



CHAPTER 125

An Act respecting Women's Hairdressers of the Province of Quebec

[Assented to, the 20th of April, 1934]

WHEREAS the Professional Women's Hairdressers' Association of the Province of Quebec, Incorporated, duly incorporated under chapter 255 of the Revised Statutes of Quebec, 1925, has, by its petition, represented:

That the members of the association are duly qualified women's hairdressers and that it is in the interest of the public in general and of their trade and customers in particular, that their corporate powers be confirmed and extended in order to improve the conditions of their trade, guarantee its competence, and insure hygiene in beauty parlors; and

Whereas the said association has prayed for the passing of an act to that effect and it is expedient to grant their prayer;

Therefore, His Majesty, with the advice and consent of the Legislative Council and of the Legislative Assembly of Quebec, enacts as follows:

1. The corporate existence of the Professional Women's Hairdressers' Association of the Province of Quebec, Incorporated, is confirmed for all legal purposes and the present and future members of the said association are incorporated under their above-mentioned corporate name.

2. Unless the text requires another interpretation, the following words and terms, for the purposes of this act, shall have the following meaning:

a. The words "women's hairdresser" mean any person who, for a salary, remuneration or compensation, carries

on the trade of arranging, dressing, curling, waving, braiding, singeing, decolouring or dyeing women's or girls' hair, treating their scalp, or who, by hand or with any apparatus, or by using cosmetics, antiseptics, tonics, lotions, creams, powders, oil or clay, massages, cleans, stimulates, manipulates, agitates or embellishes, or in any similar way treats the face, neck and arms, of women or girls, provided, however, that nothing in this act shall be deemed to apply to licensed barbers and hairdressers' parlours;

"Licensed women's hairdresser";

b. The words "licensed women's hairdresser" mean any women's hairdresser licensed by the association hereinafter mentioned;

"Licensed beauty parlour";

c. The words "licensed beauty parlour", or any other equivalent terms, mean a beauty parlour or establishment within the purview of this act and in which only licensed women's hairdressers or licensed apprentices are employed;

"Association".

d. The word "association" means the Professional Women's Hairdressers' Association of the Province of Quebec, Incorporated.

Corporate seat.

3. The corporate seat of the association shall be in the city of Montreal.

Administration.

4. The affairs of the association shall be managed by a board of directors of at least nine and not more than fifteen members.

Choosing of officers.

Immediately after their election, the directors shall choose among themselves a president and two vice-presidents. The directors shall also appoint a secretary and a treasurer; the duties of secretary and treasurer may be discharged by the same person who may or may not be chosen among the directors; the salary of the secretary and of the treasurer shall be fixed by the directors, even if the secretary or the treasurer be himself a director.

License.

5. Any person, carrying on the women's hairdresser's trade or wishing henceforth to carry it on, shall, upon delivery to the board of directors of a certificate from a physician duly qualified to exercise his profession in the Province, setting forth that the bearer is free from any contagious or infectious disease, and upon satisfactory evidence that he is over eighteen years of age, of good moral character, and that he has carried on the women's hairdresser's trade for at least a year before the coming into force of this act, and upon payment of the sum of five dollars for employers

and two dollars for employees, receive a license certifying that the bearer is authorized to carry on trade as licensed women's hairdresser.

6. The treasurer or any person having in hand the funds of the association shall deliver to the president who shall have custody thereof, and keep in force, a guarantee policy of at least one thousand dollars, in an insurance company accepted by the board of directors. Guarantee policy of treasurer, etc.

7. The first general meeting of the association shall be held in Montreal in the month of April, 1934, for the election of the first board of directors and the passing of resolutions and by-laws in the interest of the association. Date of first general meeting.

All the present members of the association shall be convened at such first general meeting on the day and hour of the month of April, 1934, and at the address, which shall be fixed by the present directors of the association. Convening of members.

The present directors and officers of the association shall remain in office until the election of the directors who shall be elected at the first general meeting. Present directors, etc.

The members of the association shall be entitled to vote at all the general meetings by proxy given to another member in good standing of the association. Voting.

The general annual meetings shall be held at the place and date fixed by the board of directors. Only members in good standing of the association shall be entitled to attend and to vote at the general or special meetings of the association. Holding of general annual meetings.

8. Notice of this meeting and of any subsequent general meeting, annual or special, shall be given by the secretary by posting, three days before such meeting, a prepaid letter to the last known address of the member, stating the date, place and time of such meeting and all other particulars required by the by-laws then in force. Notices of meetings.

9. The general annual meeting may pass or confirm by-laws respecting:

- a. The administration of the affairs of the association;
- b. The fixing of the date, place and time of the general annual meeting;
- c. The fixing of the sum which may be paid to the members of the board of directors, for each attendance at meetings, or otherwise.

Powers of
board of
directors.

10. 1. The board of directors of the association may administer its affairs and, in its name, enter into any kind of contract permitted by law.

By-laws.

2. The directors may pass by-laws, not contrary to this act, to regulate the following:

a. The conducting of the affairs of the association, in all respects;

b. The number and qualifications of the directors;

c. The appointment, functions, duties and removal of all agents, officers and servants of the association, the security to be furnished to the association by them and their remuneration;

d. The time and place, in the Province, of the annual meetings of the association, the calling of the general or special meetings of the board of directors and of the association, the quorum, the conditions required as to proxies and the proceedings at the meetings;

e. The imposition and recovery of fines and confiscations capable of being determined by by-law;

f. The number, qualification and remuneration of examiners appointed to examine candidates wishing to become members of the association, and the period of their duties;

g. The definition of itinerant women's hairdressers;

Idem.

