement ride is not licensed, he may exercise any or all of the powers set forth in section 25 with respect to that amusement ride.

(4) Section 26 applies *mutatis mutandis* to an amusement ride placarded, sealed or rendered inoperable pursuant to subsection (3).

1986, c.A-18.2, s.12.

Application for licence

13(1) An applicant for a licence for an amusement ride shall apply for the licence to the chief inspector in the form prescribed by the chief inspector and shall forward with his application:

- (a) the licence fee prescribed in the regulations;
- (b) the itinerary of the amusement ride in Saskatchewan for the period for which the licence is sought, if that itinerary has not been furnished to the chief inspector in advance of the application;
- (c) proof satisfactory to the chief inspector that the applicant holds liability insurance coverage in the amount, character and form that may be prescribed in the regulations, to satisfy claims for damages on account of physical injuries or property damage suffered by any person by reason of any act or omission on the part of the applicant, his agents or employees in the use, location, design, construction, erection, installation, dismantling, operation, maintenance, alteration, repair or testing of amusement rides;
- (d) any information prescribed in the regulations; and
- (e) any further information that the chief inspector may require.

(2) The chief inspector may require that any applicant, or person acting on behalf of an applicant, verify by affidavit or statutory declaration the statements made by him in the application.

1986, c.A-18.2, s.13.

Itinerary of ride

14(1) Subject to subsection (2), no applicant is eligible to be issued a licence pursuant to this Act for an amusement ride unless he submits to the chief inspector at least 30 days before the licence is required an itinerary for the amusement ride for the period for which the licence is sought setting forth:

- (a) the places in Saskatchewan in which it is to be operated; and
- (b) the inclusive dates of operation at those places.

(2) Where strict compliance with subsection (1) would, in the opinion of the chief inspector, cause undue hardship or where, in the opinion of the chief inspector, special circumstances exist, the chief inspector may issue a licence for an amusement ride to an applicant who:

- (a) has met all other requirements prescribed by this Act and the regulations; and
- (b) has made arrangements satisfactory to the chief inspector for the inspection of the amusement ride.

(3) Every licensee shall immediately notify the chief inspector of any change in the itinerary of an amusement ride.

1986, c.A-18.2, s.14.

Registration of design

15(1) The chief inspector may require that an applicant for a licence submit the design, plans and specifications of the amusement ride for approval and registration before a licence is issued.

(2) Registration or approval of the design, plans and specifications for an amusement ride by the department or an inspector does not constitute a warranty of any kind respecting the design, plans and specifications or an amusement ride constructed in accordance with that design, plans and specifications.

1986, c.A-18.2, s.15.

Issuance or refusal of licences

16(1) The chief inspector or an employee of the department designated by the chief inspector may:

- (a) issue a licence where, in the opinion of the chief inspector, the applicant has met all requirements of this Act and the regulations and the proposed licensing is not for any reason objectionable; and
- (b) if the chief inspector is for any reason of the opinion that the applicant should not be issued a licence, refuse to issue a licence.

(2) The chief inspector may impose any terms and conditions that he considers advisable on a licence:

- (a) at the time the licence is issued; or
- (b) at any time after the licence is issued;

and may amend, vary, revoke or replace any terms and conditions so imposed.

1986, c.A-18.2, s.16.

Cancellation or suspension of licence

17(1) The chief inspector may cancel a licence issued in error.

(2) The chief inspector may cancel or suspend a licence for cause, including, without limiting the generality of the foregoing:

(a) failure of the licensee or his agent or employees to:

(i) comply with this Act or the regulations;

(ii) comply with a term or condition of his licence;

(iii) comply with a notice, order, decision, requirement or direction of the minister or an inspector;

(iv) maintain liability insurance coverage in the amount, character and form prescribed in the regulations;

(v) pay any fee required by this Act or the regulations;

(b) the making of a misleading or erroneous statement on a material point by the licensee in his application for the licence.

(3) Where a licence has been issued with respect to more than one amusement ride, the chief inspector may cancel or suspend the licence in whole or in part as the case may require.

(4) Subject to subsection (5), the chief inspector shall not cancel or suspend a licence pursuant to this section until he has given the licensee an opportunity to be heard.

