

## Regulation to amend the Regulation respecting the municipal and school tax system applicable to the governments of the other provinces, foreign governments and international bodies\*

An Act respecting municipal taxation  
(R.S.Q., c. F-2.1, s. 210; 1988, c. 76, s. 105)

**1.** The Regulation respecting the municipal and school tax system applicable to the governments of the other provinces, foreign governments and international bodies is amended by replacing Subdivision 1 of Division I by the following:

### “§1. *Interpretation*

**1.** In this Division, unless the context indicates otherwise,

“body” means an international body recognized by the Minister;

“government” means the government of a Canadian province, foreign State or political division of a foreign State;

“Minister” means the Minister of International Relations;

“political division of a foreign State” means a province, a State or a similar division of a foreign State recognized by the Minister.”

**2.** Section 5 is amended by replacing “by its official delegate shall be” in the third paragraph by “or a political division of a foreign State by an official delegate of the province or political division is”.

**3.** Section 8 is amended by adding the following paragraph after subparagraph 3 of the second paragraph:

“(4) 1 January 1999, in respect of the Representation of the Bavarian State.”

\* The Regulation respecting the municipal and school tax system applicable to the governments of the other provinces, foreign governments and international bodies, made by Order in Council 1544-89 dated 27 September 1989 (1989, *G.O.* 2, 3860), was last amended by section 71 of chapter 21 of the Statutes of 1996. For previous amendments, refer to the *Tableau des modifications et Index sommaire*, Québec Official Publisher, 2007, updated to 1 September 2007.

**4.** Sections 1 to 6 have effect from 1 January 1986 in respect of the Wallonie-Brussels Delegation.

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

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Gouvernement du Québec

## O.C. 119-2008, 13 February 2008

An Act respecting occupational health and safety  
(R.S.Q., c. S-2.1)

### Safety Code for the construction industry Occupational health and safety — Amendments

Regulation to amend the Safety Code for the construction industry and the Regulation respecting occupational health and safety

WHEREAS, under subparagraphs 1, 7, 14, 19 and 42 of the first paragraph of section 223 of the Act respecting occupational health and safety (R.S.Q., c. S-2.1), the Commission de la santé et de la sécurité du travail may make regulations on the matters mentioned therein;

WHEREAS, under the second paragraph of section 223 of the Act, the content of the regulations may vary according to the categories of persons, workers, employers, workplaces, establishments or construction sites to which they apply. The regulations may also provide times within which they are to be applied, and these times may vary according to the object and scope of each regulation;

WHEREAS, under the third paragraph of section 223 of the Act, a regulation may refer to an approval, certification or homologation of the Bureau de normalisation du Québec or of another standardizing body;

WHEREAS, in accordance with sections 10 and 11 of the Regulations Act (R.S.Q., c. R-18.1) and section 224 of the Act respecting occupational health and safety, a draft of the Regulation attached to this Order in Council was published in Part 2 of the *Gazette officielle du Québec* of 6 July 2005 with a notice that it could be made by the Commission and submitted to the Government for approval on the expiry of the 45-day period;

WHEREAS the Commission made, with amendments, the Regulation to amend the Safety Code for the construction industry and the Regulation respecting occupational health and safety at its sitting of 21 June 2007;

WHEREAS it is expedient to approve the Regulation;

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

THAT the Regulation to amend the Safety Code for the construction industry and the Regulation respecting occupational health and safety, attached to this Order in Council, be approved.

GÉRARD BIBEAU,  
*Clerk of the Conseil exécutif*

## Regulation to amend the Safety Code for the construction industry\* and the Regulation respecting occupational health and safety

An Act respecting occupational health and safety (R.S.Q., c. S-2.1, s. 233, 1st par., subpars. 1, 7, 14, 19 and 42, 2nd and 3rd pars.)

