

Date	May 30, 2024
Name	BMX Renovations Inc. and Serge Yasmine
Licensure Status at Time of Incident	Unlicensed
Administrative Action	Conviction after plea
Location	Ottawa
Regulation Description	<p>BMX Renovations Inc.</p> <ol style="list-style-type: none"> 1. Operated an electrical contracting business without being the holder of an electrical contractor license contrary to s.3 of O. Reg. 570/05, and thereby did commit an offence contrary to section 113.20(1)(a) of the Electricity Act, 1998 x3; 2. Prior to the commencement of work, failed to file with the Electrical Safety Authority a notification of the work to be done on an electrical installation, contrary to Rule 2-004(1)(a) of the 2018 Ontario Electrical Safety Code, which was adopted by reference in O. Reg. 164/99, and did thereby commit an offence contrary to s.113.20(4) of the Electricity Act, 1998 x3; and 3. Did install electrical equipment with insufficient guarding to adequately provide for the safety of persons, property and the protection of the electrical equipment by failing to properly ground electrical swimming pool equipment, contrary to Rule 2-200 of the 2018 Ontario Electrical Safety Code, which was adopted by reference in O. Reg. 164/99, and did thereby commit an offence contrary to s.113.20(1)(a) of the Electricity Act, 1998 x3 <p>Serge Yasmine</p> <ol style="list-style-type: none"> 1. Being Officer and Director of BMX Renovations Inc., failed to prevent BMX Renovations Inc. from operating an electrical

	<p>contracting business without being the holder of an electrical contractor license, contrary to s.3 of O. Reg. 570/05, and thereby did commit an offence contrary to section 113.20(4) of the Electricity Act, 1998 x2;</p> <p>2. Being Officer and Director of BMX Renovations Inc., failed to take all reasonable care to prevent BMX Renovations Inc. from failing to file with the Electrical Safety Authority a notification of work preformed on an electrical installation, contrary to Rule 2-004(1) of the 2018 Ontario Electrical Safety Code, which was adopted by reference in O. Reg. 164/99, and did thereby commit an offence contrary to s. 113.20(4) of the Electricity Act, 1998 x2; and</p> <p>3. Being Officer and Director of BMX Renovations Inc., failed to take all reasonable care to prevent BMX Renovations Inc. from installing electrical equipment with insufficient guarding to adequately provide for the safety of persons, property and the protection of the electrical equipment by failing to properly ground electrical swimming pool equipment, contrary to Rule 2-200 of the 2018 Ontario Electrical Safety Code, which was adopted by reference in O. Reg. 164/99, and did thereby commit an offence contrary to s.113.20(4) of the Electricity Act, 1998 x2</p>
<p>Description of Contravention</p>	<p>Mr. Yasmine was the Officer and Director of BMX Renovations Inc. Between July 23, 2020 and December 7, 2021, BMX contracted with three homeowners in Ottawa for the installation of in-ground backyard pools. BMX performed the electrical work for the projects. Neither Mr. Yasmine nor BMX Renovations Inc. are Licensed Electrical Contractors with the ESA.</p> <p>The homeowners subsequently discovered that no Notifications of Work were filed with the ESA for any of the electrical work preformed. Inspections of the projects revealed several significant hazards with the electrical work.</p> <p>None of the projects were completed by BMX Renovations Inc. Deposits for all the projects were paid by each homeowner before the projects began.</p>

<p>Additional Information (if necessary)</p>	<p>After a plea, a joint position was put forth and accepted by the court. BMX Renovations Inc. received a \$3500 each for convictions on counts 1, 4 and 7 (No LEC), a \$1500 fine each on counts 2 and 5 (NOW) and a \$5000 fine each on counts 3, 6 and 9 (Hazards). BMX Renovations also received a suspended sentence with 2 years of probation for the conviction entered on count 8.</p> <p>Mr. Yasmine received a \$4000 fine in relation to count 3 (Permit Hazards) and a suspended sentence with 2 years of probation on counts 1-2 & 4-6 (Permit No LEC x2, Permit NOW x2 and Permit Hazard).</p> <p>The joint position balanced some unique circumstances in the case including some mitigating factors presented by Mr. Yasmine.</p> <p>The remaining counts against Mr. Yasmine were withdrawn. Mr. Yasmine and BMX Renovations Inc. were granted 24 months to pay all fines imposed.</p>
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