



PLEASE NOTE

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For more information concerning the history of these regulations, please see the [Table of Regulations](#).

If you find any errors or omissions in this consolidation, please contact:

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CHAPTER L-12
LIGHTNING ROD ACT
REGULATIONS

Made by the Lieutenant Governor in Council under the *Lightning Rod Act* R.S.P.E.I. 1988, Cap. L-12

- | | |
|--|-----------------------------------|
| 1. In these regulations | Definitions |
| (a) “approved” as it refers to material and equipment means that such material and equipment used in a lightning rod system has been examined by the Chief Electrical Inspector and is considered by him to be acceptable for the intended use; | approved |
| (b) “Code” means the Canadian Standards Association Standard B - 72 1960 Code for the installation of lightning rods and such amendments, additions, or deletions thereto or subsequent editions thereof as are approved by the Lieutenant Governor in Council; | Code |
| (c) “disconnecter” means an approved device or fitting which is installed in grounding conductors attached to ground electrodes and serves as a means of disconnecting a grounding conductor in testing grounding electrodes. (EC583/72) | disconnecter |
| 2. Except as provided in these regulations the standards which govern the design, installation, maintenance, alteration, and repair of lightning rod systems shall be those set forth in the Code. (EC583/72) | Application of CSA Standards Code |
| 3. The guarantee agreement required by subsection 8(2) of the <i>Lightning Rod Act</i> shall contain the clauses included in Form 1 of the Appendix A. (EC583/72) | Guarantee agreement |
| 4. (1) Every firm which is eligible to obtain a license under the Act and regulations shall file a bond in the amount of five thousand dollars with the Provincial Treasurer as required by subsection 8(3) of the Act. | Bond |
| (2) The bond shall be filed by the firm or supply firm upon receipt of notice from the Chief Electrical Inspector approving the application for a license, and no license shall be issued pursuant to the Act until the bond is filed with the Provincial Treasurer. | <i>Idem</i> |
| (3) The bond shall contain the clauses included in Form 2 of Appendix A. (EC583/72; 105/84; 484/86; 639/93) | |
| 5. (1) An applicant for a salesman's license shall | Salesman's license |

- (a) satisfy the Chief Electrical Inspector that he possesses a thorough knowledge of the lightning rod system that he proposes to sell;
- (b) be examined by the Chief Electrical Inspector on the applicant's knowledge of the *Lightning Rod Act* and regulations and on his knowledge of the materials associated with the lightning rod system.

Mechanic's license	<p>(2) An applicant for a mechanic's license shall</p> <ul style="list-style-type: none"> (a) provide the Chief Electrical Inspector with a letter of recommendation from his employer; (b) show proof that he has worked as a mechanic's helper for at least two years; (c) be examined by the Chief Electrical Inspector with respect to his workmanship relating to lightning rod systems and his knowledge of the Code.
Issue of licenses	<p>(3) The Chief Electrical Inspector may issue the applicant a salesman's license or a mechanic's license if he is satisfied that the applicant meets all the requirements of subsection (1) for a salesman's license, and the requirements of subsection (2) for a mechanic's license. (EC583/72)</p>
Forms of licenses	<p>6. The form and content of licenses and applications for licenses shall be as specified in Appendix A as follows:</p> <ul style="list-style-type: none"> Form 3 Application for Firm License Form 4 Application for Supply Firm License Form 5 Firm or Supply Firm License Form 6 Application for Salesman's License Form 7 Salesman's License Form 8 Application for Mechanic's License Form 9 Mechanic's License (EC583/72)
Materials and equipment	<p>7. The types of materials and equipment used in lightning rod systems shall meet the requirements of the Code, and shall be approved by the Chief Electrical Inspector, and where in the opinion of the Chief Electrical Inspector the materials are not adequate, notwithstanding compliance by such materials with the Code, the materials shall not be used until they meet such additional requirements as may be prescribed by the Chief Electrical Inspector. (EC583/72)</p>
Disconnectors	<p>8. Disconnectors for testing ground electrodes shall be installed in each grounding conductor at approximately three feet above grade or at such height as is practical for access thereto. (EC583/72)</p>
Special installation	<p>9. (1) Where provisions respecting the installation of a lightning rod system or part thereof are not contained in the Code, the firm installing such lightning rod system shall notify the Chief Electrical Inspector of</p>

the matter for which no provision is made in the Code prior to installing such lightning rod system.

