



Province of Alberta

## APPRENTICESHIP AND INDUSTRY TRAINING ACT

# **AUTO BODY TECHNICIAN TRADE REGULATION**

### **Alberta Regulation 161/2008**

With amendments up to and including Alberta Regulation 233/2020

Current as of November 23, 2020

### Office Consolidation

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(Consolidated up to 233/2020)

**ALBERTA REGULATION 161/2008**

**Apprenticeship and Industry Training Act**

**AUTO BODY TECHNICIAN TRADE REGULATION**

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**Definitions**

1 In this Regulation,

- (a) “apprentice” means a person who is an apprentice in a branch of the trade;
- (b) “certified journeyman” means a certified journeyman as defined in the *Apprenticeship Program Regulation* (AR 258/2000);
- (c) “substrate” means any surface of a motor vehicle to which paint or other coatings may be applied;

- (d) “support system” means any part of a motor vehicle excluding the chassis, body, unibody, frame or substrate;
- (e) “technical training” means technical training as defined in the *Apprenticeship Program Regulation* (AR 258/2000);
- (f) “trade” means the occupation of auto body technician that is designated as a compulsory certification trade pursuant to the *Apprenticeship and Industry Training Act*.

## **Part 1 General Matters Respecting the Trade**

### **Constitution of the trade**

**2(1)** The undertakings set out in sections 5, 10, 15 and 20 constitute the trade.

**(2)** The trade is made up of the following:

- (a) the auto body technician branch of the trade;
- (b) the auto body repairer branch of the trade;
- (c) the auto body refinisher branch of the trade;
- (d) the auto body prepper branch of the trade.

### **Tasks, activities and functions**

**3** When practising or otherwise carrying out work in the trade, the tasks, activities and functions set out in sections 6, 11, 16 and 21 come within the trade.

### **Supervision, etc. of apprentices**

**4(1)** Where, in respect of a branch of the trade, a person is a certified journeyman and is to provide supervision to an apprentice, that journeyman is eligible to supervise that apprentice only

- (a) in respect of the undertakings that constitute the branch, and
- (b) in respect of tasks, activities and functions that come within the branch,

for which that person is a certified journeyman.

(2) Where a person is an apprentice in an apprenticeship program in a branch of the trade and is employed in respect of another branch of the trade, that apprentice is eligible to carry out work only

- (a) in respect of the undertakings that constitute that branch, and
- (b) in respect of tasks, activities and functions that come within that branch,

for which that person is an apprentice.

## **Part 2**

### **Auto Body Technician Branch of the Trade**

#### **Trade Matters Respecting the Branch**

##### **Undertakings constituting the branch**

**5** The following undertakings constitute the auto body technician branch of the trade:

- (a) the preparation of a substrate for a finish or top coat application;
- (b) the application of a finish or top coat to a substrate;
- (c) the repair of the following components of a motor vehicle:
  - (i) the chassis or frame;
  - (ii) the body or unibody;
  - (iii) a support system damaged in a collision.

##### **Tasks, activities and functions**

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

- (a) use hand, power and auto body tools to perform the undertakings of the branch of the trade;
- (b) perform body damage analyses and prepare repair estimates;
- (c) weld and cut metal sections;

- (d) attach components by welding or using adhesives or fasteners;
- (e) straighten, measure or align motor vehicle components;
- (f) perform paint damage analyses and prepare refinishing estimates;
- (g) recognize substrates;
- (h) manage paint and related materials and inventories;
- (i) fill and sand substrate;
- (j) protect surfaces from the unintended application of a primer product, finish or top coat;
- (k) remove and install trim and non-structural glass;
- (l) mix paint and primer products;
- (m) apply primer, primer-surfacer, undercoating or corrosion protection material;
- (n) colour match paint;
- (o) apply a finish or top coat;
- (p) polish, wash and clean substrate.
- (q) repealed AR 9/2010 s2.

AR 161/2008 s6;9/2010

## **Apprenticeship**

### **Term of the apprenticeship program**

**7(1)** Subject to credit for previous training or experience being granted pursuant to an order of the Board, the term of an apprenticeship program for the auto body technician branch of the trade is 4 periods of not less than 12 months each.

