

Canadian Intergovernmental Affairs, Aboriginal Affairs, Francophones within Canada, the Reform of Democratic Institutions and Access to Information is to advise the Government on any question relating to Canadian intergovernmental relations

IT IS ORDERED, therefore, on the recommendation of the Minister of Employment and Social Solidarity, the Minister of Finance and the Minister responsible for Canadian Intergovernmental Affairs, Aboriginal Affairs, Francophones within Canada, the Reform of Democratic Institutions and Access to Information:

THAT the Government consent to the coming into force of sections 2, 12 to 14 and 36 of the Act to amend the Canada Pension Plan and the Old Age Security Act (S.C. 2007, c. 11) in accordance with subsection 4 of section 114 of the Canada Pension Plan (R.S.C. 1985, c. C-8).

GÉRARD BIBEAU,
Clerk of the Conseil exécutif

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Gouvernement du Québec

O.C. 1179-2007, 19 December 2007

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

Non-structural metalwork industry

— **Montréal**

— **Amendments**

Decree to amend the Decree respecting the non-structural metalwork industry in the Montréal region

WHEREAS, under section 2 of the Act respecting collective agreement decrees (R.S.Q., c. D-2), the Government made the Decree respecting the non-structural metalwork industry in the Montréal region (R.R.Q., 1981, c. D-2, r.35);

WHEREAS the contracting parties to the Decree have, under section 6.1 of the Act, petitioned the Minister of Labour for amendments to be made to the Decree;

WHEREAS the Government may amend a collective agreement decree under sections 2 and 6.1 of the Act;

WHEREAS, under section 7 of the Act, notwithstanding section 17 of the Regulations Act (R.S.Q., c. R-18.1), a decree comes into force on the day of its publication in the *Gazette officielle du Québec* or on any later date fixed therein;

WHEREAS, under sections 10 and 11 of the Regulations Act and sections 5 and 6.1 of the Act respecting collective agreement decrees, an amending draft Decree was published in Part 2 of the *Gazette officielle du Québec* of 18 April 2007 and, on that same date, in a French-language newspaper and an English-language newspaper, with a notice that it could be made by the Government on the expiry of the 45-day period following that publication;

WHEREAS the comment received was considered;

WHEREAS it is expedient to make the draft Decree without amendment;

IT IS ORDERED, therefore, on the recommendation of the Minister of Labour:

THAT the Decree to amend the Decree respecting non-structural metalwork in the Montréal region, attached hereto, be made.

GÉRARD BIBEAU,
Clerk of the Conseil exécutif

Decree to amend the Decree respecting the non-structural metalwork industry in the Montréal region*

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

1. The Decree respecting the non-structural metalwork industry in the Montréal region is amended by replacing “The United Steelworkers of America, Local 7625” by “United Steelworkers” in the first WHEREAS preceding DIVISION 1.00.

2. Section 3.01 is amended by replacing the words “parity committee” by the words “Comité conjoint des matériaux de construction.”

3. Section 3.05 is amended by replacing the words “parity committee” by the words “Comité conjoint des matériaux de construction” in paragraph 7.

4. Section 3.07 is amended by replacing the number “10” by the number “15.”

* The Decree respecting the non-structural metalwork industry in the Montreal region (R.R.Q., 1981, c. D-2, r.35) was last amended by the Regulation made by Order in Council No. 736-2005 dated 9 August 2005 (2005, *G.O.* 2, 3444). For previous amendments, please refer to the *Tableau des modifications et Index sommaire*, Éditeur officiel du Québec, 2007, updated to 1 September 2007.

5. Section 5.01 is replaced by the following:

“**5.01.** The minimum hourly wage rates are as follows for the classifications listed below:

(1) zone 1:

Classifications	As of 9 January 2008	As of 30 May 2008	As of 30 May 2009
(a) specialized brake press operator and mechanic	\$21.18	\$21.71	\$22.25
(b) fitter and blacksmith	\$19.33	\$19.81	\$20.31
(c) brake press operator, blade shear operator, buffer	\$19.00	\$19.48	\$19.97
(d) trailer-truck driver	\$18.41	\$18.87	\$19.34
(e) production worker A	\$18.12	\$18.58	\$19.04
(f) truck driver	\$18.12	\$18.58	\$19.04
(g) production worker B and painter	\$12.78	\$13.10	\$13.43
(h) labourer	\$11.43	\$11.98	\$12.48

(2) zone 2: The minimum wage rates for zone 2 are those for zone 1 reduced by \$0.15 per hour.”.

6. Section 5.04 is replaced by the following:

“**5.04. Labourer:** When a labourer has received during 4,000 hours the rate prescribed in paragraph *h* of section 5.01 for his classification or more, he receives the wages of a production worker B.”.

7. Section 6.02 is amended by replacing the first paragraph by the following:

“**6.02.** Holiday pay and movable holiday pay is equal to 8 or 10 times the hourly rate, according to the employee’s regular schedule, plus the shift differential, as the case may be.”.

