

Restricted Activities and Compliance

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Welcome!

Language changes for STAEA

Background

Compliance

- How will we monitor this?

Restricted Activities

- What are restricted activities?
- Who can perform them?
- Flexibility of this model?

Language Changes

From	To
<i>Apprenticeship and Industry Training Act</i>	<i>Skilled Trades and Apprenticeship Education Act</i>
Journey man	Journey person
Compulsory/optional	Restricted activities
Employers	Sponsors and mentors
Indentured	Registered and sponsored
Apprenticeship programs	Apprenticeship education programs
Apprenticeship contracts	Apprenticeship education agreements
Record Book	Competence Portfolio
Technical training	Classroom instruction
Journeyman Certification	Journey person Certification & Education Credential

Background

The Skilled Trades and Apprenticeship Education Act came into force on July 20, 2022.

- The act allows for greater agility and flexibility for industry.
- It introduced restricted activities to the designated trades.

Compliance

AIT Officers monitor for compliance with the act and enforce as necessary. This includes activities such as:



Physically visiting the work locations



Confirming classes of individuals performing restricted activities



Confirming that sponsor, mentor, and apprentice obligations are being met

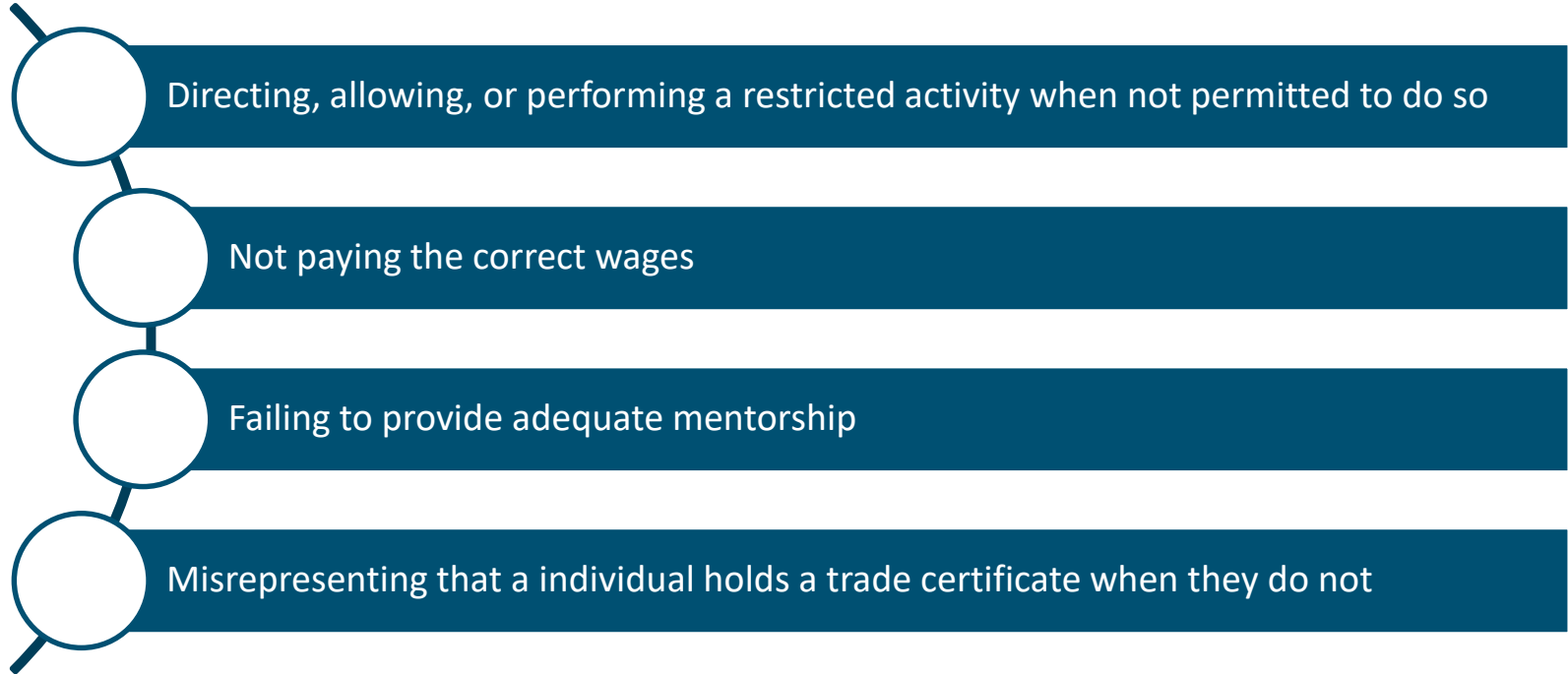


Issuing compliance orders for instances of non-compliance



Supporting organizations and individuals to resolve issues

Examples on non-compliance

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- Directing, allowing, or performing a restricted activity when not permitted to do so
 - Not paying the correct wages
 - Failing to provide adequate mentorship
 - Misrepresenting that an individual holds a trade certificate when they do not

AIT Role

The *STAE Act* provides an opportunity to build and strengthen relationships with industry and apprentices.

AIT Officers will educate clients on the apprenticeship system, in much the same way that they have interacted with stakeholders in the past.

