

Draft Regulation

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

Occupational health and safety — 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 occupational health and safety, appearing below, may be adopted by the Commission de la santé et de la sécurité du travail and submitted to the Government for approval, in accordance with section 224 of the Act respecting occupational health and safety (R.S.Q., c. S-2.1), on the expiry of 45 days following this publication.

The purpose of the draft Regulation is to ensure the health, safety and physical integrity of workers.

To that end, it proposes new rules concerning static electricity, individual or collective protection equipment such as eye and face protectors. It also adds a safety measure concerning highly visible safety clothing.

To date, study of the matter has shown little impact on enterprises, including small and medium-sized businesses.

Further information may be obtained by contacting Carole Veillette, Commission de la santé et de la sécurité du travail, 524, rue Bourdages, Québec (Québec) G1K 7E2; telephone: 418 266-4699, extension 2020; fax: 418 266-4698.

Any person wishing to comment on the draft Regulation is requested to submit written comments within the 45-day period to Guylaine Rioux, Vice President, Partnership and Expert Consulting, Commission de la santé et de la sécurité du travail, 1199, rue de Bleury, 14^e étage, Montréal (Québec) H3B 3J1.

LUC MEUNIER,
*President 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 occupational health and safety*

An Act respecting occupational health and safety (R.S.Q., c. S-2.1, s. 223, 1st par., subpars. 7, 9 and 42, and 3rd par.)

1. The Regulation respecting occupational health and safety is amended by replacing section 52 by the following:

“**52. Static electricity:** In areas or rooms containing flammable vapours or gases, the following rules must be complied with:

(1) any metallic equipment and machine must be bonded together and commonly grounded or be grounded separately to a grounding network with equivalent conductivity so as to prevent the accumulation of static electricity; and

(2) any non-metallic equipment and machine must be built and installed to first limit the accumulation of static electricity under a safety threshold and then to prevent such an accumulation in excess of the safety threshold.”

2. Section 53 is amended

(1) by replacing paragraph 3 by the following:

“(3) have all metallic components bonded together and commonly grounded or grounded separately to a grounding network with equivalent conductivity so as to prevent the accumulation of static electricity;”;

(2) by inserting the following after paragraph 3:

“(3.1) have all non-metallic components built and installed to first limit the accumulation of static electricity under a safety threshold and then to prevent such an accumulation in excess of the safety threshold;”.

3. Section 55 is replaced by the following:

“**55. Static electricity:** The rules provided for in section 52 apply in areas or rooms containing combustible dusts that present a fire or explosion hazard.”.

* 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 510-2008 dated 21 May 2008 (2008, *G.O.* 2, 2053). For previous amendments, refer to the *Tableau des modifications et Index sommaire*, Québec Official Publisher, 2009, updated to 1 November 2009.

4. Section 343 is amended

(1) by replacing “in compliance with the CAN/CSA Z94.3-92 Industrial Eye and Face Protectors standard” by “acquired as of (*insert the date of coming into force of this Regulation*) and complying with the CAN/CSA Z94.3-07 Eye and Face Protectors standard”;

(2) by adding the following paragraph:

“However, protectors in good condition and complying with the CAN/CSA Z94.3-92, CAN/CSA Z94.3-99 or CAN/CSA Z94.3-02 standard are considered to offer adequate protection.”

5. The following is inserted after section 345:

“**345.1. High visibility safety apparel:** Wearing a class 2 high visibility vest or other class 2 or 3 clothing, in compliance with the CAN/CSA-Z96-09-02 High Visibility Safety Apparel standard, is mandatory for every worker exposed to being hit while performing tasks on a road right-of-way.

The first paragraph does not apply

(1) where the worker takes a road right-of-way in the performance of duties, without the nature of the duties requiring the worker to stop there to perform tasks; or

(2) where wearing the clothing provided for in the first paragraph is incompatible with the task to be performed.

For the purposes of this section, “road right-of-way” means the land occupied by a road and related structures and dedicated to public use; such a right-of-way includes private roads, shoulders, ditches and parking spaces.”

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

9708

Draft Regulation

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

Land surveyors

— Terms and conditions for permits to be issued by the Ordre

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 respecting terms and conditions for permits to be issued by the Ordre des arpenteurs-géomètres du Québec”, made by the board of directors of the Ordre des arpenteurs-géomètres du Québec, may be approved by the Office des professions du Québec, with or without amendment, except section 39 of the Regulation which may be submitted to the Government which may approve it, with or without amendment, on the expiry of 45 days following this publication.

The purpose of the Regulation is to determine the terms and conditions for the issue of a land surveyor’s permit by the Order, in particular passing a professional examination and successfully completing a period of professional training, and, in section 39, the professional activities reserved for land surveyors that may be engaged in as part of the training period. It replaces the conditions to obtain a land surveyor’s permit provided for in section 37 of the Land Surveyors Act (R.S.Q., c. A-23) and the Regulation respecting the period of professional training for land surveyors, approved by Order in Council 809-90 dated 13 June 1990.

The Regulation has not impact on enterprises, including small and medium-sized businesses.

Further information may be obtained by contacting Anik Fortin-Doyon, legal advisor of the Ordre des arpenteurs-géomètres du Québec, 2954, boulevard Laurier, bureau 350, Québec (Québec) G1V 4T2; telephone: 418 656-0730 or 1 800 243-6490; fax: 418 656-6352.

Any person wishing to comment on the Regulation is requested to submit written comments before the expiry of the 45-day period to the Chair of the Office des professions du Québec, 800, place D’Youville, 10^e étage, Québec (Québec) G1R 5Z3. Comments will be forwarded by the Office to the professional order that made the regulation as well as to interested persons, departments and bodies. As for comments regarding section 39 of the Regulation, they will be forwarded by the Office to the Minister of Justice.

*Chair of the Office
des professions du Québec,*
JEAN PAUL DUTRISAC