

Draft Regulations

Draft Regulation

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

Cartage industry – Montréal — Amendments

Notice is hereby given in accordance with section 5 of the Act respecting collective agreement decrees (R.S.Q., c. D-2), that the Minister of State for Human Resources and Labour and Minister of Labour has received an application from the contracting parties to amend the Decree respecting the cartage industry in the Montréal region (R.R.Q., 1981, c. D-2, r.6) and that, in accordance with sections 10 and 13 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, a copy of which is attached hereto, may be made by the Government at the expiry of the 10 days following this publication.

Under section 12 of the Regulations Act, this draft regulation may be made at the expiry of a period shorter than the 45-day period applicable under section 11 of that Act by reason of the urgency due to the following circumstances:

— the draft Regulation must come into force no later than 1 January 2003, date of the expiry of the Decree respecting the cartage industry in the Montréal region; that date will not be met if the 45-day publication period is applied.

The purpose of the requested amendments is to update certain working conditions unchanged since 5 September 2001. To that end, the draft Regulation proposes primarily to amend the hourly wage rates and replace the sections respecting the group insurance plan and the complementary pension plan. The draft Regulation also proposes to amend the term of the Decree in order for the Decree to remain in force until 30 September 2006 and for it to be automatically renewed from year to year thereafter, unless the union party or employer party opposes the renewal.

The consultation period shall serve to clarify the impact of the amendments proposed. According to the 2001 Annual report of the Comité paritaire de l'industrie du camionnage de la région de Montréal, the Decree governs 175 employers, 88 artisans and 585 employees.

Further information may be obtained from Ms. Danièle Pion, Direction des politiques, de la construction et des décrets, ministère du Travail, 200 chemin Sainte-Foy, 5^e étage, Québec (Québec) G1R 5S1, telephone: (418) 643-4198, Fax: (418) 644-6969, E-mail: danièle.pion@travail.gouv.qc.ca

Any interested person having comments to make concerning this matter is asked to send them in writing, before the expiry of that 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 to amend the Decree respecting the cartage industry in the Montréal region*

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

1. The following is substituted for section 5.01 of the Decree respecting the cartage industry in the Montréal region:

“**5.01.** Minimum hourly rates are the following for each job classification listed below:

* The last amendments to the Decree respecting the cartage industry in the Montréal region (R.R.Q., 1981, c. D-2, r.6) were approved by the regulation made by Order in Council No. 983-2001 dated 23 August 2001 (2001, G.O. 2, 4892). For previous amendments, refer to the *Tableau des modifications et Index sommaire*, Éditeur officiel du Québec, 2002, updated to 1 March 2002.

Job classification**as of***(insert the date of the coming into force of the Decree)*

		as of 2003-10-01	Hourly rates as of 2004-10-01	as of 2005-10-01
(a) helper	\$9.55	\$9.95	\$10.35	\$10.75;
(b) driver	\$11.85	\$12.40	\$12.95	\$13.50;
(c) truck driver	\$12.85	\$13.40	\$13.95	\$14.50;
(d) tractor driver	\$13.35	\$13.90	\$14.45	\$15.00;
(e) towmotor operator	\$12.85	\$13.40	\$13.95	\$14.50;
(f) dockman	\$11.35	\$12.35	\$12.35	\$12.85.”.

2. The following is substituted for section 9.01 :

“**9.01.** The group insurance plan adopted by the contracting parties is administered by the Comité paritaire du camionnage de la région de Montréal.

The monthly premium is paid in part by the employer and in part by the employees.

The monthly premium payable by the employer for each insurable employee in the plan is \$140 as of *(insert here the date of the coming into force of the Decree)*, \$145 as of 1 February 2003, \$150 as of 1 February 2004 and \$155 as of 1 February 2005.

The monthly premium payable by each insurable employee is the difference between the premium payable by the employer and the premium required by the insurer and the maximum is \$40.07 as of *(insert here the date of the coming into force of the Decree)*, \$54,51 as of 1 February 2003, \$71.74 as of 1 February 2004, \$92,23 as of 1 February 2005 and \$121.49 as of 1 February 2006.

For the employee who works less than 40 hours during the month, where he receives less than \$500 in the month, the monthly premium is \$110,44 as of *(insert here the date of the coming into force of the Decree)*, \$126.85 as of 1 February 2003, \$145.93 as of 1 February 2004 and must be entirely paid by the employer. As of 1 February 2005, the difference between the premium payable by the employer mentioned in the third paragraph and the premium required by the insurer is payable by each insurable employee and the maximum is \$18.12, and as of 1 February 2006, the maximum is \$38.94.”.

3. The following is substituted for sections 10.02 and 10.03 :

“**10.02.** The obligatory contribution of employees for each hour worked is \$0.60 as of *(insert here the date of the coming into force of the Decree)*, \$0.65 as of 1 October 2003, \$0.70 as of 1 October 2004 and \$0.75 as of 1 October 2005.

10.03. The obligatory contribution of employers for each hour worked is \$0.70 as of *(insert here the date of the coming into force of the Decree)*, \$0.75 as of 1 October 2003, \$0.80 as of 1 October 2004 and \$0.85 as of 1 October 2005.”.

4. The following is substituted for section 12.01 :

“**12.01.** The Decree remains in force until 30 September 2006. It is automatically renewed from year to year thereafter, unless one of the contracting parties opposes it by sending a written notice to the Minister of Labour and to the other contracting party during the month of June 2006 or during the month of June of any subsequent year.”.

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

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