

Further information may be obtained by contacting:

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Any interested person having comments to make on this subject is asked to submit them in writing, before the expiry of the 45 days, to the Deputy Minister of Labour, 200, chemin Sainte-Foy, 6^e étage, Québec (Québec) G1R 5S1.

JULIE GOSSELIN,
Deputy Minister of Labour

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, a. 2 and 6.1)

1. The Decree to amend the Decree respecting the non-structural metalwork industry in the Montréal region is amended by deleting in the first WHEREAS preceding DIVISION 1.00, the name “United steelworkers; Fédération de la métallurgie inc. (CSN);”.

2. Section 13.04 of the Decree is amended by deleting in paragraphs *a* and *b* of the second paragraph, “for the years 2007 to 2009.”.

3. The Decree is amended by replacing the words “worked by his employees” by the word “paid” everywhere these words are found in sections 14.01, 14.02 and 14.06.

4. Section 14.03 of the Decree is amended by replacing “10th” by the word “fifteenth”.

* The last amendments to the Decree respecting the non-structural metalwork industry in the Montréal region (R.R.Q., c. D-2, r.35) were made by the regulation made under Order in Council No. 1179-2007, dated 19 December 2007 (2008, *G.O.* 2, 38). For previous amendments, refer to the *Tableau des modifications et Index sommaire*, Éditeur officiel du Québec, 2008, updated to 1 March 2008.

5. Section 14.05 of the Decree is amended by replacing, in paragraph *b*, “a sum equal to \$0,52 for each hour of the standard workweek provided for in Division 3.00”, by “equal to the contribution provided for in sections 14.01 and 14.02”.

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

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Draft Regulation

An Act respecting labour relations, vocational training and workforce management in the construction industry (R.S.Q., c. R-20)

Restrictions to contractor licences for the purposes of obtaining a public contract — Amendments

Notice is hereby given, in accordance with sections 10 and 11 of the Regulations Act (R.S.Q., c. R-18.1), that the Regulation to amend the Regulation respecting restrictions to contractor licences for the purposes of obtaining a public contract, appearing below, may be made by the Government on the expiry of 45 days following this publication.

The draft Regulation is to ensure that the Regulation respecting restrictions to contractor licences for the purposes of obtaining a public contract is consistent with the Building Act and the new Regulation respecting the professional qualification of contractors and owner-builders that came into force on 25 June 2008. While maintaining the classification system and the requirement to hold a licence, the new legislative and regulatory provisions introduce a licence with no term limit and replace, consequently, the concept of renewal of a licence by the concept of maintenance of a licence. The change makes it necessary to specify the term and taking of effect of a restriction to a licence and the period during which a person remains covered by such a restriction, to keep the current effects of the Regulation respecting restrictions to contractor licences for the purposes of obtaining a public contract for both maintaining and issuing a licence.

Further information may be obtained by contacting André Ménard, President and Chief Executive Officer, Commission de la construction du Québec, 3530, Jean-Talon Ouest, Montréal (Québec) H3R 2G3; telephone: 514 341-7740, extension 6296; fax: 514 341-3302.

Any person wishing to comment on the draft Regulation is requested to submit written comments within the 45-day period to the Minister of Labour, 200, chemin Sainte-Foy, 6^e étage, Québec (Québec) G1R 5S1.

DAVID WHISELL,
Minister of Labour

Regulation to amend the Regulation respecting restrictions to contractor licences for the purposes of obtaining a public contract*

An Act respecting labour relations, vocational training and workforce management in the construction industry (R.S.Q., c. R-20, s. 123, 1st par., subpars. 8.2 and 8.3 and 3rd par.; 2005, c. 22, s. 52)

1. Section 1 of the Regulation respecting restrictions to contractor licences for the purposes of obtaining a public contract is amended by replacing “renewed” in the part preceding paragraph 1 by “maintained in force”.

2. Section 3 is replaced by the following:

“**3.** A licence contains a restriction for the purposes of obtaining a public contract if

(1) it is issued during a one-year period beginning on the day on which the applicant for such a licence becomes subject to section 1; and

(2) it is maintained in force on the day following the yearly deadline for payment of the fees and charges payable under section 53 of the Regulation respecting the professional qualification of contractors and owner-builders, approved by Order in Council 314-2008 dated 2 April 2008, to maintain the licence already held by a person who becomes subject to section 1.

The restriction takes effect from the date of issue or maintenance of the licence, as the case may be. The restriction remains in effect for 2 years if it results from the application of paragraph 1 or 2 of section 1, or for 1 year in the other cases referred to in that section.

For the purposes of the first paragraph, a person becomes subject to

(1) paragraph 1 or 2 of section 1

(a) on the day following the day on which the person is the subject of a work suspension order enforceable under section 7.8 of the Act respecting labour relations, vocational training and workforce management in the construction industry; or

(b) on the day following the day on which the person has paid a claim under subparagraph c.2 of the first paragraph of section 81 of the Act or has been condemned by a final judgment to pay such a claim;

(2) paragraph 3 or 4 of section 1, 45 days after the date on which the person was last found guilty of the offences provided for in those paragraphs.”

3. Section 4 is revoked.

4. 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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* The Regulation respecting restrictions to contractor licences for the purposes of obtaining a public contract was made by Order in Council 1196-98 dated 16 September 1998 (1998, *G.O.* 2, 3952) and has not been amended since.