

Draft Regulations

Draft Regulation

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

Regulation — 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 application of the Building Act, the text of which appears below, may be made by the Government with or without amendment, upon the expiry of 45 days following this publication.

The purpose of the draft Regulation is to cause the exemptions related to the application of the draft Regulation to amend the Construction Code, which introduces Chapter II Gas and the draft Safety Code, which introduces Chapter I Gas, to be continued.

Moreover, the draft Regulation proposes to subject installations intended to use, store or distribute gas, plumbing systems and electrical installations which are owned by the Government, its departments and agencies that are mandataries of the Government to Chapter II of the Building Act (R.S.Q., c. B-1.1) and the regulations respecting the application of that Chapter, in particular, Chapters II, III and V of the Construction Code. Thus, all the construction work on installations intended to use, store or distribute gas, plumbing systems and electrical installations owned by the Government will be subject to the same building standards as those in the private sector.

Further information may be obtained by contacting Jean Samson, Engineer, Régie du bâtiment du Québec, 545, boulevard Crémazie Est, 7^e étage, Montréal (Québec) H2M 2V2, by telephone at (514) 873-5927 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 45-day period, to Alcide Fournier, Chairman and Executive Director, Régie du bâtiment du Québec, 545, boulevard Crémazie Est, 3^e étage, Montréal (Québec) H2M 2V2.

JEAN ROCHON,
*Minister of State for Human Resources and Labour
and Minister of Labour*

Regulation to amend the Regulation respecting the application of the Building Act*

Building Act
(R.S.Q., c. B-1.1, s. 182, 1st par., subpars. 1 and 3)

1. The Regulation respecting the application of the Building Act is amended by inserting the following after section 3.3:

“DIVISION II.1 EXEMPTION FROM THE APPLICATION OF CHAPTER II OF THE CONSTRUCTION CODE AND FROM CHAPTER I OF THE SAFETY CODE

3.3.1. Any gas installation other than the installation used to produce energy, heat or light from natural gas or liquefied petroleum gas, that is, propane, propylene, butanes and butylenes and their various blends is exempt from the application of Chapter II of the Construction Code approved by Order in Council (*enter the number and date of the Order in Council*) and Chapter I of the Safety Code approved by Order in Council (*enter the number and date of the Order in Council*).

The following installations are also exempt from the application of those chapters:

- (1) installations intended to store or distribute gas by tank vehicle as long as the tank is not used as a storage tank at the point of use;
- (2) installations intended to use gas to ensure the motive power of a vehicle;
- (3) installations intended to use, in a refinery, gas for refining petroleum;
- (4) installations intended to store, in a refinery, gas resulting from the refining of petroleum;

* The Regulation respecting the application of the Building Act, made by Order in Council 375-95 dated 22 March 1995 (1995, G.O. 2, 1100), was last amended by the Regulation made by Order in Council 191-2001 dated 28 February 2001 (2001, G.O. 2, 1335). For previous amendments, refer to the *Tableau des modifications et Index sommaire*, Éditeur officiel du Québec, 2002, updated to 1 March 2002.

- (5) installations intended to store or use gas on boats;
- (6) installations intended to store or handle gas in a marine terminal;
- (7) installations intended to use gas as a refrigerant;
- (8) installations intended to store natural gas or propane in underground natural tanks or tanks shaped in the ground; and
- (9) installations intended to use or store on the premises gas collected from a disposal site or gas from an aerobic digester.

3.3.2. An owner-builder who keeps a register containing the information required for the declaration of work is exempt from the declaration provided for in Chapter II of the Construction Code.

3.3.3. The owner of an installation independent of a building and intended to store or distribute gas is exempt from the requirement to obtain an operation permit provided for in Chapter I of the Safety Code

- (1) where butane is stored in cylinders of an individual maximum capacity of 2.645 oz. (150 g);
- (2) where gas is stored therein in no-refill cylinders the maximum internal volume of which is 75 cubic inches (1 229 ml);
- (3) where natural gas is distributed through pipelines.”.

2. Section 3.5 is amended by substituting “, their facilities for public use and their installations independent of a building and intended to use, store or distribute gas” for “and facilities for public use”.

3. The following is inserted after section 3.5:

**“DIVISION V
APPLICATION OF CHAPTER III OF THE
BUILDING ACT TO GOVERNMENT PLUMBING
SYSTEMS, ELECTRICAL INSTALLATIONS AND
GAS INSTALLATIONS**

3.6. The Government, its departments and agencies, as mandataries of the State are bound, with respect to their plumbing systems in a building or in facilities for public use, by Chapter III of the Act and by the Regulations under that Chapter. The same applies to their electrical installations and their installations intended to use, store or distribute gas.”.

4. 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*).

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Draft Regulation

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

Construction Code — 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 Construction Code, the text of which appears below, may be approved by the Government, with or without amendment, upon the expiry of 45 days from this publication.

The purpose of the draft Regulation is to establish, for all the Québec territory, basic standards applicable to the construction of installations intended to use, store or distribute gas to ensure the quality of the work and the safety of the installations. Those standards are now adopted by the Régie du bâtiment du Québec under the Building Act (R.S.Q., c. B-1.1).

Those standards make up Chapter II of the Construction Code, comprising essentially CSA B149.1-00, the Natural Gas and Propane Installation Code; CSA B149.2-00, the Propane Storage and Handling Code; CSA B108-99, the Natural Gas Fuelling Stations Installation Code; CSA Z662-99, Oil and Gas Pipeline Systems; and CSA Z276-94, Liquefied Natural Gas (LNG) – Production, Storage, and Handling, to which amendments have been made to facilitate their application and to adapt them to the specific needs of Québec as well as to take into account the provisions of the Building Act (R.S.Q., c. B-1.1).

The principal measures concern in particular:

— the automatic updating of benchmark standards in order to remain at the forefront of technological progress;

— the obligation to provide an air supply for all installations where the input power of all the appliances does not exceed 120 kW;

— the obligation to report building work, except work on an installation intended to distribute natural gas by pipeline, and maintenance or repairs to an installation intended to use, store or distribute gas;