**(2)** In the first period of the apprenticeship program, an apprentice must acquire not less than 1620 hours of on the job training and successfully complete the technical training that is required or approved by the Board.

**(3)** In the 2nd period of the apprenticeship program, an apprentice must acquire not less than 1620 hours of on the job training and successfully complete the technical training that is required or approved by the Board.

(4) In the 3rd period of the apprenticeship program, an apprentice must acquire not less than 1590 hours of on the job training and successfully complete the technical training that is required or approved by the Board.

(5) In the 4th period of the apprenticeship program, an apprentice must acquire not less than 1590 hours of on the job training and successfully complete the technical training that is required or approved by the Board.

(6) Despite subsections (2) and (3), an apprentice who began the first or 2nd period of the apprenticeship program on or after September 1, 2017 is deemed to have acquired the hours of on the job training required in the period if the apprentice acquired not less than 1600 hours of on the job training before July 28, 2020.

(7) Despite subsections (4) and (5), an apprentice who began the 3rd or 4th period of the apprenticeship program on or after September 1, 2017 is deemed to have acquired the hours of on the job training required in the period if the apprentice acquired not less than 1500 hours of on the job training before July 28, 2020.

AR 161/2008 s7;165/2017;233/2020

#### **Employment of apprentices**

**8(1)** Where, with respect to the employment of apprentices in the auto body technician branch of the trade, a person employs an apprentice, that employment must be carried out in accordance with this section.

(2) Subject to subsection (3), a person who is a certified journeyman in the auto body technician branch of the trade or employs a certified journeyman in the auto body technician branch of the trade may employ 2 apprentices in that branch of the trade and 2 additional apprentices in that branch for each additional certified journeyman in that branch that is employed by that person.

(3) Subsection (2) does not apply to an apprentice who is engaged in an apprenticeship program

- (a) in the auto body technician branch of the trade and has completed all the requirements required or approved by the Board for advancement into the 4th period of that apprenticeship program, or
- (b) in the auto body repairer branch of the trade and has completed all the requirements required or approved by the Board for advancement into the 3rd period of that apprenticeship program.

(4) For the purposes of subsection (2), a person who is a certified journeyman in the auto body technician branch of the trade or employs a certified journeyman in the auto body technician branch of the trade, instead of employing an apprentice in an apprenticeship program in that branch of the trade, may employ an apprentice in an apprenticeship program in any other branch of the trade to carry out any of the undertakings that constitute the apprentice's branch of the trade.

### **Wages**

**9(1)** With respect to the payment of wages to an apprentice in an apprenticeship program in the auto body technician branch of the trade, a person shall not, subject to the *Apprenticeship Program Regulation* (AR 258/2000), pay wages to an apprentice that are less than those provided for under subsection (2).

(2) Subject to the *Employment Standards Code*, a person employing an apprentice referred to in subsection (1) must pay wages to the apprentice that are at least equal to the following percentages of the wages paid to employees who are certified journeymen in the auto body technician branch of the trade:

- (a) 55% in the first period of the apprenticeship program;
- (b) 70% in the 2nd period of the apprenticeship program;
- (c) 75% in the 3rd period of the apprenticeship program;
- (d) 80% in the 4th period of the apprenticeship program.

## **Part 3 Auto Body Repairer Branch of the Trade**

### **Trade Matters Respecting the Branch**

#### **Undertakings constituting the branch**

**10** The following undertakings constitute the auto body repairer branch of the trade:

- (a) the preparation of a substrate for a finish or top coat application;
- (b) the repair of the following components of a motor vehicle:
  - (i) the chassis or frame;
  - (ii) the body or unibody;

- (iii) a support system damaged in a collision.

