

(2) by striking out “or second” in the third paragraph.

6. This Regulation comes into force on 2 March 2009.

9122

Gouvernement du Québec

O.C. 143-2009, 18 February 2009

Building Act
(R.S.Q., c. B-1.1)

**Regulation respecting the application
— Amendments**

Regulation to amend the Regulation respecting the application of the Building Act

WHEREAS, under section 4.1 and subparagraph 1 of the first paragraph of section 182 of the Building Act (R.S.Q., c. B-1.1), the Government may, by regulation, exempt from the application, in whole or in part, of the Act, categories of contractors;

WHEREAS, under the second paragraph of section 182 of the Act, a regulation made under subparagraph 1 of the first paragraph of that section to give effect to an intergovernmental agreement in respect of mobility or the recognition of the qualifications, skills or work experience of building contractors may provide for adjustments to the provisions of the Act and its regulations, including regulations adopted by the Régie du bâtiment du Québec, and for special management rules applicable to the categories of persons and contractors covered by the regulation;

WHEREAS, under the second paragraph of section 192 of the Act, the contents of such a regulation may vary to facilitate the recognition of the qualifications, skills or work experience of the building contractors covered by an intergovernmental agreement in respect of mobility or the recognition of such qualifications, skills or work experience;

WHEREAS, by Order in Council 951-2008 dated 1 October 2008, the Government approved the Agreement Between the Government of New Brunswick and the Gouvernement du Québec on Labour Mobility and the Recognition of Qualifications, Skills and Work Experience in the Construction Industry;

WHEREAS it is expedient to make the Regulation to amend the Regulation respecting the application of the Building Act, attached to this Order in Council, to give effect to the Agreement;

WHEREAS, under the second paragraph of section 182 of the Building Act, a regulation made to give effect to an intergovernmental agreement is not subject to the requirements as to publication and the date of coming into force set out in sections 8 and 17 of the Regulations Act (R.S.Q., c. R-18.1);

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

THAT the Regulation to amend the Regulation respecting the application of the Building Act, attached to this Order in Council, be made.

GÉRARD BIBEAU,
Clerk of the Conseil exécutif

**Regulation to amend the Regulation
respecting the application of the
building act***

Building Act
(R.S.Q., c. B-1.1, s. 4.1, s. 182, 1st par., subpar. 1, and 2nd par., and s. 192, 2nd par.)

1. The Regulation respecting the application of the Building Act is amended by inserting the following after section 3.1:

“**3.1.0.1.** Subject to the second and third paragraphs, a contractor domiciled in New Brunswick is exempt from the application of subparagraph 1 of the first paragraph of section 58 of the Act and from the provisions pertaining to the examination of skills in the Regulation respecting the professional qualification of contractors and owner-builders, approved by Order in Council 314-2008 dated 2 April 2008, where the contractor establishes that he or she has been registered for at least 5 years with the New Brunswick Workplace Health, Safety and Compensation Commission, by means of written confirmation issued by the Commission.

* The Regulation respecting the application of the Building Act, made by Order in Council 375-95 dated 22 March 1995 (1995, G.O. 2, 1100), was last amended by the regulation made by Order in Council 315-2008 dated 2 April 2008 (2008, G.O. 2, 1141). For previous amendments, refer to the *Tableau des modifications et Index sommaire*, Québec Official Publisher, 2008, updated to 1 September 2008.

For the issue of a licence in subclass “15.5 Contractor - plumbing” or “16. Contractor - electrical” in Schedule II to that Regulation, the contractor must also have been the holder, for at least 5 years, of a Plumbing Contractor’s Licence or an Electrical Contractors Licence Group 3, as the case may be, issued by the New Brunswick Department of Public Safety.

For the issue of a licence in subclass “15.1 Contractor - warm air heating systems”, “15.2 Contractor - natural gas burners”, “15.3 Contractor - oil burners” or “15.4 Contractor - hot water and steam heating systems” in Schedule II to that Regulation, the contractor must, for at least 5 years, have carried out or caused to be carried out construction work included in the licence subclass under which the contractor intends to carry out construction work or have it carried out in Québec.

The exemption referred to in this section is valid only for the licence classes or subclasses corresponding to the fields for which the contractor is registered and for as long as he or she meets any condition required by this section for the exemption.”.

2. Section 3.1.1 is amended

(1) by replacing “whose tender is rejected” in the first paragraph by “or New Brunswick whose tender is rejected”;

(2) by replacing the third paragraph by the following:

“This section applies, in respect of a contractor domiciled in Ontario, only if the particular terms and conditions that it provides for are also included in an agreement between the Government of Ontario and the Gouvernement du Québec in respect of mobility or the recognition of qualifications, skills or work experience of building contractors or, in respect of a contractor domiciled in New Brunswick, only if the government of that province is a party to an agreement on such matters with the Gouvernement du Québec.”.

3. This Regulation comes into force on 2 March 2009.

9121

M.O., 2009

Order number 2009-01 of the Minister of Transport dated 9 February 2009 amending the Order of the Minister of Transport dated May 22, 1990 respecting the approval of weigh scales*

Highway Safety Code
(R.S.Q., c. C-24.2)

THE MINISTER OF TRANSPORT

CONSIDERING section 467 of the Highway Safety Code (R.S.Q. c. C-24.2), according to which the axle load and the total loaded mass of a road vehicle or combination of road vehicles are determined by means of devices designed for that purpose, approved by the Minister of Transport and used in the manner determined by the Minister;

ORDERS AS FOLLOWS:

1. The following wheel-load scales are approved:

Make	Model	Serial No.
Haenni	WL-101	31678
Haenni	WL-101	31679
Haenni	WL-101	31680
Haenni	WL-101	31681
Haenni	WL-101	31682
Haenni	WL-101	31683
Haenni	WL-101	31684
Haenni	WL-101	31685
Haenni	WL-101	31686
Haenni	WL-101	31687
Haenni	WL-101	31688
Haenni	WL-101	31689
Haenni	WL-101	31690
Haenni	WL-101	31691
Haenni	WL-101	31692
Haenni	WL-101	31693
Haenni	WL-101	31694
Haenni	WL-101	31695
Haenni	WL-101	31696
Haenni	WL-101	31697

* The most recent amendments to the Order of the Minister of Transport dated 22 May 1990 respecting the approval of weigh scales, made by M.O. 90-05-22 dated 22 May 1990 (1990, *G.O.* 2, 1423), were made by M.O. 2008-05 dated 10 July 2008 (2008, *G.O.* 2, 3049) For earlier amendments, refer to the *Tableau des modifications et Index sommaire*, Éditeur officiel du Québec, 2008, updated to 1 September 2008.