

# Apprenticeship and Industry Training Act

## Landscape Gardener Trade Regulation

Alberta Regulation 286/2000  
Consolidated to November 3, 2006

### NOTE

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Apprenticeship and  
Industry Training

**ALBERTA REGULATION 286/2000**  
**as amended by Alta. Reg. 36/2005, 102/2006 and 270/2006**  
**Apprenticeship and Industry Training Act**  
**LANDSCAPE GARDENER TRADE REGULATION**

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Definitions

**1** In this Regulation,

- (a) “apprentice” means a person who is an apprentice in the trade;
- (b) “certified journeyman” means a certified journeyman as defined in the *Apprenticeship Program Regulation*;  
[Alta. Reg. 270/2006]
- (c) “technical training” means technical training as defined in the *Apprenticeship Program Regulation*;
- (d) “trade” means the occupation of landscape gardener that is designated as an optional certification trade pursuant to the *Apprenticeship and Industry Training Act*;

- (e) “uncertified journey person” means an uncertified journey person as defined in the *Apprenticeship Program Regulation*.

[Alta. Reg. 270/2006]

### General Matters Respecting the Trade

Constitution of the trade    **2** The undertakings that constitute the trade are the selling, growing, installing and maintenance of plant or related material and without limiting the generality of the foregoing include the following:

- (a) landscape construction;
- (b) landscape maintenance;
- (c) the operation of greenhouses, nurseries and garden centres;
- (d) arboriculture;
- (e) tree moving;
- (f) the selling, growing, installing and maintenance of turf grasses;
- (g) designing, installing and maintaining irrigation systems.

Tasks, activities and functions    **3** When practising or otherwise carrying out work in the trade, the following tasks, activities and functions come within the trade:

- (a) applying principles of landscape design and construction;
- (b) constructing and installing landscape planters, walks and other accessories of various materials;
- (c) handling orders of plant and related materials;
- (d) operating and servicing the tools and machinery used in the trade;
- (e) applying the principles governing
  - (i) the operation of greenhouses, nurseries and garden centres;
  - (ii) sod production;
  - (iii) interior and exterior landscape maintenance;
  - (iv) plant production;
  - (v) the use of soils;
  - (vi) the use of plant nutrients;

- (vii) the use of pesticides;
  - (viii) the control of plant diseases and pests;
  - (ix) tree care;
- (f) applying knowledge respecting botany and plant identification.

### **Apprenticeship**

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|------------------------------------|----------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Term of the apprenticeship program | <b>4</b> | <p>(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 trade is 4 periods of not less than 12 months each.</p> <p>(2) In the first period of the apprenticeship program an apprentice must acquire not less than 1200 hours of on the job training and successfully complete the technical training that is required or approved by the Board.</p> <p>(3) In the 2nd period of the apprenticeship program an apprentice must acquire not less than 1200 hours of on the job training and successfully complete the technical training that is required or approved by the Board.</p> <p>(4) In the 3rd period of the apprenticeship program an apprentice must acquire not less than 1200 hours of on the job training and successfully complete the technical training that is required or approved by the Board.</p> <p>(5) In the 4th period of the apprenticeship program an apprentice must acquire not less than 1200 hours of on the job training and successfully complete the technical training that is required or approved by the Board.</p> |
| Employment of apprentices          | <b>5</b> | <p>(1) Where a person employs an apprentice, that employment must be carried out in accordance with this section.</p> <p>(2) Subject to subsection (3), a person who is a certified journeyman or an uncertified journeyman in the trade or employs a certified journeyman or an uncertified journeyman in the trade may employ 2 apprentices and 2 additional apprentices for each additional certified journeyman or uncertified journeyman in the trade that is employed by that person.</p> <p>(3) Subsection (2) does not apply to an apprentice who is engaged in an apprenticeship program in the trade and has completed all requirements required or approved by the Board for advancement into the 4<sup>th</sup> period of that apprenticeship program.</p>                                                                                                                                                                                                                                                                                                                                                                                        |
| Wages                              | <b>6</b> | <p>(1) Subject to the <i>Apprenticeship Program Regulation</i>, a person shall not pay wages to an apprentice that are less than those provided for under subsection (2).</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |

[Alta. Reg. 102/2006, 270/2006]

- (2) Subject to the *Employment Standards Code*, a person employing an apprentice 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 or uncertified journeypersons in the trade:

[Alta. Reg. 270/2006]

- (a) 60% 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;
- (d) 90% in the 4th period of the apprenticeship program.

### **Transitional Provisions, Repeals, Expiry and Coming into Force**

Apprenticeship continues **7** A person who immediately prior to January 1, 2001 was an apprentice in an apprenticeship program under the *Landscape Gardener Trade Regulation* (AR 279/94) continues as an apprentice in that apprenticeship program under this Regulation.

Repeal **8** The *Landscape Gardener Trade Regulation* (AR 279/94) is repealed.

Expiry **9** For the purpose of ensuring that this Regulation is reviewed for ongoing relevancy and necessity, with the option that it may be repassed in its present or an amended form following a review, this Regulation expires on August 31, 2011.

[Alta. Reg. 36/2005]

Coming into force **10** This Regulation comes into force on January 1, 2001.