### **Tasks, activities and functions**

**11** When practising or otherwise carrying out work in the auto body repairer branch of the trade, the following tasks, activities and functions come within that branch of the trade:

- (a) use hand, power and auto body tools to perform the undertakings of the branch of the trade;
- (b) perform body damage analyses and prepare repair estimates;
- (c) weld and cut metal sections;
- (d) attach components by welding or using adhesives or fasteners;
- (e) straighten, measure or align motor vehicle components;
- (f) recognize substrates;
- (g) fill and sand substrate;
- (h) protect surfaces from the unintended application of a primer product, finish or top coat;
- (i) remove and install trim and non-structural glass;
- (j) mix paint and primer products;
- (k) apply primer, primer-surfacer, undercoating or corrosion protection material;
- (l) polish, wash and clean substrate.
- (m) repealed AR 9/2010 s2.

AR 161/2008 s11;9/2010

## **Apprenticeship**

### **Term of the apprenticeship program**

**12(1)** Subject to credit for previous training or experience being granted pursuant to an order of the Board, the term of an apprenticeship program for the auto body repairer branch of the trade is 3 periods of not less than 12 months each.

**(2)** In the first period of the apprenticeship program, an apprentice must acquire not less than 1620 hours of on the job training and

successfully complete the technical training that is required or approved by the Board.

(3) In the 2nd period of the apprenticeship program, an apprentice must acquire not less than 1590 hours of on the job training and successfully complete the technical training that is required or approved by the Board.

(4) In the 3rd period of the apprenticeship program, an apprentice must acquire not less than 1590 hours of on the job training and successfully complete the technical training that is required or approved by the Board.

(5) Despite subsection (2), an apprentice who began the first period of the apprenticeship program on or after September 1, 2017 is deemed to have acquired the hours of on the job training required in the period if the apprentice acquired not less than 1600 hours of on the job training before July 28, 2020.

(6) Despite subsections (3) and (4), an apprentice who began the 2nd or 3rd period of the apprenticeship program on or after September 1, 2017 is deemed to have acquired the hours of on the job training required in the period if the apprentice acquired not less than 1500 hours of on the job training before July 28, 2020.

AR 161/2008 s12;165/2017;233/2020

### **Employment of apprentices**

**13(1)** Where, with respect to the employment of apprentices in the auto body repairer branch of the trade, a person employs an apprentice, that employment must be carried out in accordance with this section.

(2) Subject to subsection (3), a person who is a certified journeyman in the auto body repairer branch of the trade or employs a certified journeyman in the auto body repairer branch of the trade may employ 2 apprentices in that branch of the trade and 2 additional apprentices in that branch for each additional certified journeyman in that branch that is employed by that person.

(3) Subsection (2) does not apply to an apprentice who is engaged in an apprenticeship program

- (a) in the auto body technician branch of the trade and has completed all the requirements required or approved by the Board for advancement into the 4th period of that apprenticeship program, or
- (b) in the auto body repairer branch of the trade and has completed all the requirements required or approved by

the Board for advancement into the 3rd period of that apprenticeship program.

**(4)** For the purposes of subsection (2), a person who is a certified journeyman in the auto body repairer branch of the trade or employs a certified journeyman in the auto body repairer branch of the trade, instead of employing an apprentice in an apprenticeship program in that branch of the trade, may employ an apprentice

- (a) in the auto body refinisher or the auto body prepper branch of the trade to carry out any of the undertakings that constitute the auto body prepper branch of the trade, or
- (b) in the auto body technician branch of the trade to carry out any of the undertakings that constitute the auto body repairer branch of the trade.

#### **Wages**

**14(1)** With respect to the payment of wages to an apprentice in an apprenticeship program in the auto body repairer branch of the trade, a person shall not, subject to the *Apprenticeship Program Regulation* (AR 258/2000), pay wages to an apprentice that are less than those provided for under subsection (2).

**(2)** Subject to the *Employment Standards Code*, a person employing an apprentice referred to in subsection (1) must pay wages to the apprentice that are at least equal to the following percentages of the wages paid to employees who are certified journeymen in the auto body repairer branch of the trade:

- (a) 55% in the first period of the apprenticeship program;
- (b) 70% in the 2nd period of the apprenticeship program;
- (c) 80% in the 3rd period of the apprenticeship program.

