

Draft Regulations

Draft Regulation

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

Cartage

— Québec

— Amendments

Notice is hereby given that the Minister of State for Labour and Employment and Minister of Labour has received a petition for amendments to the Decree respecting the cartage industry in the Québec region (R.R.Q., 1981, c. D-2, r. 7) from the contracting parties governed by the decree and that, under section 5 of the Act respecting collective agreement decrees (R.S.Q., c. D-2) and under sections 10 and 11 of the Regulations Act (R.S.Q., c. R-18.1), the “Decree amending the Decree respecting the cartage industry in the Québec region”, the text of which appears below, may be made by the Government upon the expiry of 45 days following this publication.

The purpose of that draft regulation is to update certain conditions of employment which have remained unchanged since 1 January 1996.

To do so, it proposes to increase the minimum hourly wage until July 2000 and to add new classes of employment in Part II of the decree concerning the transport of wastes. It also proposes to amend the calculation of overtime hours and to harmonize the decree with the Act respecting labour standards.

The draft regulation is currently being studied and, during the consultation period, the impact of the amendments sought will be clarified. According to the 1999 annual report of the Comité paritaire de l'industrie du camionnage de la région de Québec, 189 employers and 612 employees are governed by Part I whereas 84 employers and 309 employees are governed by Part II of the decree.

Further information may be obtained by contacting M^{me} Michèle Poitras, Direction des décrets, ministère du Travail, 200, chemin Sainte-Foy, 6^e étage, Québec (Québec) G1R 5S1 (telephone: 418-646-2631; fax: 418-528-0559; e-mail: michele.poitras@travail.gouv.qc.ca).

Any interested person with comments to make is asked to send them in writing, before the expiry of the 45-day

period, to the Deputy Minister of Labour, 200, chemin Sainte-Foy, 6^e étage, Québec (Québec) G1R 5S1.

NORMAND GAUTHIER,

Deputy Minister of Labour

Decree to amend the Decree respecting the cartage industry in the Québec region*

An Act respecting collective agreement decrees
(R.S.Q., c. D-2, s. 2 and 6.1)

1. Section 1.01 of the Decree respecting the cartage industry in the Québec region is amended by substituting the following for paragraph 21:

“(21) “spouse”: means either of two persons who:

(a) are married and cohabiting;

(b) are living together in a de facto union and are the father and mother of the same child;

(c) are of opposite sex or the same sex and have been living together in a de facto union for one year or more;”.

2. Section 5.01 is amended by substituting the words “the hourly wage actually paid to the employee, except for premiums computed on an hourly basis” for the words “the employee’s wage”.

3. Section 10.03 is amended by adding, at the end, the following paragraphs:

“He is also entitled, if he applies therefor, to an additional annual leave without pay equal to the number of days required to increase his annual leave to three weeks.

Such additional leave need not follow immediately a paid leave of two weeks. However, it may not be divided, or be replaced by a compensatory indemnity.”.

* The Decree respecting the cartage industry in the Québec region (R.R.Q., 1981, c. D-2, r.7) was last amended by the regulation made by Order in Council No. 1383-99 dated 8 December 1999 (1999, G.O. 2, 4613). For previous amendments, please refer to *the Tableau des modifications et Index sommaire*, Éditeur officiel du Québec, 2000, updated to 1 February 2000.

4. Section 13.01 is amended:

(1) by inserting, after paragraph 4, the following:

“(4.1.) “driver, Class IV”: employee who alone drives a straight semi-trailer truck with a tilt subframe;”;

(2) by inserting, after paragraph 5, the following:

“(5.1) “grade”: period during which an employee acquires 2,000 hours of experience in one of the trades provided for in this Decree. Only those hours actually worked are taken into account in the computation of hours of experience;”;

(3) by substituting the following for paragraph 9:

“(9) “spouse” means either of two persons who:

(a) are married and cohabiting;

(b) are living together in a de facto union and are the father and mother of the same child;

(c) are of opposite sex or the same sex and have been living together in a de facto union for one year or more;”.

5. Section 16.01 is amended by substituting the words “the hourly wage actually paid to the employee, except for premiums computed on an hourly basis” for the words “the employee’s hourly wage”.

6. Section 18.01 is amended by substituting the following for paragraphs 1 to 3:

“(1) (A) **Region 01 (Bas Saint-Laurent)**: municipalities included in the regional county municipalities of Kamouraska, Les Basques, Rimouski-Neigette, Rivière-du-Loup and Témiscouata;

(B) **Region 12 (Chaudière-Appalaches)**: municipalities included in the regional county municipalities of Beauce-Sartigan, L’Amiante, L’Islet, La Nouvelle-Beauce, Les Etchemins, Montmagny and Robert-Cliche:

Class of Employment	As of (insert here date of coming into force of this Decree)	As of 2001 07 01	As of 2002 07 01
(1) helper	\$12.65	\$13.03	\$13.42
(2) driver, class I	\$12.93	\$13.31	\$13.71
(3) driver, class II	\$13.03	\$13.42	\$13.82
(4) driver, class III	\$13.58	\$13.98	\$14.40
(5) driver, class IV	\$14.09	\$14.51	\$14.95
(6) mechanic, welder			
1st grade	\$10.00	\$10.30	\$10.61
2nd grade	\$13.58	\$13.99	\$14.41
(7) serviceman			
1st grade	\$10.00	\$10.30	\$10.61
2nd grade	\$13.03	\$13.42	\$13.82;
(2) Region 02 (Saguenay – Lac Saint-Jean) : municipalities included in the regional county municipalities of Lac-Saint-Jean-Est, Le Domaine-du-Roy, Le Fjord-du-Saguenay and Maria-Chapdelaine			
Class of Employment	As of (insert here date of coming into force of this Decree)	As of 2001 07 01	As of 2002 07 01
(1) helper	\$12.34	\$12.71	\$13.09
(2) driver, class I	\$13.48	\$13.89	\$14.30
(3) driver, class II	\$13.60	\$14.00	\$14.42
(4) driver, class III	\$13.74	\$14.15	\$14.58
(5) driver, class IV	\$14.26	\$14.68	\$15.12
(6) mechanic, welder			
1st grade	\$10.00	\$10.30	\$10.61
2nd grade	\$13.74	\$14.15	\$14.57
(7) serviceman			
1st grade	\$10.00	\$10.30	\$10.61
2nd grade	\$13.20	\$13.60	\$14.01;

(3) (A) **Region 03 (Capitale-Nationale)**: municipalities included in the Communauté urbaine de Québec as well as the municipalities included in the regional county municipalities of L'Île d'Orléans, La Côte-de-Beaupré, La Jacques-Cartier and Portneuf;

(B) **Region 12 (Chaudière-Appalaches)**: municipalities included in the regional county municipalities of Bellechasse, Desjardins, Les Chutes-de-la-Chaudière and Lotbinière:

Class of Employment	As of (insert here date of coming into force of this Decree)	As of 2001 07 01	As of 2002 07 01
(1) helper	\$14.00	\$14.42	\$14.85
(2) driver, class I	\$14.28	\$14.70	\$15.15
(3) driver, class II	\$14.40	\$14.83	\$15.28
(4) driver, class III	\$14.94	\$15.38	\$15.84
(5) driver, class IV	\$15.45	\$15.91	\$16.39
(6) mechanic, welder			
1st grade	\$10.00	\$10.30	\$10.61
2nd grade	\$14.67	\$15.11	\$15.56
(7) serviceman			
1st grade	\$10.00	\$10.30	\$10.61
2nd grade	\$14.40	\$14.83	\$15.27”.

7. Section 20.03 is amended by adding, at the end, the following paragraphs:

“He is also entitled, if he applies therefor, to an additional annual leave without pay equal to the number of days required to increase his annual leave to three weeks.

Such additional leave need not follow immediately a paid leave of two weeks. However, it may not be divided, or be replaced by a compensatory indemnity.”.

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

3985

Draft Regulation

An Act respecting the determination of the causes and circumstances of death
(R.S.Q., c. R-0.2)

Identification, transportation, preservation or keeping, custody and return or remittal of dead bodies, objects and documents

— Amendments

Notice is hereby given, in accordance with sections 10 and 11 of the Regulations Act (R.S.Q., c. R-18.1), that the Regulation to amend the Regulation respecting the identification, transportation, preservation or keeping, custody and return or remittal of dead bodies, objects and documents, the text of which appears below, may be made by the Government upon the expiry of 45 days following this publication.

The purpose of the draft Regulation is to suppress certain costly requirements related to the transportation of dead bodies for the coroner.

Further information may be obtained by contacting the Bureau du coroner en chef, 1200, route de l'Église, 5^e étage, Sainte-Foy (Québec) G1V 4Z7 (tel. (418) 643-1845, extension 223, fax: (418) 643-6174, E-mail: dussault.lisette@msp, gouv.qc.ca).

Any interested person having comments to make is asked to send them in writing, before the expiry of the 45-day period, to the Chief Coroner, 1200, route de l'Église, 5^e étage, Sainte-Foy (Québec) G1V 4Z7.

Regulation to amend the Regulation respecting the identification, transportation, preservation or keeping, custody and return or remittal of dead bodies, objects and documents*

An act respecting the determination of the causes and circumstances of death
(R.S.Q., c. R-0.2, s. 167, 1st par.)

1. Section 10 of the Regulation respecting the identification, transportation, preservation or keeping, custody and return or remittal of dead bodies, objects and documents is amended by deleting paragraph 2.

* The Regulation respecting the identification, transportation, preservation or keeping, custody and return or remittal of dead bodies, objects and documents, made by Order in Council 907-92 dated 17 June 1992 (1992, *G.O.* 2, 3186), was last amended by the Regulation made by Order in Council 403-96 dated 27 March 1996 (1996, *G.O.* 2, 1757).