Ensuring clients receive accurate information

Answering questions

Advising on program changes

Providing support for sponsors, employers or apprentices in the apprenticeship system

Restricted Activities and Classes of Individuals

Restricted Activities and Classes of individuals

Restricted activities

- tasks within a trade that only specified persons may perform
- may include all, some, or none of the activities within a trade, depending on industry preference

Class of individuals

- identifies who can work within restricted activities
- ensures that only qualified persons can perform those tasks

This model allows for an industry to have flexibility in the tasks that are restricted and who can perform them within each trade.

Restricted Activities

Restricted activities are tasks within a trade that only certain classes of individuals are authorized to perform. They provide an opportunity for:



Greater flexibility for trades that wish to regulate only specific tasks within their profession



Reduced overlap and tension across trades



Reduce the grey areas of our legislation

All trades have been restricted to the same extent that they were previously, and the persons who can work in designated trades has not changed.

AIT Welder Trade Reg.

Tasks, activities and functions

6 When practising or otherwise carrying out work in the welder branch of the trade, the following tasks, activities and functions come within that branch of the trade:

- (a) setting up oxy-fuel accessories using recommended installation procedures;
- (b) cutting, shaping and fitting steel using oxy-fuel processes;
- (c) cleaning and inspecting cut surfaces;
- (d) fusion welding using manual oxy-fuel processes;
- (e) brazing and braze welding using oxy-fuel processes;
- (f) applying surfacing materials using oxy-fuel processes;
- (g) joining metals using soldering processes;
- (h) setting up and welding using shielded metal arc, gas metal

STAEA Designated Trades and Restricted Activities Reg.

When practicing or otherwise carrying out work in the undertakings of the welder branch of the welder designated trade, the following activities are considered restricted activities within the designated trade:

- the fabrication of components;
- the service, maintenance and repair of components;
- setting up oxy-fuel accessories using recommended installation procedures;
- cutting, shaping and fitting steel using oxy-fuel processes;
- cleaning and inspecting cut surfaces;
- fusion welding using manual oxy-fuel processes;
- brazing and braze welding using oxy-fuel processes;
- applying surfacing materials using oxy-fuel processes;
- joining metals using soldering processes;
- setting up and welding using shielded metal arc, gas metal arc, flux core arc, submerged arc and gas tungsten arc welding processes;
- cutting and gouging using electric arc welding processes;
- welding and cutting using plasma arc processes;

Examples

Classes of Individuals

“Classes of Individuals” are used to identify persons permitted to perform restricted activities in each trade:

The classes of individuals permitted to work and perform these restricted activities within the undertakings of the welder branch of the welder designated trade are individuals who

- hold an **Alberta Journeyperson Certificate** in the welder branch or welder branch of the welder designated trade;
- hold a **trade certificate recognized by order of the Board as being equivalent to an Alberta Journeyperson Certificate** in the welder branch of the welder designated trade;
- are **registered apprentices** in the apprenticeship education program in the welder branch of the welder designated trade;
- have filed an application under the Act for an **Alberta Journeyperson Certificate** in the welder branch of the welder designated trade, that application is subsisting and that individual's work in the trade is, during the time that the application is subsisting, carried out under the same conditions as that of an apprentice in the apprenticeship education program in the welder branch of the welder designated trade;
- have filed an **apprenticeship education agreement** in the welder branch of the welder designated trade and that agreement is subsisting, and that individual's work in the trade, during the time that application is subsisting, is carried out under the same conditions as that of an apprentice in the apprenticeship education program in the welder branch of the welder designated trade;
- are **students in a student work training program** in the welder branch of the welder designated trade;
- have filed an application to have a **certificate or document that was issued outside Alberta recognized as being equivalent of Alberta Journeyperson Certificate** in the welder branch of the welder designated trade based on requirements set by order of the Board, and that application is subsisting, and that individual's work in the trade, during the time that application is subsisting, is carried out under the same conditions as that of an apprentice in the apprenticeship education program in the welder branch of the welder designated trade;
- are **registered in an apprenticeship program that is provided outside Alberta** and that program is recognized by the Registrar as being equivalent to the welder education program and, subject to any directions given or conditions prescribed by the Administrator, that individual's work in the trade, during the time that the individual is registered in that program, is carried out under the same conditions as that of an apprentice in the apprenticeship education program in the welder branch of the welder designated trade;
- are authorized under a subsisting **Authorization** to perform the restricted activity within the welder branch of the welder designated trade as described in this regulation;
- are performing the restricted activity within the welder branch of the welder designated trade under the conditions of **Factory Production** as described in this regulation;
- are performing the restricted activity within the welder branch of the welder designated trade under the conditions of **Personal Property** as described in this regulation;
- are performing a restricted activity within the welder branch of the welder designated trade that is common with a restricted activity in another designated trade under the conditions of a **Dual Qualification** as described in this regulation.

Common Examples

- Holders of a trade certificate
- Registered sponsored apprentices
- Students in training programs
- Out-of-province apprentices

Where to find more information

Restricted activities list, designated trades, and classes of individuals information for each trade under their trade profile:

- tradesecrets.alberta.ca/trades/

The *STAE Act* and applicable legislation:

- tradesecrets.alberta.ca/regulation-resources/legislation/

Summary: STAEA and Compliance

Improved flexibility for trades to restrict specific tasks

Reduced overlap and tension across the trades

Limited initial changes to who can do what in the trades

- Still need to be a class of individual permitted to work in the trade
- Everything that was compulsory in the old legislation is restricted under the *STAE Act*
- We continue to monitor, educate, and enforce the legislation for trades in Alberta

For More Information

- Website: tradesecrets.alberta.ca
- Email: stae.act@gov.ab.ca

Questions?