(5) Where, in the opinion of the chief inspector, it is necessary to do so in the public interest, he may immediately suspend or cancel a licence, but he shall give the licensee an opportunity to be heard within seven days of the date that he suspended or cancelled the licence.

1986, c.A-18.2, s.17.

Production of licence

18 The manager, operator or any person apparently in charge of an amusement ride shall produce the licence for the amusement ride on the request of an inspector.

1986, c.A-18.2, s.18.

Inspection

19 An inspector may:

(a) inspect periodically every amusement ride;

(b) inspect at any time an amusement ride that he has reason to believe:

(i) is unsafe;

(ii) is being operated in an unsafe manner; or

(iii) that in any way:

(A) is; or

(B) is being operated;

in contravention of the Act, the regulations or a notice, order, decision, requirement or direction of an inspector; and

(c) reinspect at any time an amusement ride that is subject to a notice, order, decision, requirement or direction of an inspector that has not been rescinded by an inspector.

1986, c.A-18.2, s.19.

Powers of inspectors

20(1) For the purposes of this Act and the regulations, an inspector may:

(a) subject to subsection (2), at any reasonable time by day or night enter without warrant premises where he has reason to believe an amusement ride has been or is being installed, repaired or operated;

(b) when entering pursuant to clause (a), be accompanied by any person who has special or expert knowledge of any matter in relation to an amusement ride;

(c) alone, or in conjunction with a person mentioned in clause (b), make any inspections, examinations, tests and inquiries that he considers necessary to ascertain whether this Act, the regulations and any notice, order, decision, requirement or direction of an inspector are being complied with;

(d) require:

(i) the manager, operator or other employee of the manager of an amusement ride;

(ii) a passenger of an amusement ride; or

(iii) the owner of premises on or in which an amusement ride is situated or the agent or employee of that owner;

to do or refrain from doing anything the inspector considers necessary during an inspection;

(e) require the manager of an amusement ride to conduct at his own expense any test that the inspector may specify; and

(f) require the production of any plan, drawing, document, report or record relating to an amusement ride or required by this Act or the regulations and examine and copy it.

(2) A justice of the peace or a judge of the Provincial Court of Saskatchewan, if satisfied by the oath of an inspector that there are reasonable grounds for believing that a contravention of this Act, the regulations or a notice, order, decision, requirement or direction of the minister or an inspector made pursuant to this Act or the regulations has occurred and that there is evidence to be found at the place to be searched, may issue a warrant under his hand authorizing the person to be named in the warrant to enter the place named in the warrant and every part of the place named in the warrant and of the premises connected with that place to:

- (a) examine the place and connected premises; and
- (b) search for and seize and take possession of any records, designs, plans or other documents or other property that he has reasonable and probable grounds to believe may constitute evidence of a contravention of this Act, the regulations or a notice, order, decision, requirement or direction of the minister or an inspector made pursuant to this Act.

1986, c.A-18.2, s.20.

Identification of defects

21(1) During the inspection of an amusement ride, the manager, operator or person in charge of erecting, constructing, installing, altering, repairing, maintaining, servicing or testing the amusement ride shall point out to the inspector any defect or hazard of which he has knowledge or that he believes may exist in the amusement ride.

(2) If at any other time a person mentioned in subsection (1) learns of a design fault that might render the amusement ride unsafe, he shall immediately notify the chief inspector.

1986, c.A-18.2, s.21.

Inspection reports

22(1) On completion of an inspection of an amusement ride, an inspector may furnish to the manager or person apparently in charge of the amusement ride an inspection report setting forth the condition of the amusement ride.

(2) In an inspection report made pursuant to subsection (1), an inspector may direct the manager of the amusement ride to make or cause to be made the maintenance, repairs, alterations, or replacement of parts that the inspector considers necessary within that time that the inspector may specify.

1986, c.A-18.2, s.22.

