

Gouvernement du Québec

O.C. 1332-2013, 11 December 2013

Private Security Act
(chapter S-3.5)

**Training required to obtain an agent licence to carry on private security activities
—Amendment**

Regulation to amend the Regulation respecting the training required to obtain an agent licence to carry on private security activities

WHEREAS, under the first paragraph of section 112.1 of the Private Security Act (chapter S-3.5), the Minister of Public Security may, on the recommendation of the Bureau de la sécurité privée, recognize training other than that determined in the Regulation respecting the training required to obtain an agent licence to carry on private security activities;

WHEREAS, under the second paragraph of section 112.1 of the Act, the Minister may also, on the recommendation of the Bureau, recognize a training instructor or a training body;

WHEREAS, under the third paragraph of section 112.1 of the Act, the Bureau takes into account, before recommending training, a training instructor or a training body to the Minister, the conditions established in the regulation made by the Government under subparagraphs 3 and 4 of the first paragraph of section 112;

WHEREAS, under subparagraphs 3 and 4 of the first paragraph of section 112 of the Act, the Government may establish the conditions subject to which the Bureau may recommend to the Minister training other than that determined in the Regulation respecting the training required to obtain an agent licence to carry on private security activities, a training instructor or a training body;

WHEREAS, in accordance with sections 10 and 11 of the Regulations Act (chapter R-18.1), a draft Regulation to amend the Regulation respecting the training required to obtain an agent licence to carry on private security activities was published in Part 2 of the *Gazette officielle du Québec* of 4 September 2013 with a notice that it could be made by the Government on the expiry of 45 days following that publication;

WHEREAS it is expedient to make the Regulation without amendment;

IT IS ORDERED, therefore, on the recommendation of the Minister of Public Security:

THAT the Regulation to amend the Regulation respecting the training required to obtain an agent licence to carry on private security activities, attached to this Order in Council, be made.

JEAN ST-GELAIS,
Clerk of the Conseil exécutif

Regulation to amend the Regulation respecting the training required to obtain an agent licence to carry on private security activities

Private Security Act
(chapter S-3.5, s. 112)

1. The Regulation respecting the training required to obtain an agent licence to carry on private security activities (chapter S-3.5, r. 2) is amended by inserting the following heading before section 1:

**“DIVISION I
TRAINING REQUIRED”.**

2. Section 1 is amended by replacing “transcript of marks” in paragraph 1 by “training certificate”.

3. The following heading is inserted before section 2:

**“DIVISION II
TRAINING EQUIVALENCE AND RECOGNITION”.**

4. Section 2 is replaced by the following:

“**2.** A person meets the training requirements provided for in section 1 if the person has an equivalent level of knowledge and skills.

The Bureau de la sécurité privée assesses the training equivalence by taking into account the following factors, in particular:

- (1) the diplomas obtained in relevant or related fields;
- (2) the nature and content of the courses taken as well as the results obtained;

(3) training periods and other training activities completed;

(4) the nature and duration of the relevant experience.

2.1. A person also meets the training requirements provided for in section 1 if the person has completed training that is recognized by the Minister in accordance with the first paragraph of section 112.1 of the Private Security Act (chapter S-3.5) and that is offered by a training instructor or training body recognized by the Minister under the second paragraph of that section.

For the purposes of this Regulation, “training instructor” means an enterprise that provides training to its employees only.

2.2. Before recommending to the Minister that training be recognized, the Bureau verifies whether the following conditions are met:

(1) the nature, content and duration of the training are relevant to the private security activity;

(2) successful completion of the training is evaluated;

(3) the instructional setting and the place where the training is given are adequate.

2.3. For the purposes of verifying whether the conditions provided for in section 2.2 have been complied with, the Bureau must obtain from the training instructor or training body the following documents:

(1) a course outline for the training;

(2) the course material used during the training;

(3) the material used to evaluate the successful completion of the training.

In addition, the Bureau may obtain from the training instructor or the training body any information or any other document it needs to make its recommendation.

2.4. Before recommending to the Minister that a training instructor or training body be recognized, the Bureau verifies whether the following conditions are complied with:

(1) the training instructor or body has an establishment in Québec;

(2) at least 1 of the training instructor’s or body’s training is recognized by the Minister;

(3) the training body undertakes to inform the public of the private security training it gives by making a clear distinction between training recognized by the Minister and training that is not.

2.5. For the purposes of verifying whether the conditions provided for in section 2.4 are complied with, the Bureau must obtain from the training instructor or body the following information:

(1) the name under which the training instructor or body carries on activities and the contact information of its head office and of each establishment in Québec;

(2) the private security training activities carried out in the last year, if any, and the activities that are planned at the time of the application for recognition.

In addition, the Bureau may obtain from the training instructor or body any other information or any document it needs to make its recommendation.

2.6. The Bureau may verify whether compliance with the conditions provided for in sections 2.2 and 2.4 is maintained. If the Bureau ascertains that a condition is no longer complied with, it can recommend to the Minister that recognition be withdrawn.”

5. The following heading is inserted before section 3:

“**DIVISION III**
EXEMPTIONS AND TRANSITIONAL PROVISION”.

6. The following is inserted after section 3:

“**3.1.** A person holding an agent licence issued elsewhere in Canada by a regulatory body to carry on a private security activity is not subject to the training requirements provided for in section 1.”.

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