

## Draft Regulation

Building Act  
(R.S.Q., c. B-1.1)

### Building contractors and owner-builders

#### — Professional qualification

#### — 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 professional qualification of building contractors and owner-builders, the text of which appears below, may be approved by the Government with or without amendment upon the expiry of 90 days following this publication.

The draft Regulation amends various provisions of the Regulation respecting the professional qualification of building contractors and owner-builders in the following manner:

— it removes the obligation for a person to give his social insurance number (as of 1 June 2002) and his passport size photograph and deletes the subcategories of licence 4230.3, 4512 and 4519;

— it defines the field of practice of electrical contractors according to Chapter V — Electricity of the Construction Code;

— it allows electrical contractors and piping contractors to carry out related work;

— it allows journeyman electricians to act as guarantors during the application for a builder-owner licence for carrying out building work of an electrical installation;

— it prescribes that certain grounds for suspension, cancellation or non-renewal of a licence do not constitute an obstacle to an exemption from the qualification examinations;

— it prescribes that the exigible fees for a licence shall be established in proportion to the number of valid months where the licence is issued for a term of less than one year;

— it harmonizes section 32 on the application for an owner-builder licence with the vocabulary of the Civil Code in respect of the law of persons.

Further information may be obtained by contacting Guy Pelletier, Director, Direction des programmes et des partenariats, Régie du bâtiment du Québec, 545,

boulevard Crémazie Est, 7<sup>e</sup> étage, Montréal (Québec) H2M 2V2, by telephone at (514) 864-2491 or by fax at (514) 873-1939.

Any interested person having comments to make on the matter is asked to send them in writing, before the expiry of the 90-day period, to Alcide Fournier, Chairman and Managing Director, Régie du bâtiment du Québec, 545, boulevard Crémazie Est, 3<sup>e</sup> étage, Montréal (Québec) H2M 2V2.

JEAN ROCHON,  
*Minister of State for Labour, Employment  
and Social Solidarity and Minister of Labour*

## Regulation to amend the Regulation respecting the professional qualification of building contractors and owner-builders\*

Building Act  
(R.S.Q., c. B-1.1, s. 185, pars. 8, 9, 12, 13, 17, 18 and 38)

1. Section 1 of the Regulation respecting the professional qualification of building contractors and owner-builders is amended by adding “and for construction work on an electrical installation by an owner-builder the term “officer” also comprises journeymen electricians who are full-time employees of the owner-builder and are in charge of such work on behalf of the owner-builder” at the end of the definition of “officer”.

2. Section 7 is amended

(1) by striking out “social insurance number,” in paragraph 1;

(2) by striking out “social insurance number” in paragraph 2.

3. Section 15 is amended by adding “with the exception of paragraph 2 of this section as regards the condition provided for in subparagraph 8.1 of the first paragraph of section 58 or in subparagraph 6.2 of the first paragraph of section 60, paragraphs 7 to 10 of section 70 and section 297.3 of the Act” at the end of subparagraph c of paragraph 2.

\* The Regulation respecting the professional qualification of building contractors and owner-builders, approved by Order in Council 876-92 dated 10 June 1992 (1992, G.O. 2, 2926), was last amended by the Regulation approved by Order in Council 921-2001 dated 31 July 2001 (2001, G.O. 2, 4783). For previous amendments, refer to the *Tableau des modifications et Index sommaire*, Éditeur officiel du Québec, 2000, updated to 1 November 2000.

4. Section 19 is amended by adding “with the exception of paragraph 2 of this section as regards the condition provided for in subparagraph 8.1 of the first paragraph of section 58 or in subparagraph 6.2 of the first paragraph of section 60, paragraphs 7 to 10 of section 70 and section 297.3 of the Act” at the end of subparagraph *c* of paragraph 2.

5. Section 23 is amended by adding “with the exception of paragraph 2 of this section as regards the condition provided for in subparagraph 8.1 of the first paragraph of section 58 or in subparagraph 6.2 of the first paragraph of section 60, paragraphs 7 to 10 of section 70 and section 297.3 of the Act” at the end of subparagraph *c* of paragraph 2.

6. Section 32 is amended

(1) by striking out “social insurance number,” and by substituting “and, where applicable, the number of the declaration of registration filed with the register of sole proprietorships, partnerships and legal persons” for “, his passport size photograph taken during the last six months and, as the case may be, copy of the registration of the corporate name declaration” in paragraph 1;

(2) by substituting “its name, the address of its head office and, where applicable, the number” for “the corporate name, the address of the main place of business and, as the case may be, a copy of the registration of the corporate name declaration or a copy” in paragraph 2;

(3) by substituting “and a statement to the truthfulness of the information he supplies” for “, a statement to the truthfulness of the information he supplies and his passport size photograph taken during the last six months” in paragraph 3;

(4) by substituting “establishment” for “business place” in paragraph 4; and

(5) by inserting the following after paragraph 7:

“(7.1) the address of the work site or sites of which the journeyman electrician is in charge on behalf of the owner-builder;”.

7. Section 34 is amended by inserting “and, where applicable, of each work site of which the journeyman electrician is in charge on behalf of the owner-builder” after “site” in the second paragraph.

8. Section 39 is amended

(1) by substituting “, 11 and 12” for “and 7 to 12” in subparagraph *c* of paragraph 2;

(2) by substituting “, 11 and 12” for “and 7 to 12” in subparagraph *b* of paragraph 3.

9. Section 42 is amended by adding the following paragraph at the end:

“The exigible fees shall be established in proportion to the number of valid months of the licence where the licence is issued for a term of less than one year. A portion of month shall count for one full month.”.

10. Schedule B is amended

(1) by striking out subcategories “4230.3 Air ducts maintenance contractor”, “4512 Construction scaffolding contractor” and “4519 Construction site cleaning up contractor”;

(2) by substituting “electrical contractors” for “master electricians” in subcategories “4250.1 Intercommunication systems contractor”, “4250.2 Telephone systems contractor”, “4250.3 Monitoring systems contractor”, “4250.4 Instrumentation and control systems contractor”, “4252.1 Anti-theft alarm systems contractor”, “4252.2 Fire alarm systems contractor”, “4270 Transportation systems contractor”, “4503 Lighting protection contractor”, “4513 Solid fuel secondary heating appliances installation contractor” and “4517 Underground water pumping systems contractor”;

(3) by substituting the following for subcategory “4284 Electrical contractor”:

“4284 Electrical contractor:

This subcategory includes the construction work on an electrical installation to which Chapter V of the Construction Code approved by Order in Council (*enter the number of the order of approval and the date it was made*) applies, with the exception of maintenance and demolition work. It also includes related construction work.”; and

(4) by adding “It also includes related construction work” at the end of subcategories “4285.10 Warm air heating systems contractor”, “4285.11 Natural gas burner systems contractor”, “4285.12 Oil burner systems contractor”, “4285.13 Hot water and steam heating systems contractor” and “4285.14 Plumbing contractor”.

11. This Regulation comes into force on (*enter the date corresponding to the ninetieth day following the date of its publication in the Gazette officielle du Québec*), with the exception of section 2 and paragraph 1 of section 6 as regards the social insurance number which will come into force on 1 June 2002.