**1.** The Safety Code for the construction industry is amended in section 1.1

(1) by inserting the following after paragraph 14:

“(14.1) “pump jack scaffold”: a mast-climbing work platform that moves between two masts with the help of jacks;

(14.2) “mast-climbing work platform”: scaffolding constituted of a work platform that moves up and down between two or several masts with the help of a hoisting system and equipped with an anchoring system;

(14.3) “winch scaffolding”: a mast-climbing work platform whose masts are linked by braces or counter braces supporting a work platform that moves with the help of a hoisting device constituted of winches, pulleys and cables;”;

(2) by inserting the following after paragraph 15:

“(15.01) “motorized scaffolding”: a mast-climbing work platform constituted of a hoisting system made up of an electric, pneumatic or hydraulic motor or a natural gas or gasoline engine.”.

**2.** The Code is amended

(1) by replacing the title of subdivision 2.2 by the following:

“Responsibility and powers of inspectors”;

(2) by adding the following after section 2.2.5:

“**2.2.6.** To ascertain the soundness of a construction or installation, the inspector may require an attestation to that effect signed and sealed by an engineer or an architect.”.

**3.** Section 2.4.1 is amended

(1) by replacing “in subsection 1” in subsection 2 by “hereunder”;

(2) by adding the following after subparagraph *l*:

“(m) any mast-climbing work platform that must be anchored, except in the case of a pump jack scaffold.”.

**4.** Section 3.3.5 is revoked.

**5.** Section 3.9.5 is amended

(1) by replacing “Uprights” in paragraph 1 by “Scaffolding uprights”;

(2) by inserting the following after paragraph 1:

“(1.1) When scaffolding uprights rest on uneven ground, a safe and efficient means, such as screw jacks, must be used to ensure the plumbness of the scaffolding.

The use of construction waste material to fill the unevenness in the ground is prohibited.”.

**6.** Section 3.9.8 is amended by adding the following after paragraph 5:

“(6) have a slope of less than 1:5 (11 degrees from the horizontal plane); and

(7) be located less than 350 millimetres from a wall or other platform if there is no guardrail.”.

**7.** The Code is amended by adding the following after section 3.9.21:

“**3.9.22. Mast-climbing work platform:** Every mast-climbing work platform shall:

(1) be designed in conformity with the plans of an engineer; a copy of the plans must be available on request;

\* The Safety Code for the construction industry (R.R.Q., 1981, c. S-2.1, r.6) was last amended by the regulation approved by Order in Council 873-2003 dated 20 August 2003 (2003, G.O. 2, 2729). For previous amendments, refer to the *Tableau des modifications et Index sommaire*, Québec Official Publisher, 2007, updated to 1 September 2007.

(2) be equipped with a plate on each hoisting system clearly stating the maximum load allowed on the platform;

(3) be equipped with bearers resting on base plates or mudsills, as shown on the engineer's plans or in the manufacturer's manual;

(4) have a distance between masts in conformity with the engineer's plans;

(5) have the sections of each mast linked together using the means specified in the engineer's plans or in the manufacturer's manual;

(6) have masts whose plumbness complies with the lesser of the following measures: the gap between a plumb line and any point lower than

(a) the engineer's plans or the manufacturer's manual; or

(b) 12 millimetres for three metres in height, 19 millimetres for six metres in height or 38 millimetres for the total height of the scaffolding;

(7) be loaded in conformity with the engineer's plans or the manufacturer's manual which must identify the loading zones;

(8) have masts anchored at the height and using an anchoring system in conformity with the engineer's plans or the manufacturer's manual;

(9) be equipped with an anchoring system designed for that purpose in conformity with the engineer's plans or the manufacturer's manual when safety tarpaulins are installed; and

(10) be used by workers trained to

(a) identify and prevent the hazards associated with the erection, dismantling and use of the scaffolding; and

(b) work on the platform safely.

**3.9.23. Pump jack scaffold:** In addition to the standards prescribed in section 3.9.22, every pump jack scaffold shall:

(1) be designed to support, in addition to the dead weight, three times the maximum load allowed without damage to any of its components;

(2) be used by not more than two workers at the same time between two masts;

(3) have masts made out of a material other than wood;

(4) be equipped with jacks designed to prevent any accidental slippage of the platform alongside the masts; and

(5) when the work platform passes in front of an intermediate anchoring point, be equipped with a new anchor installed one and a half metres under the platform, before removing the intermediate anchoring.

