

(5) For the purposes of this section, “nominal capacity” means the gross vehicle weight rating certified by a motor vehicle manufacturer less the net mass of the vehicle.”.

6. Section 3.24.2 is amended

(1) by striking out “**Signalmen and**” in the title;

(2) by replacing “signalman” in the first paragraph by “worker”.

7. Section 10.3.2 is replaced by the following:

“**10.3.2.** Where traffic must be directed by a flag person for road users, the employer must ensure that the flag person

(1) is aware of all the responsibilities inherent in his or her work;

(2) has undergone training relating to his or her responsibilities recognized by the Joint Sector-Based Construction Association;

(3) wears high-visibility safety apparel and is equipped with other accessories in compliance with the standards of Volume V of the manual entitled “Traffic Control Devices”, determined and set out by the Minister of Transport under the second paragraph of section 289 of the Highway Safety Code (chapter C-24.2).”.

8. Section 10.4.1 is replaced by the following:

“**10.4.1. High-visibility safety apparel:** Subject to paragraph 1 of section 2.8.4 and to paragraph 3 of section 10.3.2, the wearing of fluorescent orange high-visibility safety apparel of Class 2 or 3 and of Level 2 that complies with CSA Standard Z96, High-Visibility Safety Apparel, is mandatory for every worker who performs tasks on or near a road where self-propelled vehicles are likely to hit a worker.”.

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

102106

Draft Regulation

An Act respecting occupational health and safety (chapter S-2.1)

Safety Code for the construction industry — Amendment

Occupational health and safety — Amendment

Notice is hereby given, in accordance with sections 10 and 11 of the Regulations Act (chapter R-18.1), that the draft Regulation to amend the Safety Code for the construction industry and to amend the Regulation respecting occupational health and safety, appearing below, may be made 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 (chapter S-2.1), on the expiry of 45 days following this publication.

The draft Regulation strikes out expired regulatory provisions concerning works in compressed air.

To date, study of the matter has shown no impact on enterprises, including small and medium-sized businesses, as the type of work in question has not been carried out in Québec for a number of years.

Further information may be obtained by contacting Claude Rochon, Commission de la santé et de la sécurité du travail, 524, rue Bourdages, bureau 250, Québec (Québec) G1K 7E2; telephone: 418 266-4699, extension 2031; 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 Claude Sicard, Vice President, Partnership and Expert Consulting, Commission de la santé et de la sécurité du travail, 524, rue Bourdages, bureau 220, Québec (Québec) G1K 7E2.

MICHEL DESPRÉS,
*Chairman of the Board and
Chief Executive Officer of the Commission
de la santé et de la sécurité du travail*

Regulation to amend the Safety Code for the construction industry and to amend the Regulation respecting occupational health and safety

An Act respecting occupational health and safety (chapter S-2.1, s. 223, 1st par., subpars. 7 to 14, 19, 28 to 30, 35 and 42, 2nd and 3rd pars.)

1. The Safety Code for the construction industry (chapter S-2.1, r. 4) is amended by striking out the following provisions concerning works in compressed air:

- (1) subparagraph *c* of subsection 2 of section 2.4.1;
- (2) paragraph 4 of section 3.2.10;
- (3) paragraph 5 of section 3.2.14;
- (4) Division IX;
- (5) Schedules 3, 3.1 and 3.2.

2. The Regulation respecting occupational health and safety (chapter S-2.1, r. 13) is amended by striking out sections 155 and 329 concerning works in compressed air.

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

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