(2) Every installation or part thereof for which no specific provision is made in the Code shall be subject to the approval of the Chief Electrical Inspector prior to the installation of the lightning rod system, and where such installation is not approved by the Chief Electrical Inspector, the firm installing such lightning rod system shall make such alterations thereto as may be prescribed by the Chief Electrical Inspector. (EC583/72) *Idem*

10. (1) Upon completion of each and every installation of a lightning rod system in whole or in part or as an addition or repair to an existing installation, a certificate shall be properly filled out by the firm and duly signed by the firm and the owner. *Certificates*

(2) The certificate shall include the clauses shown in Form 10 of Appendix A. *Form*

(3) The original copy of the certificate shall, upon completion of an installation be sent forthwith to the office of the Chief Electrical Inspector by the firm installing the lightning rod system. *Copy to inspector*

(4) The duplicate copy shall be delivered to the party for whom the installation was made. *Copy to owner*

(5) The triplicate copy shall be retained by the firm. *Copy retained*

(6) If a certificate is spoiled it shall not be destroyed but marked void and forwarded to the Chief Electrical Inspector. *Spoiled certificate*

(7) A certificate shall be completed for each building or buildings equipped. (EC583/72) *Separate certificate*

11. (1) The following fees shall be payable by an applicant for the following licenses: *Fees*

- (a) Firm License\$140.00
- (b) Supply Firm License\$140.00
- (c) Salesman License\$ 10.00
- (d) Mechanic License.....\$ 10.00

(2) The following fees shall be payable by a firm for inspections conducted by the Chief Electrical Inspector: *Inspection fees*

- (a) twenty-five (25) cents per foot of cable installed;
- (b) the amount of the fee specified in clause (a) shall be forwarded by the firm to the office of the Chief Electrical Inspector prior to December 31 of the year in which a firm license is issued and prior to renewal of such license. A sworn statement indicating the number

of feet of conductor that was installed during the year in which the license was valid shall accompany the payment.

Special inspections (3) A charge for special inspections shall be at the rate of thirty dollars (\$30.00) per half hour plus travelling expenses and the minimum charge for any inspection shall be thirty dollars (\$30.00) and such charges shall be payable by the owner or the installer.

Payments (4) All payments being payable hereunder shall be made to the Provincial Treasurer. (EC670/95)

Minister **12.** The Minister approved by the Lieutenant Governor in Council to have the administration of these regulations is the Minister of Community and Cultural Affairs. (EC95/75; 295/80; 105/84; 639/93)

LIGHTNING ROD ACT

Appendix A Form 1

GUARANTEE AGREEMENT

THIS AGREEMENT made
BETWEEN:.....

.....
(hereinafter referred to as "the firm")

OF THE ONE PART

AND:
.....

.....
(hereinafter referred to as "the purchaser")

OF THE OTHER PART

WHEREAS the purchaser has purchased from the firm a lightning rod system being more particularly described in Schedule A hereto annexed and forming part of this agreement and the firm has installed the said lightning rod system on buildings being more particularly described in Schedule B hereto annexed and forming part of this agreement.

NOW THEREFORE THIS AGREEMENT WITNESSETH that in consideration of the sum of being the consideration paid by the purchaser to the firm for the said lightning rod system and installation thereof, and in consideration of the terms, and conditions herein contained, the parties hereto covenant and agree each for itself, its successors and assigns as follows:

1. THAT the firm hereby guarantees that the lightning rod system will protect the buildings against damage caused by lightning for a period of five years commencing on the date hereof.
2. THAT the firm hereby guarantees that in the event damage is caused to the said buildings, the firm shall refund to the purchaser the consideration hereinabove referred to if the damage to the lightning rod system shall amount to such consideration and if such damage to the lightning rod system does not amount to so much, the firm shall, at its own cost and expense make all such repairs which may be necessary to the lightning rod system to render it fully operational.
3. THAT it is understood and agreed by the purchaser that the purchaser, his heirs, administrators, executors, successors, and assigns shall at no time allow the lightning rod system to be removed or displaced, or the direct ground connection broken by any person other than the firm or the Chief Electrical Inspector of Prince Edward Island or their duly authorized agents without the consent in writing of the firm being first obtained.
4. THAT in the event of any damage by lightning to the said building notice in writing must be given by the purchaser to the firm at their office within thirty days of the date of such damage, containing a full and detailed statement of the cause and amount of damage and facts relating thereto in the form of a statutory declaration, and in the event such notice is not given within thirty days, this guarantee shall be void.