## **Part 4 Auto Body Refinisher Branch of the Trade**

### **Trade Matters Respecting the Branch**

#### **Undertakings constituting the branch**

**15** The following undertakings constitute the auto body refinisher branch of the trade:

- (a) the preparation of a substrate for a finish or top coat application;
- (b) the application of a finish or top coat to a substrate;
- (c) the removal and installation of non-structural components of the body, unibody or frame to repair collision damage to the motor vehicle.

#### **Tasks, activities and functions**

**16** When practising or otherwise carrying out work in the auto body refinisher branch of the trade, the following tasks, activities and functions come within that branch of the trade:

- (a) use hand, power and auto body tools to perform the undertakings of the branch of the trade;
- (b) perform paint damage analyses and prepare refinishing estimates;
- (c) recognize substrates;
- (d) manage paint and paint related materials and inventories;
- (e) fill and sand substrate;
- (f) protect surfaces from the unintended application of a primer product, finish or top coat;
- (g) remove and install trim and non-structural glass;
- (h) mix paint and primer products;
- (i) apply primer, primer-surfacer, undercoating or corrosion protection material;
- (j) colour match paint;
- (k) apply a finish or top coat;
- (l) polish, wash and clean substrate.
- (m) repealed AR 9/2010 s2.

AR 161/2008 s16; 9/2010

### **Apprenticeship**

#### **Term of the apprenticeship program**

**17(1)** Subject to credit for previous training or experience being granted pursuant to an order of the Board, the term of an

apprenticeship program for the auto body refinisher branch of the trade is 2 periods of not less than 12 months each.

**(2)** In the first period of the apprenticeship program, an apprentice must acquire not less than 1620 hours of on the job training and successfully complete the technical training that is required or approved by the Board.

**(3)** In the 2nd period of the apprenticeship program, an apprentice must acquire not less than 1620 hours of on the job training and successfully complete the technical training that is required or approved by the Board.

**(4)** Despite subsections (2) and (3), an apprentice who began the first or 2nd period of the apprenticeship program on or after September 1, 2017 is deemed to have acquired the hours of on the job training required in the period if the apprentice acquired not less than 1600 hours of on the job training before July 28, 2020.

AR 161/2008 s17;165/2017;233/2020

#### **Employment of apprentices**

**18(1)** Where, with respect to the employment of apprentices in the auto body refinisher branch of the trade, a person employs an apprentice, that employment must be carried out in accordance with this section.

**(2)** A person who is a certified journeyman in the auto body refinisher branch of the trade or employs a certified journeyman in the auto body refinisher branch of the trade may employ 2 apprentices in that branch of the trade and 2 additional apprentices in that branch for each additional certified journeyman in that branch that is employed by that person.

**(3)** Subsection (2) does not apply to an apprentice who is engaged in an apprenticeship program

- (a) in the auto body technician branch of the trade and has completed all the requirements required or approved by the Board for advancement into the 4th period of that apprenticeship program, or
- (b) in the auto body repairer branch of the trade and has completed all the requirements required or approved by the Board for advancement into the 3rd period of that apprenticeship program.

**(4)** For the purposes of subsection (2), a person who is a certified journeyman in the auto body refinisher branch of the trade or employs a certified journeyman in the auto body refinisher branch of the trade, instead of employing an apprentice in an

apprenticeship program in that branch of the trade, may employ an apprentice in an apprenticeship program in the

- (a) auto body repairer or auto body prepper branch of the trade to carry out any of the undertakings that constitute the auto body prepper branch of the trade, or
- (b) auto body technician branch of the trade to carry out any of the undertakings that constitute the auto body refinisher branch of the trade.

### **Wages**

**19(1)** With respect to the payment of wages to an apprentice in an apprenticeship program in the auto body refinisher branch of the trade, a person shall not, subject to the *Apprenticeship Program Regulation* (AR 258/2000), pay wages to an apprentice that are less than those provided for under subsection (2).

**(2)** Subject to the *Employment Standards Code*, a person employing an apprentice referred to in subsection (1) must pay wages to the apprentice that are at least equal to the following percentages of the wages paid to employees who are certified journeypersons in the auto body refinisher branch of the trade:

- (a) 55% in the first period of the apprenticeship program;
- (b) 70% in the 2nd period of the apprenticeship program.

