

WHEREAS, in accordance with sections 10 and 11 of the Regulations Act (R.S.Q., c. R-18.1), a draft of the Regulation to amend the Regulation respecting the application of the Building Act was published in Part 2 of the *Gazette officielle du Québec* of 27 January 2010 with a notice that it could be made, with or without amendment, by the Government on the expiry of 45 days following that publication;

WHEREAS no comments were received;

WHEREAS it is expedient to make the Regulation without amendment;

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, ss. 4.1 and 182, 1st par., subpar. 1)

1. The Regulation respecting the application of the Building Act is amended in section 2

(1) by replacing “subparagraphs 5 and 8” in paragraph 2 by “subparagraph 5”;

(2) by replacing “2, 5 and 8” in paragraph 3 by “2 and 5”;

(3) by replacing “subparagraphs 1, 6 and 6.1” in paragraph 5 by “subparagraph 1”.

2. 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 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 143-2009 dated 18 February 2009 (2009, *G.O.* 2, 204). For previous amendments, refer to the *Tableau des modifications et Index sommaire*, Québec Official Publisher, 2010, updated to 1 April 2010.

Gouvernement du Québec

O.C. 457-2010, 26 May 2010

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

Professional qualification of contractors and owner-builders — Amendment

WHEREAS under paragraph 8 of section 185 and section 192 of the Building Act (R.S.Q., c. B-1.1), the Régie du bâtiment du Québec may, by regulation, determine the information to be provided by a licence holder to enable the Board to verify if the holder still meets the requirements for obtaining a licence under the Act;

WHEREAS under paragraph 38 of section 185 of the Act, the Board may adopt, generally, any other related or supplementary provision it considered necessary to give effect to the provisions of that section and of the Act;

WHEREAS in accordance with sections 10 and 11 of the Regulations Act (R.S.Q., c. R-18.1), a draft of the Regulation to amend the Regulation respecting the professional qualification of contractors and owner-builders was published in Part 2 of the *Gazette officielle du Québec* of 27 January 2010 with a notice that it could be approved with or without amendment by the Government on the expiry of 45 days following that publication;

WHEREAS no comments were received;

WHEREAS under section 189 of the Building Act, a regulation of the Board is subject to approval by the Government which may approve it with or without amendment;

WHEREAS it is expedient to approve the Regulation without amendment;

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

THAT the Regulation to amend the Regulation respecting the professional qualification of contractors and owner-builders, attached to this Order in Council, be approved.

GÉRARD BIBEAU,
Clerk of the Conseil exécutif

Regulation to amend the Regulation respecting the professional qualification of contractors and owner-builders*

Building Act
(R.S.Q., c. B-1.1, s. 185, pars. 8 and 38, and s. 192)

1. The Regulation respecting the professional qualification of contractors and owner-builders is amended in section 12

(1) by inserting “and, if the partnership or legal person is not a reporting issuer within the meaning of the Securities Act (R.S.Q., c. V-1.1), shareholders” after “officer” in subparagraph *b* of subparagraph 1 of the first paragraph;

(2) by replacing subparagraph *h* of subparagraph 1 of the first paragraph by the following:

“(h) a statement that the person, partnership or legal person on whose behalf the application is made, any of its officers or, if the partnership or legal person is not a reporting issuer within the meaning of the Securities Act (R.S.Q., c. V-1.1), any of its shareholders, has not, in the 5 years preceding the application, been convicted of an offence under a fiscal law or of a criminal offence, or proof of pardon;”;

(3) by inserting the following after subparagraph *m* of subparagraph 1 of the first paragraph:

“(n) a list including the name, address and telephone number of the lenders referred to in subparagraph 8.2 of the first paragraph of section 58 or subparagraph 8 of the first paragraph of section 60 of the Act and if the lender is a natural person, the person’s date of birth;

(o) a statement from each lender indicating for the lender and, in the case of a partnership or legal person, for its officers whose names, addresses and dates of birth are indicated, if, in the 5 years preceding the date of the loan, they have been convicted of an offence under a fiscal law or of a criminal offence, or proof of pardon;”;

(4) by inserting “to o” after “m” in subparagraph *a* of subparagraph 2 of the first paragraph;

(5) by adding the following at the end:

“For the purposes of subparagraphs *b* and *h* of subparagraph 1 of the first paragraph, the word “shareholders” means the officers of the partnership or legal person that holds shares in the legal person on whose behalf the application is made.”.

* The Regulation respecting the professional qualification of contractors and owner-builders approved by Order in Council 314-2008 dated 2 April 2008 (2008, G.O. 2, 1115) has not been amended since its approval.

2. 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. 468-2010, 2 June 2010

An Act respecting the Régie de l’énergie
(R.S.Q., c. R-6.01)

Wind energy — 250 MW block from community projects — Amendment

Regulation to amend the Regulation respecting a 250 MW block of wind energy from community projects

WHEREAS, under subparagraph 2.1 of the first paragraph of section 112 of the Act respecting the Régie de l’énergie (R.S.Q., c. R-6.01), the Government may make regulations determining, for a particular source of electric power supply, the corresponding energy block and maximum price established for the purpose of fixing the cost of electric power referred to in section 52.2 or for the purposes of the supply plan provided for in section 72, or for the purposes of a tender solicitation by the electric power distributor under section 74.1 of the Act;

WHEREAS the Government made the Regulation respecting a 250 MW block of wind energy from community projects by Order in Council 1045-2008 dated 29 October 2008;

WHEREAS the Government amended the Regulation respecting a 250 MW block of wind energy from community projects by Orders in Council 179-2009 dated 4 March 2009 and 521-2009 dated 29 April 2009;

WHEREAS the Government determined, by that Regulation, that the produced capacities in question must be connected to Hydro-Québec’s main network within the following timeframe:

- 50 megawatts, not later than 1 December 2012;
- 100 megawatts, not later than 1 December 2013;
- 100 megawatts, not later than 1 December 2014;

WHEREAS the time between the moment when Hydro-Québec will have to announce the results of the call for tenders and the ordered beginning of power deliveries is not sufficient to enable the selected tenderers to finalize their financing agreements and to go through all the environmental process and obtain governmental authorizations before the projects are put into service;