- 5. THAT it is further understood by the purchaser that this guarantee agreement shall not extend to damage sustained by lightning conducted over or through any other building connected with the said building and unprotected by the lightning rod system or from any addition thereafter made to the building and so unprotected, and nor will this guarantee agreement extend to buildings furnished in part with other systems not manufactured or installed by the firm.
- 6. THAT the firm may examine the lightning rod system and inspect the lightning rod system at such time or times as it may deem advisable, and with or without the consent of the purchaser being first obtained.
- 7. THAT this guarantee agreement on its termination will be extended by a continuation agreement containing the terms and conditions of this guarantee agreement for a period of five years at the written request of the purchaser, his heirs, executors, administrators, successors, or assigns providing always that the buildings and the lightning rod system are, in the opinion of the firm, in good state of repair at the expiration of the first five year period, and without extra cost to the purchaser, subject however to an inspection fee chargeable by the firm and payable by the purchaser and not exceeding the sum of fifty dollars.

IN WITNESS WHEREOF the parties hereto have hereunto set their hands and seals on this the day of, 20.....

In the presence of:

.....

 By Agent of the Firm

In the presence of:

.....
 Purchaser

The buildings herein referred to are located as follows:

Post Office Lot Con
 Township County
 Direction and distance from P.O.

Schedule A

CONDUCTORS (CABLE)

Type installed
 Copper or Aluminum

Manufactured by
 Name of Manufacturer

.....
 Address of Manufacturer

Total number of feet installed

AIR TERMINALS

Type installed

Manufactured by

Name of Manufacturer

.....

Address of Manufacturer

Number installed

MISCELLANEOUS

.....
.....
.....

Schedule B

CONSIDERATION PAID FOR INSTALLING
LIGHTNING PROTECTION SYSTEM

Dwelling house..... \$

Barn \$

..... \$

..... \$

\$

FORM 2

LIGHTNING ROD ACT

FIRM LICENSE BOND

Bond Number Amount \$

KNOW ALL MEN BY THESE PRESENTS, that We,
of in County, Province of
and of in the Province of
..... are held and firmly bound unto the Provincial Treasurer of the Province
of Prince Edward Island and his successors in office, in the sum of five thousand dollars to
be paid to the said Provincial Treasurer of the Province of Prince Edward Island and his
successors in office, for which payment well and truly made we bind ourselves, our and
each of our heirs, executors and administrators firmly by these presents, sealed with our
seals and dated this day of, 20.....

WHEREAS the above bounden
of in
County, Province of..... has made application for a firm license under the
provisions of the regulations made under the *Lightning Rod Act* to sell and install lightning
rod systems in the Province of Prince Edward Island, and such firm license has been
granted on condition of his giving this bond as by law required:

PROVIDED that this bond shall terminate on the day of
....., 20..... and may be renewed annually thereafter by
Continuation Certificate issued by the Surety Company, cancellation or expiration of the
said license shall terminate liability under this bond or any renewal thereof so far as
concerns any Act subsequent to such termination, but the bond shall remain in full force
from the date hereof to the date of such termination for acts committed during the period of
the bond except that notice any claim hereunder shall be made upon the Surety Company
within one year of termination.

THE CONDITION OF THIS OBLIGATION IS SUCH that if the said
..... shall well and faithfully perform all work entered upon or contracted for
for by him on lightning rod systems as defined by the *Lightning Rod Act* of Prince Edward
Island and the regulations made thereunder, and shall strictly comply with all the
restrictions, provisions and requirements of the said Act and regulations, and shall satisfy or
cause to be satisfied all indebtedness for any purpose whatsoever to the Electrical
Inspection Division, then this obligation shall be void, BUT OTHERWISE it shall be and
remain in full force and effect.

SIGNED, SEALED AND DELIVERED
in the presence of the said
by

FORM 3

LIGHTNING ROD ACT

**APPLICATION FOR FIRM LICENSE TO THE
CHIEF ELECTRICAL INSPECTOR**

Charlottetown, P.E.I.

1. Under the *Lightning Rod Act* and regulations,

.....

Name of Firm

of

Address of Firm

hereby makes application for a license to offer for sale, sell and install lightning rods during the year

2. The following is a statement of the specifications of the lightning rods to be sold and installed during the year

Dated at this day of, 20.....

.....

Signature of Applicant

.....

Authority or Position

Sworn Statement

In the matter of the *Lightning Rod Act* and in the matter of the foregoing application for a license, I,

Name

of

Address

make oath and say:

1. That I am of

Owner, Partner or Officer

Name of Firm

2. That the amount of conductor installed in lightning rod installations in Prince Edward Island during the previous license year was (ft.).

.....
Commissioner for taking affidavit
to the Supreme Court

.....
Owner, Partner or Officer

FORM 4

**LIGHTNING ROD ACT
APPLICATION FOR SUPPLY FIRM LICENSE TO THE
CHIEF ELECTRICAL INSPECTOR**

Charlottetown, P.E.I.

