

Notice

An Act respecting industrial accidents and occupational diseases
(R.S.Q., c. A-3.001)

**Personalized rates, retrospective adjustment of the assessment and use of employer experience
— Amendments**

Notice is hereby given that the Commission de la santé et de la sécurité du travail adopted, at its March 22, 2007 session, the “Regulation to amend the Regulation respecting personalized rates, the Regulation respecting retrospective adjustment of the assessment and the Regulation respecting the use of employer experience”, the text of which appears below.

This regulation adopted under subparagraphs 7, 9 and 12.1 of the first paragraph of section 454 of the Act respecting industrial accidents and occupational diseases, to take into account the amendments to this Act made by the Act amending the Act respecting industrial accidents and occupational diseases and the Workers’ Compensation Act (2006, c. 53) concerning the definition of the word “worker”, comes into force on the day of its publication in the *Gazette officielle du Québec* without having been the subject of a prepublication and is effective from the 2007 assessment year, pursuant to section 31 of this Act.

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*Interim chairman of the board
and chief executive officer
of the Commission de la santé
et de la sécurité du travail*

Regulation to amend the Regulation respecting personalized rates, the Regulation respecting retrospective adjustment of the assessment and the Regulation respecting the use of employer experience*

An Act respecting industrial accidents and occupational diseases
(R.S.Q., c. A-3.001, s. 454, 1st par., subpars. 7, 9 and 12.1; 2006, c. 53, s. 31)

1. The Regulation respecting personalized rates is amended by replacing the heading of Division II of Chapter I by the following: “GENERAL PROVISIONS”.

2. The following is inserted after section 2:

“**2.1.** In establishing the amount of insurable wages earned by an employer’s workers and the cost of benefits imputed to the employer, the Commission takes into account, with the necessary modifications, the protection provided under section 18 of the Act to executive officers who, in addition to sitting on the board of directors of the employer, do work for the employer.”.

3. The Regulation respecting retrospective adjustment of the assessment is amended by inserting the following after section 2:

“**2.1.** In establishing the amount of insurable wages earned by an employer’s workers and the cost of benefits imputed to the employer, the Commission takes into account, with the necessary modifications, the protection provided under section 18 of the Act to executive officers who, in addition to sitting on the board of directors of the employer, do work for the employer.”.

* The Regulation respecting personalized rates adopted by the Commission de la santé et de la sécurité du travail by Resolution A-86-98 dated 17 September 1998 (1998, *G.O.* 2, 3997) was last amended by the Regulation to amend the Regulation respecting personalized rates adopted by the Commission by Resolution A-64-06 dated 21 September 2006 (2006, *G.O.* 2, 3246). The Regulation respecting retrospective adjustment of the assessment adopted by the Commission de la santé et de la sécurité du travail by Resolution A-85-98 dated 17 September 1998 (1998, *G.O.* 2, 4156) was last amended by the Regulation to amend the Regulation respecting retrospective adjustment of the assessment adopted by the Commission by Resolution A-10-06 dated 24 February 2006 (2006, *G.O.* 2, 1073). For previous amendments, refer to the *Tableau des modifications et Index sommaire*, Québec Official Publisher, 2006, updated to 1 September 2006. The Regulation respecting the use of employer experience approved by Order in Council 529-99 dated 5 May 1999 (1999, *G.O.* 2, 1282) has not been amended since its approval.

4. The Regulation respecting the use of employer experience is amended by inserting the following after section 3:

“**3.1.** For the purposes of Division III of Chapter IV and Chapter V and in establishing the insurable wages earned by an employer’s workers, the Commission takes into account, with the necessary modifications, the protection provided under section 18 of the Act to executive officers who, in addition to sitting on the board of directors of the employer, do work for the employer.”

5. This Regulation comes into force on the date of its publication in the *Gazette officielle du Québec* and has effect from the 2007 assessment year.