

Draft Regulations

Draft Regulation

Act respecting collective agreement decrees
(chapter D-2)

Comité paritaire de l'entretien d'édifices publics de la région de Québec respecting the keeping of a register, the monthly report and the levy —Amendment

Notice is hereby given, in accordance with subparagraphs *g*, *h* and *i* of the second paragraph of section 22 of the Act respecting collective agreement decrees (chapter D-2), that the Comité paritaire de l'entretien d'édifices publics de la région de Québec has transmitted to the Minister the draft Regulation of the Comité paritaire de l'entretien d'édifices publics de la région de Québec respecting the keeping of a register, the monthly report and the levy and, in accordance with sections 10 and 11 of the Regulations Act (chapter R-18.1), that that draft Regulation, appearing below, may be approved by the Government on the expiry of 45 days following this publication.

In order to give effect to the General Regulation to govern the regulations of a parity committee (chapter D-2, r. 17), the draft Regulation replaces the parity committee by-laws to make the keeping of a register and monthly reporting mandatory for professional employers, to establish the rate of the levy for professional employers and for employees, and to require professional employers to collect the levy by making deductions from their employees' wages. The draft Regulation also revokes the section of those by-laws pertaining to competency.

The regulatory impact analysis conducted as part of the General Regulation has shown that the amendments will have no impact on the enterprises subject thereto.

Further information on the draft Regulation may be obtained by contacting Vincent Huot, labour policy development advisor, Direction des politiques du travail, Ministère du Travail, 425, rue Jacques-Parizeau, 5^e étage, Québec (Québec) G1R 4Z1; telephone: 581 628-8934, extension 81068 or 1 888-628-8934, extension 81068 (toll free); email: vincent.huot@travail.gouv.qc.ca.

Any person wishing to comment on the draft Regulation is requested to submit written comments within the 45-day period to the Minister of Labour, 200, chemin Sainte-Foy, 6^e étage, Québec (Québec) G1R 5S1; email: ministre@travail.gouv.qc.ca.

JEAN BOULET
Minister of Labour

Regulation of the Comité paritaire de l'entretien d'édifices publics de la région de Québec respecting the keeping of a register, the monthly report and the levy

Act respecting collective agreement decrees
(chapter D-2, s. 22, 2nd par., subpars. *g*, *h* and *i*)

DIVISION 1 GENERAL

1. This Regulation applies to professional employers subject to the Decree respecting building service employees in the Québec region (chapter D-2, r. 16).

2. This Regulation supplements the General Regulation to govern the regulations of a parity committee (chapter D-2, r. 17). Where this Regulation is in conflict with or its meaning is unclear in relation to the provisions of the General Regulation, the General Regulation takes precedence.

3. In this Regulation, “parity committee” means the Comité paritaire de l'entretien d'édifices publics de la région de Québec.

DIVISION 2 KEEPING OF A REGISTER

4. The professional employer must keep a register in which are shown for each employee the name and given name, date of birth, address, social insurance number, qualification, the date of the first day of employment, as well as, where applicable, the following information for each pay period:

(1) the number of hours of work per day, including the hour at which the work was begun, interrupted, resumed and ceased each day, as well as the nature of the work;

(2) the total number of regular and overtime hours of work per week;

(3) the number of overtime hours paid or replaced by a leave with the applicable premium;

(4) the number of days of work per week;

(5) the wage rate;

(6) the nature and amount of premiums, indemnities, allowances or commissions paid;

(7) the mandatory contributions to the group registered retirement savings plan;

(8) the amount of gross wages;

(9) the nature and amount of deductions made, including the current and cumulative amount of the voluntary contribution to the group registered retirement savings plan;

(10) the amount of the net wages paid to the employee;

(11) the work period corresponding to the payment;

(12) the date and mode of payment of wages;

(13) the reference year;

(14) the start date of the employee's annual leave with pay and the duration of that leave;

(15) the date on which the employee benefited from a statutory general holiday with pay or another day of leave, including the compensatory holidays for statutory general holidays with pay.

The registration system must also contain a register of all the places where work subject to the Decree is carried out.

5. The information in the registration system or register relating to a particular year must be kept for 3 years following that year.

DIVISION 3 **MONTHLY REPORT**

6. The professional employer must send the parity committee a written monthly report indicating the following information:

(1) the name and given name, address and social insurance number of each employee in the employer's employ, the employee's qualification, the nature of their work, the regular and extra hours of labour done each week by the employee, the total number of such hours, the employee's hourly wage rate and total earnings;

(2) the allowances paid to each employee for annual leave with pay and paid holidays and any other allowance or benefit of a monetary value;

(3) the mandatory contributions of the professional employer to the group registered retirement savings plan as well as the voluntary contributions of employees.

7. The monthly report must be signed by the professional employer or an authorized representative and sent to the head office of the parity committee not later than the 15th day of the following month.

The professional employer must send a report for every monthly work period even if no work was carried out by the employer or the employer's employees.

8. The monthly report may be sent by mail or by any means based on information technology.

The means based on information technology used by the professional employer must first be authorized by the parity committee so that the method is compatible with the technological equipment owned by the committee.

