

WHEREAS it is expedient to approve the Decree attached hereto with amendments;

IT IS ORDERED, therefore, on the recommendation of the Minister of Labour:

THAT the Decree to amend the Decree respecting the automotive services industry in the Montréal region, attached hereto, be made.

MICHEL NOËL DE TILLY,
Acting Clerk of the Conseil exécutif

Decree to amend the Decree respecting garage employees in the Montréal region (*)

An Act respecting collective agreement decrees (R.S.Q., c. D-2)

1. Section 1.01 of the Decree respecting the automotive services industry in the Montréal region is amended

(1) by substituting the following for paragraph *r*:

“(*r*) “motor vehicle”: a road vehicle within the meaning of section 4 of the Highway Safety Code (R.S.Q., c. C-24.2), excluding mopeds and motorcycles within the meaning of section 4 of the Code, all-terrain vehicles within the meaning of section 1 of the Regulation respecting all-terrain vehicles, made by Order in Council 58-88 dated 13 January 1988, snowmobiles within the meaning of section 1 of the Regulation respecting snowmobiles (R.R.Q., 1981, c. C-24, r.21) and any other vehicles intended to be used off public roads owing to their nature, purpose or the operation of a law;”;

(2) by adding the following after paragraph *v*:

“(*w*) “heavy road vehicle”: a road vehicle whose net mass is 4500 kg or more;

“(*x*) “combination of road vehicles”: a combination or vehicles composed of a motorized heavy road vehicle hauling a trailer, a semi-trailer or a detachable axle.”.

2. The following is inserted after section 3.05:

“**3.05.1.** Notwithstanding sections 3.01 to 3.05, the standard workweek of all the employees of an employer is 40 hours scheduled over no more than 6 continuous days where the work referred to in paragraph *a* or *c* of subsection 1 of section 2.01 is performed on or pertains to heavy road vehicles or combinations of road vehicles. The standard workday is no more than 10 hours scheduled over a maximum of 11 consecutive hours.

3.05.2. Sections 3.06 and 3.10, subsection 2 of section 4.01, section 4.02, the first paragraph of section 4.04 and section 4.05 of this Decree do not apply to employees referred to in section 3.05.1.”.

3. The following paragraph is added in section 3.09:

“An employee referred to in section 3.05.1 who appears for work at the express request of his employer or in the ordinary course of his employment and who works less than 3 consecutive hours is entitled, if no fortuitous event is involved, to a compensation equal to 3 hours at his regular hourly rate, increased, if applicable, pursuant to the provisions of Division 4.00.”.

4. The following is substituted for section 11.01:

“**11.01** This Decree remains in force until 23 June 1998.”.

5. This Decree comes into force on the day of its publication in the *Gazette officielle du Québec*.

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Gouvernement du Québec

O.C. 633-98, 6 May 1998

An Act respecting collective agreement decrees (R.S.Q., c. D-2)

Garage employees — Rimouski — Amendments

Decree to amend the Decree respecting garage employees in the Rimouski region

WHEREAS the Government made the Decree respecting garage employees in the Rimouski region (R.R.Q., 1981, c. D-2, r.49);

WHEREAS in accordance with section 8 of the Act respecting collective agreement decrees (R.S.Q., c. D-2), the Government may amend a decree after consulting with the contracting parties or the committee, and after

* The Decree respecting the automotive services industry in the Montréal region (R.R.Q., 1981, c. D-2, r.46) was last amended by Order in Council 355-96 dated 21 March 1996 (1996, *G.O.* 2, 1699). For previous amendments, refer to the Tableau des modifications et Index sommaire, Éditeur officiel du Québec, 1998, updated to 1 March 1998.

publication of a notice in the *Gazette officielle du Québec* and in a French language newspaper and in an English language newspaper;

WHEREAS in accordance with sections 10 and 11 of the Regulations Act (R.S.Q., c. R-18.1), the text of a draft amending decree was published in Part 2 of the *Gazette officielle du Québec* of 27 August 1997 with a notice that it could be made by the Government upon the expiry of 45 days following that publication, and notice of it was given on 24 August 1997 in a French language newspaper and on 26 August 1997 in an English language newspaper;

WHEREAS in accordance with section 6 of the Act respecting collective agreement decrees (R.S.Q., c. D-2), the Minister may, at the expiry of the time specified in the notice, recommend that the Government issue a decree with such changes as are deemed expedient;

WHEREAS it is expedient to approve the Decree attached hereto with amendments;

IT IS ORDERED, therefore, on the recommendation of the Minister of Labour:

THAT the Decree to amend the Decree respecting garage employees in the Rimouski region, attached hereto, be made.

MICHEL NOËL DE TILLY,
Acting Clerk of the Conseil exécutif

Decree to amend the Decree respecting garage employees in the Rimouski region (*)

An Act respecting collective agreement decrees (R.S.Q., c. D-2)

1. Section 1.01 of the Decree respecting garage employees in the Rimouski region is amended

(1) by deleting the definition of “truck”;

(2) by substituting the following for the definition of “automobile”:

““motor vehicle”: a road vehicle within the meaning of section 4 of the Highway Safety Code (R.S.Q., c. C-24.2), excluding mopeds and motorcycles within the meaning of section 4 of the Code, all-terrain vehicles within the meaning of section 1 of the Regulation respecting all-terrain vehicles, made by Order in Council 58-88 dated 13 January 1988, snowmobiles within the meaning of section 1 of the Regulation respecting snowmobiles (R.R.Q., 1981, c. C-24, r.21) and any other vehicles intended to be used off public roads owing to their nature, purpose or the operation of a law;

“heavy road vehicle”: a road vehicle whose net mass is 4 500 kg or more;

“combination of road vehicles”: a combination or vehicles composed of a motorized heavy road vehicle hauling a trailer, a semi-trailer or a detachable axle.”.

2. The following is inserted after section 3.04:

“**3.04.1.** Notwithstanding sections 3.01 to 3.04, the standard workweek of all the employees of an employer is 40 hours scheduled over no more than 6 continuous days where the work referred to in paragraph *a* or *c* of subsection 1 of section 2.01 is performed on or pertains to heavy road vehicles or combinations of road vehicles. The standard workday is no more than 10 hours scheduled over a maximum of 11 consecutive hours.”.

3. The following paragraph is added in section 3.06:

“Employees referred to in section 3.04.1 are entitled to a weekly rest period of at least 24 consecutive hours.”.

4. The following is added after section 4.04:

“**4.05.** For employees referred to in section 3.04.1, hours worked in excess of or outside the standard workday or workweek or on holidays shall be paid at time and one half the hourly rate actually paid.”.

5. The following is substituted for section 12.01:

“**12.01.** This Decree remains in force until 23 June 1998.”.

6. This Decree comes into force on the day of its publication in the *Gazette officielle du Québec*.

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* The Decree respecting garage employees in the Rimouski region (R.R.Q., 1981, c. D-2, r.49) was last amended by Order in Council 357-96 dated 21 March 1996 (1996, *G.O.* 2, 1701). For previous amendments, refer to the Tableau des modifications et Index sommaire, Éditeur officiel du Québec, 1998, updated to 1 March 1998.