

Gouvernement du Québec

**O.C. 14-99, 13 January 1999**

An Act respecting industrial accidents  
and occupational diseases  
(R.S.Q., c. A-3.001)

**Determination of employer classifications,  
of employer assessments and of imputations  
of the cost of benefits  
— Amendments**

Regulation amending the Regulation respecting the re-determination of employer classifications, of employer assessments and of imputations of the cost of benefits

WHEREAS under subparagraph 12.3 of the first paragraph of section 454 of the Act respecting industrial accidents and occupational diseases (R.S.Q., c. A-3.001), enacted by paragraph 9 of section 44 of the Act to amend the Act respecting industrial accidents and occupational diseases and the Act respecting occupational health and safety (1996, c. 70), the Commission de la santé et de la sécurité du travail may make regulations determining the circumstances in which, time within which and conditions subject to which it may re-determine the classification, the imputation of the cost of benefits and the assessment, penalty and interest payable by an employer, at a higher or lower level;

WHEREAS by Order in Council 1486-98 dated 27 November 1998, the Government approved the Regulation respecting the re-determination of employer classifications, of employer assessments and of imputations of the cost of benefits and the Regulation came into force on 1 January 1999;

WHEREAS at the meeting of its board of directors of 17 December 1998, the Commission made the Regulation amending the Regulation respecting the re-determination of employer classifications, of employer assessments and of imputations of the cost of benefits whose sole purpose is to correct inaccurate references in three sections of the Regulation respecting the re-determination of employer classifications, of employer assessments and of imputations of the cost of benefits;

WHEREAS in accordance with section 455 of the Act respecting industrial accidents and occupational diseases, the Regulation shall be submitted to the Government for approval;

WHEREAS under section 12 of the Regulations Act (R.S.Q., c. R-18.1), a proposed regulation may be approved without having been published as provided for in

section 8 of that Act, where the authority approving it is of the opinion that the urgency of the situation requires it;

WHEREAS under section 13 of that Act, the reason justifying the absence of such publication shall be published with the Regulation;

WHEREAS the Government is of the opinion that the urgency due to the following circumstances justifies the absence of such publication:

— three sections of the Regulation respecting the re-determination of employer classifications, of employer assessments and of imputations of the cost of benefits include inaccurate references to other provisions of the same Regulation. Those inaccurate references make those provisions inconsistent with one another and could cause an interpretation contrary to the one intended by the Commission;

— since the Regulation came into force on 1 January 1999, it is necessary to amend it as soon as possible to avoid such consequences;

WHEREAS it is expedient to approve the Regulation attached to this Order in Council;

IT IS ORDERED, therefore, upon the recommendation of the Minister of Labour and Minister responsible for the administration of the Act respecting industrial accidents and occupational diseases:

THAT the Regulation amending the Regulation respecting the re-determination of employer classifications, of employer assessments and of imputations of the cost of benefits, attached hereto, be approved.

MICHEL NOËL DE TILLY,  
*Clerk of the Conseil exécutif*

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**Regulation amending the Regulation  
respecting the re-determination of  
employer classifications, of employer  
assessments and of imputations of the  
cost of benefits**

An Act respecting industrial accidents  
and occupational diseases  
(R.S.Q., c. A-3.001, s. 454, par. 1, subpar. 12.3)

1. The Regulation respecting the re-determination of employer classifications, of employer assessments and of imputations of the cost of benefits, approved by Order-in-Council number 1486-98 of 27 November 1998

is hereby amended by replacing the words “Divisions I to III” in section 10 with the words “Subdivisions 1 to 3”.

**2.** The Regulation is hereby further amended by replacing the words “Divisions I to III” in the first paragraph of section 11 with the words “Subdivisions 1 to 3”.

**3.** Said Regulation is hereby further amended by replacing the words “Divisions I to IV” in section 13 with the words “Subdivisions 1 to 4”.

**4.** This Regulation takes effect as of January 1, 1999.

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