

Draft regulations

Draft Decree

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

Cartage — Montréal — Amendments

Notice is hereby given that the Minister of State for Labour, Employment and Social Solidarity and Minister of Labour has received a petition for amendments to the Decree respecting the cartage industry in the Montréal region (R.R.Q., 1981, c. D-2, r. 6) 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 to amend the Decree respecting the cartage industry in the Montréal 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 the Draft Decree is to change the jurisdiction, to extend the period during which the Decree is in force to 31 December 2002 and to harmonize certain provisions, with those of the Act respecting labour standards (R.S.Q., c. N-1.1) in particular.

The Draft Decree is currently being studied. 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 Montréal, the Decree governs 161 employers, 115 artisans and 794 employees.

Further information may be obtained by contacting Ms. 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.

ROGER LECOURT,
Deputy Minister of Labour

Decree amending the Decree respecting the cartage industry in the Montréal region*

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

1. Section 2.05 of the Decree respecting the cartage industry in the Montréal region is amended by deleting paragraphs *a* and *b*.

2. Section 3.02 of the French text is amended by substituting the word “*étalées*” for the word “*étalée*”.

3. Section 5.08 is amended by inserting in subsection 1, after the word “*residence*”, the words “*in the performance of his duties*”.

4. Section 5.16 is amended:

(1) by substituting, in paragraph *k* of the French text, the word “*déductions*” for the word “*retenues*”.

(2) by inserting, in paragraph *l* of the French text, the word “*net*” after the word “*salaire*”.

5. Section 5.18 is amended by deleting the last sentence.

6. The following is substituted for section 6.01:

“**6.01.** The following days are statutory general holidays: 1 January, Good Friday, the Monday preceding 25 May, 1 July, the first Monday in September, the second Monday in October and 25 December.

The holiday on Good Friday may be substituted by that of Easter Monday, at the option of the employer, for all or part of his employees.”

7. Section 6.03 is amended by substituting the words “*in accordance with a*” for the words “*unless there is*”.

* The Decree respecting the cartage industry in the Montréal region (R.R.Q., 1981, c. D-2, r. 6) was last amended by the Regulation made by Order in Council No. 1096-2000 dated 13 September 2000 (2000, *G.O.* 2, 4592). For previous amendments, please refer to the *Tableau des modifications et Index sommaire*, Éditeur officiel du Québec, 2000, updated to 1 November 2000.

8. Section 6.06 is amended by substituting the following for the part of subsection 2 preceding paragraph *a* :

“(2) For Good Friday, the Monday preceding 25 May, 1 July, the first Monday in September and the second Monday in October, the employee receives the indemnity provided for in paragraph 1, provided that:”.

9. Section 7.03 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 the two-week annual leave with pay. However, it may not be divided, or be replaced by a compensatory indemnity.”.

10. Section 7.07 is amended:

(1) by substituting the following for the text preceding paragraph *a* of subsection 1 :

“**7.01.** (1) The employee who completes his fifth or twelfth year of uninterrupted service, after 1 May of the current year, is entitled to additional paid vacation days, determined as follows:”;

(2) by substituting the following for the first sentence of subsection 2 :

“(2) The employee must take the additional days specified in subsection 1 after the anniversary date of his fifth or twelfth year of uninterrupted service.”.

11. Section 9.06 is revoked.

12. Section 11.03 is revoked.

13. The following is substituted for section 12.01 :

“**12.01.** This Decree remains in force until 31 December 2002.”.

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