

STATUTES OF ONTARIO, 1946

CHAPTER 131

**An Act respecting The Ontario  
Music Teachers' Association**

*Assented to April 5<sup>th</sup>, 1946.  
Session Prorogued April 5<sup>th</sup>, 1946.*

WHEREAS The Ontario Music Teachers' Association has by its petition prayed that an Act of the Assembly be passed for the purpose of incorporating the same a body corporate and politic under the name "The Ontario Registered Music Teachers' Association" with the right to hold real and personal property, the government and discipline of its members and for other purposes; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

*The Association*

1. The members of The Ontario Music Teachers' Association and such other persons as may hereafter become members of the Association are hereby constituted a body corporate and politic under the name "The Ontario Registered Music Teachers' Association", herein referred to as the "Association."

2. (1) The Association may acquire and hold real and personal property for its purposes and alienate, exchange, lease, mortgage or otherwise dispose of the same or any part thereof as occasion may require.

(2) All fees, fines and penalties receivable or recoverable under this Act shall belong to and be the property of the Association.

3. The Association may pass by-laws not inconsistent with this Act for:

(a) the government and discipline of its members;

(b) the management of its property;

(c) the setting up and keeping of a register of its members and the admission of members, including the admission of duly qualified persons, who have presented degrees, diplomas or certificates of proficiency from approved institutions for the training of teachers of music, or who have, in lieu thereof, passed such examinations as may be prescribed under the authority of this Act and met satisfactorily such other tests as may be so prescribed;

- (d) the recognition and affiliation with the Association of local societies or associations composed of members of the Association on such terms as may be specified in the by-laws;
- (e) such other purposes as may be necessary for the management and operation of the Association and the conduct of its affairs.

### *The Council*

4. (1) The affairs of the Association shall be under the management of a Council composed of nine members who shall be elected for such term and in such manner as the by-laws may provide.

- (2) The election of the Council and all other questions voted on at a meeting of the Association shall be decided by a plurality of the votes of the members present and entitled to vote; or in such other manner as may be provided by the by-laws.

5. The members of the Council shall remain in office for the period fixed by the by-laws of the Association and shall continue in office until their successors are elected.

6. In case of a vacancy in the Council through the resignation or death of a member, or otherwise, the remaining members may fill the vacancy in such manner as the by-laws may provide.

7. (1) The Council may make by-laws, rules and regulations, not contrary to law or to the provisions of this Act, for all purposes relating to the affairs, business and property of the Association, its management, government, aims, objects and interests, including:

- (a) the registration of members and the issue of registration certificates;
- (b) the appointment, functions, duties and removal of employees or servants of the Association, and their remuneration;
- (c) the time at which and place where the annual meeting of the Association shall be held;
- (d) the amount of and method of collecting the registration fee and the annual fee to be paid by members;
- (e) the suspension and expulsion of members and removal of names of expelled members from the register;
- (f) the examination of applicants for registration;

- (g) the constitution of committees and a board of examiners and prescribing the duties thereof; and
  - (h) the conduct in all other particulars of the affairs of the Association.
- (2) Such by-laws, rules and regulations, unless confirmed by a general meeting of the Association duly called for the purpose, shall have force only until the next annual meeting following their approval, and in default of confirmation thereat shall be null and void.

### *Officers*

8. The officers of the Association shall be such as are determined by the by-laws of the Association and shall be elected by the Council from among its members except that a secretary, a treasurer, and a registrar or a secretary treasurer and registrar may be appointed by the Council from outside the membership of the Association.

### *Membership*

9. (1) All persons of good character resident in Ontario who on the day upon which this Act comes into force are in good standing as members of The Ontario Music Teachers' Association or any affiliated local society or association shall be admitted to the register and shall constitute the membership of the Association.

(2) Except as provided in subsection (1), no person shall be entitled to be registered as a member of the Association unless he or she,

- (a) is over eighteen years of age;
- (b) has resided in Ontario for at least six months immediately prior to making application for membership;
- (c) holds a diploma equivalent to at least that of the associate or licentiate grade issued by the Toronto Conservatory of Music; the McGill University Conservatorium of Music; Western Board of Music; Western Ontario Conservatory of Music; any one of the Royal Schools of Music, London, England; Associated Board of the Royal Schools of Music, London, England; Trinity College, London, England; the Canadian College of Organists; or any university or school of music recommended by the Council of the Association and approved in such manner as the by-laws may prescribe; or
- (d) has been teaching music in a professional capacity and under conditions satisfactory to the board of examiners for at least two years, or has passed such tests and examinations and satisfied such conditions as to teaching experience as may be required by the board of examiners.

(3) Applications for registration shall be made in writing to the Association and shall be accompanied by the registration fee fixed by the by-laws or regulations of the Association.

10. All examinations, tests, recognition of certificates and diplomas and matters pertaining thereto shall be conducted and determined by the board of examiners subject to such approval as the by-laws may prescribe.

*Miscellaneous*

11. Every person registered under this Act shall, so long as his or her name remains on the register, be entitled to use the designation "Registered Music Teacher" or the abbreviation "R.M.T." and any unregistered person who assumes such designation or title or uses the abbreviation "R.M.T." or in any manner represents that he or she is a registered music teacher, or who by false or fraudulent declaration or statement attempts to procure registration under this Act, shall be guilty of an offence and liable to a penalty not exceeding \$25 for each offence recoverable under *The Summary Convictions Act*.

12. The Council of The Ontario Music Teachers' Association as constituted on the day upon which this Act comes into force and all officers of that Association shall continue in office until the first general meeting of the Association, and all by-laws, rules and regulations of The Ontario Music Teachers' Association shall, except in so far as the same are inconsistent with this Act, continue in full force and effect until repealed, amended modified, or replaced by by-laws, rules or regulations made under this Act.

13. This Act shall come into force on the day upon which it receives the Royal Assent.

14. This Act may be cited as *The Ontario Registered Music Teacher' Association Act*, 1946.