

(3) hoisting must be executed on a level surface having a bearing capacity sufficient to support the equipment and the load hoisted without significant settlement;

(4) the bucket of the hydraulic shovel must be removed to hoist a load.”.

8. The Regulation respecting occupational health and safety (chapter S-2.1, r. 13) is amended by striking out “, 162 to 165” in section 2.

9. Sections 1 to 5 of this Regulation apply, from the following dates, to open sites that the number of workers indicated will occupy simultaneously at a particular stage of the work or for the duration of the work:

(1) (*insert the date of coming into force of this Regulation*) if there are 100 or more workers;

(2) (*insert the date corresponding to the sixth month following the date of coming into force of this Regulation*) if there are between 50 and 99 workers;

(3) (*insert the date corresponding to 1 year following the date of coming into force of this Regulation*) if there are 50 workers or fewer.

Despite section 8, sections 162 to 165 of the Regulation respecting occupational health and safety continue to apply to construction sites or, where applicable, to the categories of sites specified in that Regulation, until the rules provided for in sections 1 to 5 apply to them in accordance with the first paragraph.

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

3552

Draft Regulation

An Act respecting owners, operators and drivers of heavy vehicles
(chapter P-30.3)

Notations and markings on a vehicle — Amendment

Notice is hereby given, in accordance with sections 10 and 11 of the Regulations Act (chapter R-18.1), that the Regulation to amend the Regulation respecting the Act respecting owners, operators and drivers of heavy vehicles, appearing below, may be made by the Government on the expiry of 45 days following this publication.

The draft Regulation provides the rules governing the entry of the notation “unaudited” to the “satisfactory” safety rating of a person registered in the Register of Owners and Operators of Heavy Vehicles, particularly when that person has not undergone a facility audit.

The draft Regulation provides an additional means to identify the operator of a heavy vehicle, namely by marking a motorized vehicle with only one name and identification number assigned by the Commission des transports du Québec to an operator entered in the Register of Owners and Operators of Heavy Vehicles. Lastly, it sets the conditions to be met by such marking.

The draft Regulation exempts lessees of heavy vehicles who operate for their own account heavy vehicles leased for a consecutive period of less than 15 days from the obligation to register in the Register of Owners and Operators of Heavy Vehicles for lessees of heavy vehicles.

Further information may be obtained by contacting Guy-Antoine Daigle, Direction du transport routier des marchandises, Ministère des Transports, 700, boulevard René-Lévesque Est, 2^e étage, Québec (Québec) G1R 5H1; telephone: 418 644-4719, extension 3323; email: guy-antoine.daigle@mtq.gouv.qc.ca

Any person wishing to comment on the matter is requested to submit written comments within the 45-day period to the Minister of Transport, 700, boulevard René-Lévesque Est, 2⁹^e étage, Québec (Québec) G1R 5H1.

ROBERT POËTI,
Minister of Transport

Regulation to amend the Regulation respecting the Act respecting owners, operators and drivers of heavy vehicles

An Act respecting owners, operators and drivers of heavy vehicles
(chapter P-30.3, ss. 3, 6 and 42.3)

1. The Regulation respecting the Act respecting owners, operators and drivers of heavy vehicles (chapter P-30.3, r. 1) is amended in section 1

(1) by inserting “or for their own account” in paragraph 3 after “free of charge”;

(2) by replacing “in a municipality or territory” in paragraph 5 by “in the territory of a municipality or of another entity”.

2. The following is inserted after Division I:

“DIVISION I.1

NOTATION TO ACCOMPANY A SAFETY RATING

2.0.1. The Commission enters the notation “unaudited” to accompany the “satisfactory” safety rating that it assigns to a person registered in the Register of Owners and Operators of Heavy Vehicles.

The Commission strikes out that notation if, subsequently to its entry, the Société de l’assurance automobile du Québec informs the Commission that the registered person has passed a facility audit complying with the principles of Standard No. 15 of the Canadian National Safety Code regarding facility audits, published on the website of the Canadian Council of Motor Transport Administrators.

The Commission re-enters the notation “unaudited” to accompany the “satisfactory” safety rating of a person referred to in the second paragraph, where that person has failed a new facility audit.”.

3. Section 2.1 is amended

(1) by striking out “and contracts for services” and “must first be used” in subparagraph 1 of the first paragraph;

(2) by inserting the following after subparagraph 1 of the first paragraph:

“(1.1) a marking written on the motorized heavy vehicle that meets the conditions provided for in section 2.2, where the vehicle is used for the transportation of goods for remuneration and for the account of others;”;

(3) by striking out “failing a shipping document, “ and “may be used” in subparagraph 2 of the first paragraph;

(4) by replacing subparagraph 3 of the first paragraph by the following:

“(3) a daily log referred to in section 519.10 of the Highway Safety Code (chapter C-24.2).”;

(5) by striking out “or, failing a daily log, a circle-check report referred to in subparagraph 3 of the first paragraph” in the second paragraph.

4. The following is inserted after section 2.1:

“2.2. The marking referred to in subparagraph 1.1 of the first paragraph of section 2.1 is composed of a single name and identification number of an operator registered in the Register of Owners and Operators of Heavy Vehicles.

The marking, removable or not, appears on the right side and the left side of the outside surface of the passenger compartment of the vehicle or, as the case may be, of its sleeper berth.

The characters of the marking are of a colour contrasting with that of the vehicle and at least 4 cm in height. As for the identification number, it is horizontally aligned and preceded by “Québec”, “Qc”, “N.I.R.” or “NIR”.”.

5. The heading of Schedule I is replaced by the following:

“List of territories where a person using a heavy vehicle is exempt from registration in the Register of Owners and Operators of Heavy Vehicles”.

6. On the date of coming into force of section 33 of chapter 39 of the Statutes of 2005, section 2.1 is again amended

(1) by adding the following at the end of the first paragraph:

“(4) a circle-check report referred to in section 519.3 of the Highway Safety Code.”;

(2) by inserting “or, failing a daily log, a circle-check report referred to in subparagraph 4 of the first paragraph” after “used” in the second paragraph.

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

3555

Draft Regulation

Transport Act
(chapter T-12)

Shipping documents —Amendment

Notice is hereby given, in accordance with sections 10 and 11 of the Regulations Act (chapter R-18.1), that the Regulation to amend the Regulation respecting the requirements applicable to shipping documents and contracts for services, appearing below, may be made by the Government on the expiry of 45 days following this publication.

The draft Regulation relaxes the rules governing the shipping document required for the transportation of merchandise in a heavy vehicle for remuneration.