**3.9.24. Winch scaffolding:** In addition to the standards prescribed in section 3.9.22, every winch scaffolding shall:

(1) be designed and manufactured in compliance with ANSI/SIA Standard A 92.9-1993 Mast-Climbing Work Platforms;

(2) when climbing, have bracing affixed under the work platform before the above bracing is removed;

(3) be equipped with an arresting device to stop and support the platform in case of overspeed; the device must be designed to stop the work platform with twice the maximum load allowed by limiting the height of the fall to 300 millimetres, without any break in the components under stress;

(4) in addition to the instructions of the manufacturer, be inspected in compliance with the following minimum conditions:

(a) before each use in compliance with section 7.4.3. of ANSI/SIA Standard A 92.9-1993 Mast-Climbing Work Platforms by a qualified person; and

(b) quarterly by a qualified mechanic;

(5) undergo every year a visual examination of its welds by a welding inspector holding a certificate issued by the Canadian Welding Bureau or a welding supervisor in the employ of a company certified in compliance with the requirements of CSA Standard W47.1 Certification of Companies for Fusion Welding of Steel; and

(6) undergo every five years a non-destructive examination of the bearing parts by an organization certified by the Canadian Welding Bureau in compliance with the requirements of CSA Standard W178.1 Certification of Welding Inspection Organizations.

**3.9.25. Motorized scaffolding:** In addition to the standards prescribed in section 3.9.22, every motorized scaffolding manufactured after 13 March 2008 shall:

(1) be designed and manufactured in compliance with ISO Standard 16369 – Mast-Climbing Work Platforms, applicable at the time of the manufacture;

(2) have the sides of the work platform next to a mast protected over a height of at least two metres to prevent access to the mast when the speed of the work platform exceeds 2.5 metres per minute;

(3) be equipped with a device preventing the fall of the work platform in case of malfunction of the hoisting system;

(4) have at least one plate on which the following particulars appear in French:

(a) the name of the manufacturer;

(b) the date of manufacture;

(c) the climbing speed;

(d) the self-bearing height;

(e) the electric power supply; and

(f) the load table;

(5) in addition to the manufacturer's instructions, be inspected in compliance with the following minimum conditions:

(a) before each use, in compliance with section 7.1.2.9 of ISO 16369 – Mast-Climbing Work Platforms Standard, applicable at the time of the manufacture, by a qualified person; and

(b) quarterly by a qualified mechanic;

(6) undergo every year a visual examination of its welds by a welding inspector holding a certificate issued by the Canadian Welding Bureau or a welding supervisor in the employ of a company certified in compliance with the requirements of CSA Standard W47.1 Certification of Companies for Fusion Welding of Steel; and

(7) undergo every five years a non-destructive examination of the bearing parts by an organization certified by the Canadian Welding Bureau in compliance with the requirements of CSA Standard W178.1 Certification of Welding Inspection Organizations.

In addition, a complete instruction manual for every motorized scaffolding, written in French, must be at the disposal of users to ensure the scaffolding is used safely.”.

**8.** The Regulation respecting occupational health and safety\* is amended in the second paragraph of section 2,

(1) by inserting “42,” after “40,”;

(2) by striking out “61,”;

(3) by replacing “121 to 124” by “121 to 124 and 144”.

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

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Gouvernement du Québec

## O.C. 134-2008, 20 February 2008

Professional Code  
(R.S.Q., c. C-26)

### Physician assistant

#### — Professional activities that may be engaged in by a physician assistant in the Canadian Forces

Regulation respecting the professional activities that may be engaged in by a physician assistant in the Canadian Forces

WHEREAS, under paragraph *h* of section 94 of the Professional Code (R.S.Q., c. C-26), the Bureau of a professional order may, by regulation, determine, among the professional activities that may be engaged in by members of the order, those that may be engaged in by the persons or categories of persons indicated in the regulation and the terms and conditions on which such persons may engage in such activities;

WHEREAS the Bureau of the Collège des médecins du Québec made the Regulation respecting the professional activities that may be engaged in by a physician assistant in the Canadian Forces;

\* The Regulation respecting occupational health and safety, approved by Order in Council 885-2001 dated 4 July 2001 (2001, *G.O.* 2, 3888), was last amended by the regulation approved by Order in Council 1120-2006 dated 6 December 2006 (2006, *G.O.* 2, 4047).