Information required

23 An inspector may require information from any person concerning any matter related to an amusement ride or the operation of it and, without limiting the generality of the foregoing, may require the manager of an amusement ride or any person in charge of constructing, installing, erecting, dismantling, altering, repairing, maintaining, servicing or testing an amusement ride to furnish within a specified time a written statement, with those particulars that the inspector may require, respecting:

- (a) the amusement ride;
- (b) its operation, construction, installation, erection, dismantling, alteration, maintenance or repair; or
- (c) the operators or other persons employed to do any work in relation to the amusement ride.

1986, c.A-18.2, s.23.

Orders of inspector

24(1) Where an inspector finds that this Act or the regulations are being contravened or that an amusement ride is being used, located, constructed, installed, erected, dismantled, operated, maintained, altered or repaired in a manner that, in his opinion, is improper or unsafe, he may, orally or in writing:

- (a) order the manager, operator or person apparently in charge of the amusement ride to cease immediately the use, location, construction, installation, erection, dismantling, operation, alteration or repair of the amusement ride;
- (b) prohibit by order the use, location, construction, installation, erection, dismantling, operation, alteration or repair of the amusement ride until that time that the prohibition is rescinded by an inspector;
- (c) order a person mentioned in clause (a) to:
 - (i) remedy the non-compliance with this Act and the regulations; or
 - (ii) do anything in relation to the amusement ride which, in the opinion of the inspector, is necessary to remedy the unsafe condition;
 immediately or within that time that the inspector may specify; or
- (d) do all or any combination of the things mentioned in clauses (a) to (c).

(2) An inspector shall, on request, confirm in writing an order made pursuant to subsection (1) given orally.

1986, c.A-18.2, s.24.

Placarding of amusement ride

25 Where an inspector prohibits the operation of an amusement ride pursuant to section 24, he may:

- (a) cause a placard to be posted in a conspicuous place on the amusement ride or in the vicinity of the amusement ride setting forth the prohibition;
- (b) affix a seal to the amusement ride;
- (c) render the amusement ride inoperable; or
- (d) do all or any combination of the things mentioned in clauses (a) to (c).

1986, c.A-18.2, s.25.

Prohibition

26 No person shall, without the permission of an inspector:

- (a) operate or cause or permit to be operated an amusement ride that has been placarded, sealed or rendered inoperable;
- (b) remove, alter, deface or otherwise tamper with a placard posted or seal affixed; or
- (c) render operable an amusement ride rendered inoperable by an inspector;

pursuant to section 25.

1986, c.A-18.2, s.26.

Notification of accident

27 Where an accident involving an amusement ride occurs that results in the death or serious injury of a person, the manager of the amusement ride or his agent shall immediately notify the chief inspector by telephone or by any other direct means stating:

- (a) the precise location of the accident;
- (b) the time at which the accident occurred;
- (c) the number of persons killed or injured; and
- (d) the nature and extent of the accident.

1986, c.A-18.2, s.27.

Investigation of accident

28 Subject to *The Coroners Act, 1999*, the chief inspector may investigate or inquire, or cause an investigation or inquiry to be made, into the cause and circumstances of an accident involving an amusement ride.

1986, c.A-18.2, s.28; 1999, c.C-38.01, s.67.

Scene of accident

29 Subject to *The Coroners Act, 1999* and *The Fire Safety Act*, where an accident described in section 27 occurs:

- (a) no part of any amusement ride is to be removed or its position altered by any person, except for the purposes of rescuing persons injured, removing the bodies of persons killed or preventing further injuries or deaths, without the permission of an inspector; and
- (b) an inspector may remove from the scene of the accident any object that he has reasonable and probable grounds to believe may have caused or contributed to the accident.

1986, c.A-18.2, s.29; 1999, c.C-38.01, s.67; 2015, c.F-15.11, s.55.

Prohibition

30 No person shall operate or cause to be operated an amusement ride that has been involved in an accident described in section 27 until he has obtained the permission of an inspector.

1986, c.A-18.2, s.30.