8. Section 6.06 is amended by replacing the words “joint committee” by the words “Comité conjoint des matériaux de construction” in paragraph *b*.

9. Section 6.07 is replaced by the following:

“**6.07.** Any employee working on the day of a leave with pay shall be paid once his regular rate plus his leave with pay including the shift differential, as the case may be.”.

10. Section 7.03 is amended by replacing paragraphs 4 and 5 by the following:

“4° 20 years and more 11% 5 weeks.”.

11. Section 7.07 is amended by adding the following paragraph after paragraph 4:

“Should an employee be absent owing to sickness or accident or to maternity or paternity leave during the reference year and should that absence result in the reduction of that employee’s annual leave indemnity, the employee is then entitled to an equal indemnity based on the effective wage rate he would normally have earned without that absence. An employee whose annual leave is less than two weeks is entitled to that amount in proportion to the days of leave credited to his account.

To determine the indemnity applicable to that leave, the employer must:

(a) calculate the weekly average of the wages earned by the employee during the period worked;

(b) count the number of weeks during which the employee would normally have worked;

(c) multiply the amount of the wages earned per week by the number of weeks of paid annual leave to which the employee is entitled;

(d) multiply the amount obtained in subparagraph *c* by the number of weeks counted in subparagraph *b*, and divide the result obtained by 52.

An annual leave indemnity calculated in accordance with this section must not, however, exceed that to which the employee would have been entitled if he had not been absent.”.

12. Section 13.04 is amended:

(1) by replacing the amount “\$100” by the amount “\$180” in subparagraph *a* of the second paragraph;

(2) by replacing “2003 to 2006” by “2007 to 2009” in subparagraph *a* of the second paragraph;

(3) by replacing subparagraph *b* of the second paragraph by the following:

“(b) an amount of \$120.00 yearly, for the years 2007 to 2009, for safety shoes to any employee having one year of continuous service; that amount shall be paid on September 1.

For an employee working on September 1 and having less than one year of continuous service, the employer shall grant 1/12 of the amount provided for each month beginning with the month following his hiring.”.

13. Section 17.01 is amended by replacing the number “2006” by the number “2009” in the first and second sentences.

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

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Gouvernement du Québec

O.C. 1181-2007, 19 December 2007

Cinema Act
(R.S.Q., c. C-18.1)

Fees for examination and duties payable — Amendment

Regulation to amend the Regulation respecting the fees for examination and duties payable under the Cinema Act

WHEREAS, under section 118 of the Cinema Act (R.S.Q., c. C-18.1), the holder of a distributor’s licence is to, before selling, leasing, lending or exchanging video material on a commercial basis, demonstrate before the Régie that the holder has the rights to distribute the film for the retailing of video material in accordance with section 79 of the Act;

WHEREAS, under section 119 of the Act, the Régie is to issue to the holder of a distributor’s licence who meets the requirements set out in section 118 of the Act, on payment of the duties prescribed by regulation, a filing certificate for each film title;

WHEREAS, under paragraph 6.2 of section 167 of the Act, the Régie may, by regulation, prescribe the duties payable for the issue of a filing certificate and provide for an exemption with respect to the video material it determines;

WHEREAS section 169 of the Act provides that a regulation made by the Régie must be submitted for approval to the Government, which may amend it;

WHEREAS, in accordance with section 35 of the Act respecting the Société de développement des entreprises culturelles (R.S.Q., c. S-10.002), the Conseil national du cinéma et de la production télévisuelle has been consulted;

WHEREAS, in accordance with sections 10 and 11 of the Regulations Act (R.S.Q., c. R-18.1) and section 170 of the Cinema Act, the Régie made the Regulation to amend the Regulation respecting the fees for examination and duties payable under the Cinema Act and the Regulation was published in the *Gazette officielle du Québec*, Part 2, on 29 August 2007, page 2473, with a notice that it could be submitted to the Government for approval on the expiry of 60 days following that publication;

WHEREAS it is expedient to approve the Regulation without amendment;

IT IS ORDERED, therefore, on the recommendation of the Minister of Culture, Communications and the Status of Women:

THAT the Regulation to amend the Regulation respecting the fees for examination and duties payable under the Cinema Act, attached to this Order in Council, be approved.

GÉRARD BIBEAU,
Clerk of the Conseil exécutif

Regulation to amend the Regulation respecting the fees for examination and duties payable under the Cinema Act*

Cinema Act
(R.S.Q., c. C-18.1, s. 167, par. 6.2)

1. Section 6 of the Regulation respecting the fees for examination and duties payable under the Cinema Act is amended by inserting the following after the first paragraph:

* The Regulation respecting the fees for examination and duties payable under the Cinema Act, approved by Order in Council 744-92 dated 20 May 1992 (1992, *G.O.* 2, 2750), was last amended by the regulation approved by Order in Council 1498-2002 dated 18 December 2002 (2003, *G.O.* 2, 59). For previous amendments, refer to the *Tableau des modifications et Index sommaire*, Québec Official Publisher, 2007, updated to 1 September 2007.