3. The directors may annul, amend or reënact by-laws; but every by-law and every cancellation, amendment or reënactment of a by-law, unless ratified in the interval by a general meeting of the association, duly called for the purpose, shall be in force only until the next annual meeting of the association; and, if not ratified at such meeting, it shall cease to have effect, but from that date only.

Examiners.

4. The directors may, by resolution, appoint, in conformity with the by-laws, examiners charged with examining the candidates for membership in the association.

Board of
directors
and by-
laws.

11. The board of directors may, subject to the approval of the Provincial Bureau of Health, adopt any by-law:

a. To prescribe all sanitary precautions to be exercised by licensed women's hairdressers as such;

b. To provide for the suspension or cancellation of the license or permit of any licensed women's hairdresser, licensed assistant or licensed apprentice, who violates the by-laws of the association.

Certain
advertising,
etc., pro-
hibited.

12. No person who is not registered under the provisions of this act and who does not hold a license or renewal

thereof, issued under this act, may announce himself as a licensed women's hairdresser, nor exercise his trade in a licensed beauty parlour.

13. No proprietor or manager may keep or advertise a licensed beauty parlour unless all the women's hairdressers, assistants or apprentices, employed therein, hold licenses, renewals or permits, issued under the provisions of this act. Licenses, etc., required.

14. Every person who is not registered as a member of the association under section 5 of this act, who plies the women's hairdresser's trade or wishes to do so hereafter in the Province, shall, upon delivery at the head office of the association of a certificate from a physician duly qualified to practise his profession in the Province, setting forth that the bearer is free from any contagious or infectious disease, and upon satisfactory evidence at the said office that he is over eighteen years of age and of good moral character, and by establishing by examination before the board of examiners that he possesses the qualifications and ability required to properly fulfil the duties of a hairdresser for women, including his fitness to prepare the instruments and appliances used in giving the incidental treatments and knowledge of the sanitary and hygienic rules in connection with the work of a women's hairdresser, and upon payment of the sum of five dollars, receive a certificate setting forth that he is entitled to ply the trade of women's hairdresser in the Province, as a licensed women's hairdresser. The holder of such certificate shall keep it constantly posted up in a conspicuous place in the beauty parlour in which he works. Certificate.

15. The board of directors shall keep a register in which the names of all those to whom certificates or permits have been issued under this act shall be entered. Register.

16. The board of examiners shall hold public examinations when requested, in Montreal, Quebec, Three Rivers, Sherbrooke, Chicoutimi, Rivière-du-Loup, Hull and Valleyfield, and also at any other places fixed by it, at the time and in the manner determined by the board of directors. Such places and times shall be established so as to enable persons living outside of the large centres to take part therein with the least expense and inconvenience possible. Every person requesting to take part therein shall, at least thirty days before the holding of such examination, receive a notice of the time and place thereof; which examination may be oral or written, or partly oral and partly written, and may include practical demonstrations. Holding of public examinations.

Renewal of certificates of registration.

17. All certificates of registration shall be renewed every year upon payment of a fee of two dollars for an employer, manager or superintendent of a beauty parlour, and of one dollar for an employee, for each renewal, and production at the secretary's office of a certificate issued by a physician duly qualified to practise his profession, setting forth that the applicant for renewal has been examined by him within the month preceding the renewal of his certificate and is not suffering from any infectious or contagious disease.

Apprenticeship.

18. Nothing contained in this act shall prevent anyone from acting as an apprentice-hairdresser for women under a women's hairdresser duly licensed in virtue of this act, but no person may commence his apprenticeship as such before being registered by the secretary of the board, and producing a medical certificate, as required by section 14 of this act.

Examination of licensed beauty parlors.

19. Every member of the board of examiners, or every person duly authorized by the board of directors to do so, may enter and, upon production of a certificate establishing his identity and authority, proceed to make a reasonable examination of any licensed beauty parlour, during the hours such parlour is open, to satisfy himself as to the sanitary conditions of such establishment and the carrying out of the provisions of this act.

Examination restricted in certain cases.

20. In municipalities in which there are municipal by-laws governing beauty parlours, the powers granted by the preceding section shall be limited to verifying that the persons in charge of such parlour, as employer, employee or apprentice, are duly registered under the provisions of this act.

Audit.

21. The receipts and disbursements of the association shall be audited each year by an auditor chosen by the annual meeting of the members of the association. A report of such receipts and disbursements, and a statement of the affairs of the association, shall be made every year, by the board of directors at the annual meeting, for the last expiring fiscal year.

Prohibition.

22. From the coming into force of this act, no itinerant women's hairdresser, as defined by the by-laws of the association, may exercise his trade from one municipality to another, or in any municipality whatsoever.

23. Every person who violates any provisions of this act shall be liable to a fine of not more than fifteen dollars and costs, for the first offence, and of not more than fifty dollars and costs, for any subsequent offence. Offenses and penalties.

24. The Quebec Summary Convictions' Act shall apply to suits brought under this act, and the sections respecting appeals shall also apply. Provisions applicable to suits.

25. Except where otherwise specially provided by this act, the association shall have and continue to have all the powers conferred upon it by chapter 255 of the Revised Statutes, 1925, as amended. Powers not affected.

26. The board of directors of the association may, subject to the approval of the Lieutenant-Governor in Council, fix the conditions for the admission of members to the association and their contributions. Admission, etc., of members.

27. This act shall apply only to cities and towns having a population of over ten thousand souls. Application restricted.

28. This act shall come into force on the day of its sanction. Coming into force.