Appeal to chief inspector

31(1) A person aggrieved by a notice, order, decision, requirement or direction of an inspector may, within 30 days of the date of the notice, order, decision, requirement or direction appeal to the chief inspector by:

- (a) serving him with a written notice setting forth the nature of his grievance; or
 - (b) notifying him orally or otherwise and confirming that notification with a written notice setting forth the nature of his grievance.
- (2) The chief inspector shall consider the appeal and give the appellant an opportunity to be heard:
- (a) within seven days of receiving notice of the appeal in the case of an appeal launched within two days of the date of the notice, order, decision, requirement or direction appealed against; or
 - (b) within 30 days of receiving notice of the appeal in any other case.
- (3) The chief inspector may conduct further inquiries respecting the subject of the grievance.
- (4) The chief inspector may allow the appeal or affirm or vary the notice, order, decision, requirement or direction of the inspector.
- (5) The chief inspector shall provide written reasons for his decision.
- (6) An appeal pursuant to this section does not operate as a stay of the notice, order, decision, requirement or direction appealed against, but the chief inspector may stay its operation pending the disposition of the appeal.

1986, c.A-18.2, s.31.

Judicial review

32(1) A person aggrieved by a notice, order, decision, requirement or direction of the chief inspector may apply to the Court of Queen's Bench for judicial review within 30 days of the chief inspector's notice, order, decision, requirement or direction.

(2) The Queen's Bench Rules respecting judicial review, other than Rules 664(2) and 667(2), apply to proceedings pursuant to this section to the extent that they are not inconsistent with this Act.

(3) No interim order shall be granted by the court without notice being given to the chief inspector, but the court may direct the manner of giving notice and may authorize short notice.

1986, c.A-18.2, s.32; 2018, c 42, s.65.

Offences and penalties

33(1) Every person who:

- (a) contravenes this Act or the regulations;
- (b) fails to comply with any notice, order, decision, requirement or direction of the minister or an inspector made pursuant to this Act or the regulations;
- (c) fails to comply with a term or condition of a licence issued pursuant to this Act;
- (d) knowingly makes a false or misleading statement in any communication, whether in writing or otherwise, to the minister, the department or an inspector; or
- (e) obstructs or hinders an inspector in the exercise of his powers or the performance of his duties pursuant to this Act or the regulations;

is guilty of an offence and liable on summary conviction 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 \$500 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 notice, order, decision, requirement or direction, 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.

(3) A person who fails to comply with an order made pursuant to subsection (2) within the specified time is guilty of an offence and liable on summary conviction to a fine of not more than \$5,000 for each day during which the non-compliance continues.

(4) Where a person is convicted of contravening this Act by failing to pay any fees or charges that are required to be paid by this Act and the regulations, the convicting judge shall, in addition to the fine imposed, order the person to pay to the Minister of Finance those fees or charges, as the case may be, immediately or on any terms and conditions that the judge considers just.

(5) Where default is made in payment of any fees or charges ordered pursuant to subsection (4) to be paid, the convicting judge shall, on the request of the Minister of Finance, furnish him with two certified copies of the order.

(6) The Minister of Finance may file a certified copy of the order with the local registrar of the Court of Queen's Bench at any judicial centre and, when so filed, the copy of the order has the same force and effect as if it were a judgment of the Court of Queen's Bench for Saskatchewan and may be enforced as a judgment of that court.

1986, c.A-18.2, s.33; 2018, c.42, s.65.

Prosecution of corporate offence

34 Where a corporation has committed an offence against this Act or the regulations, an officer, director, manager or agent of the corporation who directed, authorized or participated in the commission of the offence is guilty of an offence and liable on summary conviction to the penalties provided for the offence whether or not the corporation has been prosecuted or convicted.

1986, c.A-18.2, s.34.

Limitation of action

35 No prosecution shall be commenced for an offence pursuant to this Act or the regulations after the expiration of two years from the date of commission of the alleged offence.

1986, c.A-18.2, s.35.

Evidence

36 A certificate signed by the chief inspector certifying that:

- (a) a person or an amusement ride is licensed or not licensed pursuant to this Act; or
- (b) the licence of a person or an amusement ride was suspended, cancelled or reinstated at a particular time;

is, without proof of the office or signature of the chief inspector, admissible in evidence as prima facie proof of the facts stated in the certificate for all purposes in any action, proceeding or prosecution.

1986, c.A-18.2, s.36.

