

Draft Regulation

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

**Building materials and non-structural metalwork
— Use of unclaimed funds kept in trust**

Notice is hereby given, under sections 10 and 11 of the Regulations Act (R.S.Q., c. R-18.1), that the “Regulation respecting the use of unclaimed funds kept in trust by the Comité conjoint des matériaux de construction,” made by the Comité conjoint des matériaux de construction and the text of which appears below, may be submitted to the Government for approval upon the expiry of 45 days following this publication.

The purpose of the Regulation is to allow the Comité conjoint des matériaux de construction to use, for its general administration, part of the unclaimed funds kept in trust, subject to certain conditions. The funds that will be used must have remained unclaimed by the employees concerned within a three-year period from the time they became payable and if the steps taken by the joint committee to deliver these funds to them proved unsuccessful. It should be noted that the joint committee administers the Decree respecting the building materials industry and the Decree respecting the non-structural metalwork industry in the Montréal region.

During the consultation period, the impact of the Regulation will be clarified. According to the 2005 annual report of the Comité conjoint des matériaux de construction, the two Decrees administered by the joint committee govern 201 employers, 15 artisans and 1,188 employees.

Further information may be obtained by contacting:

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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.

JULIE GOSSELIN,
Deputy Minister of Labour

**Regulation respecting the use of
unclaimed funds kept in trust by
the Comité conjoint des matériaux
de construction**

An Act respecting collective agreement decrees
(R.S.Q., c. D-2, s. 22, 2nd par., subpar. o)

1. The Comité conjoint des matériaux de construction may use unclaimed funds kept in trust to pay for its general administration expenses.

The funds that may be used are the amounts levied for statutory holidays, annual vacation and amounts levied following a claim for wages.

General administration expenses are those related to wages and fringe benefits paid to employees of the committee, to office, travel, communication, upgrading, advertising and subscription costs, to professional fees, to interest and banking costs, to insurance, taxes, rent, maintenance, repair and other general expenses related to the administration of the joint committee.

2. The joint committee may use up to a maximum amount of \$29,950 from the funds kept in trust, if they have remained unclaimed by the employees concerned for a three-year period from the time they became payable and if the steps taken by the joint committee to deliver those funds to them proved unsuccessful.

3. Where an employee claims funds that are owing to him and that have been used, the joint committee shall, on proof of his identity, deliver to the employee the amount of his claim from the other unclaimed funds kept in trust.

4. The joint committee must keep all information relating to the funds used under this Regulation. All amounts transferred to its administration fund must be specified in the annual report.

5. This Regulation comes into effect on the fifteenth day following the date of its publication in the *Gazette officielle du Québec*.

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