DIVISION 4 **LEVY**

9. The rate of levy fixed by the parity committee is

(1) for professional employers, 0.50% of the gross wages the employer pays to employees subject to the Decree;

(2) for employees, 0.50% of the employee's gross wages.

10. The professional employer must collect, for each pay period, the levy imposed pursuant to paragraph 2 of section 9, by deducting it from the employees' wages.

11. The professional employer must remit to the parity committee the levy payable by the employer and by the employees for a monthly period not later than the 15th day of the following month.

DIVISION 5 **FINAL**

12. This Regulation replaces sections 20 and 21 of the special by-laws approved by Order in Council 1026 dated 2 April 1969 (1969, G.O. 2, 2347, French) respecting the keeping of a register and the monthly report, and revokes Section 22 of the special by-laws relating to the competency certificate. It also replaces the Règlement sur le prélèvement du Comité paritaire de l'entretien d'édifices publics de la région de Québec approved by Order in Council 2626-85 dated 11 December 1985 (1985, G.O. 2, 6982, French).

13. This Regulation comes into force on the fifteenth day following the date of its publication in the *Gazette officielle du Québec*.

106817

Draft Regulation

Food Products Act
(chapter P-29)

Food

—Amendment

Notice is hereby given, in accordance with sections 10 and 11 of the Regulations Act (chapter R-18.1), that the Regulation to amend the Regulation respecting food, appearing below, may be made by the Government on the expiry of 45 days following this publication.

The draft Regulation amends the permit system, mainly the dairy distributor permit, more specifically by removing the distributor/vendor and distributor/deliverer permit categories. The draft Regulation also removes the exemption from holding a permit authorizing the holder to engage in an activity forming part of a restaurateur's business for persons who carry on a restaurateur's business in their private residence. Lastly, the draft Regulation amends certain standards respecting shell eggs and processed eggs, and dairy products and dairy product substitutes.

Study of the matter to date has shown that none of the proposed amendments, other than those relating to permits, generates direct compliance costs, administrative costs or loss of revenue. As concerns the amendments made to the dairy distributor permit, they would reduce the associated administrative costs for enterprises holding that permit and allow them to save \$30,349 in administrative formality expenses and \$6,000 in permit fees for a total savings of \$36,349. In accordance with the *Politique gouvernementale sur l'allègement réglementaire et administratif – pour une réglementation intelligente*, the draft Regulation underwent a regulatory impact analysis with respect to the above-mentioned repercussions on enterprises. The analysis is available on the website of the Ministère de l'Agriculture, des Pêcheries et de l'Alimentation.

Further information on the draft Regulation may be obtained by contacting Francis Roberge, Direction adjointe à la réglementation, Ministère de l'Agriculture, des Pêcheries et de l'Alimentation, 200, chemin Sainte-Foy, 11^e étage, Québec (Québec) G1R 4X6; telephone: 418 380-2100; email: francis.roberge@mapaq.gouv.qc.ca.

Any person wishing to comment on the draft Regulation is requested to submit written comments within the 45-day period to Guylaine Bouchard, Assistant Deputy Minister, Sous-ministériat à la salubrité alimentaire, à l'inspection et à la santé animale, Ministère de l'Agriculture, des Pêcheries et de l'Alimentation, 200, chemin Sainte-Foy, 12^e étage, Québec (Québec) G1R 4X6; email: reglementation1@mapaq.gouv.qc.ca.

ANDRÉ LAMONTAGNE

Minister of Agriculture, Fisheries and Food

Regulation to amend the Regulation respecting food

Food Products Act
(chapter P-29, s. 40, pars. *a*, *a.0.1*, *a.1*, *a.3*, *a.4*, *b*, *e*, *f*, *g*, *j* and *n*)

1. Section 1.3.1.1.3 of the Regulation respecting food (chapter P-29, r. 1) is amended by striking out paragraphs 3 and 4.

2. Section 1.3.1.1.4 is amended by striking out the second paragraph.

3. Section 1.3.1.1.6 is amended by replacing “the permits referred to in paragraph 2 of section 1.3.5.H.1 and” in the second paragraph by “the permit referred to in”.

4. Section 1.3.1.17 is revoked.

5. Section 1.3.5.B.4.1 is amended by striking out “paragraph 2 of”.

6. Section 1.3.5.C.4.1 is amended by striking out “paragraph 2 of”.

7. Section 1.3.5.C.5 is amended by replacing subparagraph 2 by the following:

“(2) a person responsible for an intermediate resource or a family-type resource referred to in section 302 or 310 of the Act respecting health services and social services (chapter S-4.2) and the operator of a private seniors' residence referred to in section 346.0.1 of that Act, if they do not provide care for more than 9 residents;”.

8. Section 1.3.5.D.4 is replaced by the following:

“**1.3.5.D.4** The Minister may issue the permits provided for in subparagraph *m* or *n* of the first paragraph of section 9 of the Act for a period of less than 12 months where a person bound to hold a permit carries on their activities for a period of 30 consecutive days or less.”.