## **Part 5 Auto Body Prepper Branch of the Trade**

### **Trade Matters Respecting the Branch**

#### **Undertakings constituting the branch**

**20** The following undertakings constitute the auto body prepper branch of the trade:

- (a) the preparation of a substrate for a finish or top coat application where the damage is not greater than 3 millimetres in depth;
- (b) the removal and installation of non-structural components of the body, unibody or frame to repair collision damage to the motor vehicle.

**Tasks, activities and functions**

**21** When practising or otherwise carrying out work in the auto body prepper branch of the trade, the following tasks, activities and functions come within that branch of the trade:

- (a) use hand, power and auto body tools to perform the undertakings of the branch of the trade;
- (b) recognize substrates;
- (c) fill and sand substrate;
- (d) protect surfaces from the unintended application of a primer product, finish or top coat;
- (e) remove and install trim and non-structural glass;
- (f) mix paint and primer products;
- (g) apply primer, primer-surfacer, undercoating or corrosion protection material;
- (h) polish, wash and clean substrate.
- (i) repealed AR 9/2010 s2.

AR 161/2008 s21;9/2010

**Apprenticeship****Term of the apprenticeship program**

**22(1)** Subject to credit for previous training or experience being granted pursuant to an order of the Board, the term of an apprenticeship program for the auto body prepper branch of the trade is 2 periods of not less than 12 months each.

**(2)** In the first period of the apprenticeship program, an apprentice must acquire not less than 1620 hours of on the job training and successfully complete the technical training that is required or approved by the Board.

**(3)** In the 2nd period of the apprenticeship program, an apprentice must acquire not less than 1800 hours of on the job training.

**(4)** Despite subsection (2), an apprentice who began the first period of the apprenticeship program on or after September 1, 2017 is deemed to have acquired the hours of on the job training required in the period if the apprentice acquired not less than 1600 hours of on the job training before July 28, 2020.

AR 161/2008 s22;165/2017;233/2020

**Employment of apprentices**

**23(1)** Where, with respect to the employment of apprentices in the auto body prepper branch of the trade, a person employs an apprentice, that employment must be carried out in accordance with this section.

**(2)** A person who is a certified journeyman in the auto body prepper branch of the trade or employs a certified journeyman in the auto body prepper branch of the trade may employ 2 apprentices in that branch of the trade and 2 additional apprentices in that branch for each additional certified journeyman in that branch that is employed by that person.

**(3)** Subsection (2) does not apply to an apprentice who is engaged in an apprenticeship program

- (a) in the auto body technician branch of the trade and has completed all the requirements required or approved by the Board for advancement into the 4th period of that apprenticeship program, or
- (b) in the auto body repairer branch of the trade and has completed all the requirements required or approved by the Board for advancement into the 3rd period of that apprenticeship program.

**(4)** For the purposes of subsection (2), a person who is a certified journeyman in the auto body prepper branch of the trade or employs a certified journeyman in the auto body prepper branch of the trade, instead of employing an apprentice in an apprenticeship program in that branch of the trade, may employ an apprentice in an apprenticeship program in any other branch of the trade to carry out any of the undertakings that constitute the auto body prepper branch of the trade.

**Wages**

**24(1)** With respect to the payment of wages to an apprentice in an apprenticeship program in the auto body prepper branch of the trade, a person shall not, subject to the *Apprenticeship Program Regulation* (AR 258/2000), pay wages to an apprentice that are less than those provided for under subsection (2).

**(2)** Subject to the *Employment Standards Code*, a person employing an apprentice referred to in subsection (1) must pay wages to the apprentice that are at least equal to the following percentages of the wages paid to employees who are certified journeymen in the auto body prepper branch of the trade:

- (a) 55% in the first period of the apprenticeship program;

- (b) 70% in the 2nd period of the apprenticeship program.

## **Part 6 Repeals and Coming into Force**

### **Repeal**

**25** The *Auto Body Technician Trade Regulation* (AR 117/2002) is repealed.

**26** Repealed AR 8/2017 s1.

### **Coming into force**

**27** This Regulation comes into force on February 1, 2009.





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