1. Under the *Lightning Rod Act* and regulations,

.....
Name of Supply Firm
of
Address of Office or Place of Business

hereby makes application for a license to offer for sale, sell and install lightning rods during the year through the firm of

.....
Name of Firm
.....
Address of Firm

2. The following is a statement of the specifications of the lightning rods to be sold and installed during the year

Dated at this day of, 20

.....
Supply Firm

Sworn Statement

In the matter of the *Lightning Rod Act* and in the matter of the foregoing application for a license, I,

Name
of
Address

make oath and say:

That I am..... of
Owner, Partner or Officer Name of Supply Firm

.....
Commissioner for taking affidavit to the Supreme Court
.....
Owner, Partner or Officer

FORM 5

LIGHTNING ROD ACT

FIRM OR SUPPLY FIRM LICENSE

Subject to the provisions and requirements of the *Lightning Rod Act* and regulations made thereunder,

.....
Name

.....
Address

is hereby authorized and empowered to sell and install until the 31st day of December next the approved materials and apparatuses for the protection of buildings from damage by lightning in the Province of Prince Edward Island.

Issued this day of, 20

No.

.....
Chief Electrical Inspector

FORM 6

LIGHTNING ROD ACT

APPLICATION FOR SALESMAN'S LICENSE

.....
Name of Applicant

of
Address of Applicant

hereby applies for a license to sell
for the firm of

Name of Firm

.....
Address of Firm

Dated at this day of, 20

.....
Signature of Applicant

.....
Signature of Officer of Firm or Supply Firm

FORM 7

LIGHTNING ROD ACT

SALESMAN'S LICENSE

.....
Name
of
Address

having complied with the requirements of the *Lightning Rod Act* and regulations is hereby granted permission to sell

Approved Lightning Rod Materials for the period ending December 31 next for the firm or supply firm

Name of Firm or Supply Firm
.....
Address of Firm or Supply Firm

Firm License No..... Supply Firm License No.....
Issued this day of, 20

.....
Signature of Licensee
.....
Signature of Officer of Firm or Supply Firm
.....
Chief Electrical Inspector

FORM 8

LIGHTNING ROD ACT

APPLICATION FOR MECHANIC'S LICENSE

.....
Name of Applicant

.....
Address of Applicant

hereby applies for a license to install
for the firm of

.....
Name of Firm

.....
Address of Firm

Previous Experience

Year	Firm	Address
.....
.....
.....
.....

Dated at thisday of, 20

.....
Signature of Applicant

.....
Signature of Officer of Firm

FORM 9

LIGHTNING ROD ACT

MECHANIC'S LICENSE

.....
Name

.....
Address

having complied with the provisions of the *Lightning Rod Act* and regulations is hereby authorized to install

.....
Approved Lightning Rod Materials

for the firm of
for the period ending December 31 next.

Issued at this day of, 20.....

.....
Signature of Licensee

.....
Signature of Officer of Firm

FORM 10

CERTIFICATE OF COMPLIANCE
Issued Under The *Lightning Rod Act*

Date of Installation
Name of Firm
Signature of Officer of Firm
Address

PROVINCE OF PRINCE EDWARD ISLAND
Electrical Inspection Division

Owner's Name
P.O. Address
Street or Road
County

DO NOT WRITE HERE

Insp. by
Date

	Structure House, Barn Shed, etc.	Length of Building	Width of Building
1.			
2.			
3.			
4.			
5.			
6.			
7.			
8.			

	Average Height	Construction of Building Wood, Brick, Stone	Roof Covering
1.			
2.			
3.			
4.			
5.			
6.			
7.			
8.			

	Number of Points	Number of Grounds	Depth of Rods in Ground	Number of Feet of Cable used
1.				
2.				
3.				
4.				
5.				
6.				
7.				
8.				

Are radio antennae, television antennae, and telephone, provided with well grounded lightning arresters?

Are electric service wires entering building grounded?.....
Has the Firm's name plate been placed on each rodded building?
Have you delivered (white) copy of this report to owner?.....

OWNER'S STATEMENT - I have carefully read this application and I believe statements made herein by the installer are true and correct. I also was present and can vouch for the ground connections having been made as herein stated.

SIGNATURE OF OWNER
OR HIS REPRESENTATIVE

INSTALLER'S STATEMENT - This is to certify that only materials approved by the Electrical Inspection Division of Prince Edward Island have been used on this installation - that the work has been installed in accordance with the provisions of the *Lightning Rod Act* and regulations, and statements herein made are correct.

SIGNATURE OF INSTALLER