Regulations

37(1) The Lieutenant Governor in Council may make regulations:

- (a) adopting all or any part of any code of standards respecting the use, location, design, construction, erection, installation, dismantling, operation, maintenance, alteration, repair, testing and inspection of amusement rides and structures and equipment used in connection with them, and providing for the revision, variation or modification of any code or part of any code so adopted;
- (b) classifying amusement rides;

- (c) exempting any amusement ride or class of amusement rides from all or any part of this Act;
- (d) regulating and prescribing standards for the use, location, design, construction, erection, installation, dismantling, operation, maintenance, alteration, repair, testing and inspection of amusement rides and structures and equipment used in connection with them;
- (e) prescribing standards for any materials, equipment, parts and protective devices that are to be used or installed in amusement rides and structures and equipment used in connection with them;
- (f) prescribing the duties of any person and the procedures to be followed in the use, location, design, construction, erection, installation, dismantling, operation, maintenance, alteration, repair, testing and inspection of amusement rides and structures and equipment used in connection with them;
- (g) governing the conduct of persons in, on or about amusement rides and prohibiting unsafe conduct;
- (h) requiring and respecting the registration of designs, plans and specifications for amusement rides;
- (i) respecting the training and qualifications of operators and prescribing a minimum age for operators;
- (j) prescribing the conditions pursuant to which licences may be granted, suspended or cancelled and suspended licences may be reinstated;
- (k) prescribing information to be furnished by applicants for licences;
- (l) prescribing the amount, character and form of liability insurance coverage to be held by applicants for licences and licensees;
- (m) prescribing the duration of licences, governing the transfer of licences, prohibiting the transfer of licences and requiring the posting of licences;
- (n) prescribing the fees to be paid for the granting of licences and the reinstatement of licences that have been suspended;
- (o) prescribing the fees and charges to be paid for inspections and reinspections, for the examination and registration of designs, plans and specifications, for testing and other special services furnished and for the furnishing of copies of inspection reports to persons other than managers;
- (p) requiring managers and operators of amusement rides to keep records and prescribing the nature of those records;
- (q) prescribing qualifications for persons who may be appointed as inspectors or who may make inspections pursuant to this Act;
- (r) defining, enlarging or restricting the meaning of any word or expression used in this Act but not defined in this Act;
- (s) prescribing any other matter or thing that is required or authorized by this Act to be prescribed in the regulations.

(2) Where, in the opinion of the chief inspector, exceptional circumstances exist which would render strict compliance with a regulation impracticable, and he is satisfied that the exemption is not inconsistent with safe practice, the chief inspector may, subject to those conditions that he may prescribe, grant a special exemption to a person from all or any part of the regulations.

1986, c.A-18.2, s.37.

Special services

38 The department may furnish testing and other services related to amusement rides to the public and may charge for those services any fees and charges that may be prescribed in the regulations.

1986, c.A-18.2, s.38.

Minister's notices

39(1) The minister may authorize the issuing of notices or bulletins respecting the use and operation of amusement rides and may require every manager to post those notices or bulletins in any places and in any manner that an inspector may direct.

(2) No person shall remove, alter, deface or otherwise tamper with a notice or bulletin posted pursuant to subsection (1).

1986, c.A-18.2, s.39.

Inquiries

40 The minister or any person appointed by him for the purpose may conduct an inquiry or investigation into any matter or thing considered by the minister to be advisable for the proper administration of this Act and, for the purpose of conducting any inquiry or investigation, the minister or the person appointed by him has all the powers conferred on a commission by sections 11, 15 and 25 of *The Public Inquiries Act, 2013*.

1986, c.A-18.2, s.40; 2013, c.27, s.4.

Non-liability of minister, department, inspectors

41 No action or proceeding lies against the minister, the department or an inspector for any matter or thing done or omitted to be done by an inspector in good faith in exercising his powers or carrying out his duties pursuant to this Act or the regulations.

1986, c.A-18.2, s.41.

Obstruction of inspector prohibited

42 No person shall hinder, obstruct, molest or interfere with an inspector in the exercise of a power or the performance of a duty pursuant to this Act or the regulations.

1986, c.A-18.2, s.42.

