

Draft Regulations

Draft Regulation

Building Act
(chapter B-1.1)

Professional qualification of contractors and owner-builders — 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 professional qualification of contractors and owner-builders, appearing below, may be approved by the Government, with or without amendment, on the expiry of 45 days following this publication.

The draft Regulation increases the amount of security required from a contractor to indemnify clients that have suffered harm following the non-performance or performance of construction work not covered by a guarantee plan. The draft Regulation also makes changes to the licence subclasses to authorize, under certain conditions, construction work related to heating and air conditioning devices.

Further information may be obtained by contacting Éric Legardeur, Director, Qualification and Formation, Régie du bâtiment du Québec, 545, boulevard Crémazie Est, 7^e étage, Montréal (Québec) H2M 2V2; telephone: 514 864-7385; fax: 514 873-1939.

Any person wishing to comment on the matter is requested to submit written comments within the 45-day period to Stéphane Labrie, Chief Executive Officer, Régie du bâtiment du Québec, 545, boulevard Crémazie Est, 3^e étage, Montréal (Québec) H2M 2V2.

SAM HAMAD,
*Minister of Labour, Employment
and Social Solidarity*

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

Building Act
(chapter B-1.1, ss. 84 and 185, pars. 17, 19.7 and 38)

1. The Regulation respecting the professional qualification of contractors and owner-builders (chapter B-1.1, r. 9) is amended in section 27

(1) by replacing “\$20,000” in paragraph 1 by “\$40,000;

(2) by replacing “\$10,000” in paragraph 2 by “\$20,000.

2. Section 33 is amended by replacing “and the contractor, or the syndic, and the surety” by “and the contractor, syndic or surety”.

3. Section 40 is amended by replacing “and the contractor or the syndic and the surety” in subparagraph 1 of the first paragraph by “and the contractor, syndic or surety”.

4. Subclass 15.1 of Schedule II is amended

(1) by replacing “warm air” in the heading and the first paragraph by “pulsed air”;

(2) by replacing the second paragraph by the following:

“It also authorizes construction work that is not already authorized by the first paragraph and relating to pulsed air heating systems, particularly those relating to propane gas burners and those included in subclass 15.1.1.

In addition, this subclass authorizes construction work relating to pulsed air heating and air conditioning systems. However, work relating to heating and air conditioning devices that are part of such systems may not be carried out unless the contractor also holds the appropriate subclass 15.9 or 15.10.”;

(3) by inserting “similar or” in the last paragraph before “related”.

5. Subclass 15.1.1 of Schedule II is amended

(1) by replacing “warm air” in the heading and the first paragraph by “pulsed air”;

(2) by inserting the following after the second paragraph:

“In addition, this subclass authorizes construction work relating to pulsed air heating and air conditioning systems that is carried out in the territories referred to in the second paragraph. However, work relating to heating and air conditioning devices that are part of such systems may not be carried out unless the contractor also holds the appropriate subclass 15.9 or 15.10.”;

(3) by inserting “similar or” in the last paragraph before “related”.

6. Subclass 15.2 of Schedule II is amended

(1) by inserting “relating to propane gas burner systems and work” in the second paragraph after “work”;

(2) by inserting “similar or” in the last paragraph before “related”.

7. Subclass 15.2.1 of Schedule II is amended by inserting “similar or” in the last paragraph before “related”.

8. Subclass 15.3 of Schedule II is amended by inserting “similar or” in the last paragraph before “related”.

9. Subclass 15.3.1 of Schedule II is amended by inserting “similar or” in the last paragraph before “related”.

10. Subclass 15.4 of Schedule II is amended

(1) by replacing “hot water and steam” in the heading by “hydronic”;

(2) by replacing “hot water and steam” in the first paragraph by “hydronic”;

(3) by replacing the second paragraph by the following:

“It also authorizes construction work that is not already authorized by the first paragraph and relating to hydronic heating systems, particularly those relating to propane gas burners and those included in subclass 15.4.1.

In addition, this subclass authorizes construction work relating to hydronic heating and air conditioning systems. However, work relating to heating and air conditioning devices that are part of such systems may not be carried out unless the contractor also holds the appropriate subclass 15.9 or 15.10.”;

(4) by inserting “similar or” in the last paragraph before “related”.

11. Subclass 15.4.1 of Schedule II is amended

(1) by replacing “hot water and steam” in the heading by “hydronic”;

(2) by replacing “hot water and steam” in the first paragraph by “hydronic”;

(3) by inserting the following after the second paragraph:

“In addition, this subclass authorizes construction work relating to hydronic heating and air conditioning systems carried out in the territories referred to in the second paragraph. However, work relating to heating and air conditioning devices that are part of such systems may not be carried out unless the contractor also holds the appropriate subclass 15.9 or 15.10.”;

(4) by inserting “similar or” in the last paragraph before “related”.

12. Subclass 15.5 of Schedule II is amended by inserting “similar or” in the last paragraph before “related”.

13. Subclass 15.5.1 of Schedule II is amended by inserting “similar or” in the last paragraph before “related”.

14. Subclass 15.7 of Schedule II is amended by replacing the second paragraph by the following:

“It also authorizes, for buildings referred to in the first paragraph, construction work relating to the heating duct systems and the installation of the heating devices of a pulsed air heating system as well as construction work relating to the heating duct systems of a pulsed air heating and air conditioning system.

In addition, this subclass authorizes, for the same buildings, construction work relating to the heating and air conditioning devices of a pulsed air system provided that the contractor also holds the appropriate subclass 15.9 or 15.10.”.

15. Subclass 15.8 of Schedule II is amended by replacing the second paragraph by the following:

“It also authorizes construction work relating to the heating duct systems and the installation of the heating devices of a pulsed air heating system as well as construction work relating to the heating duct systems of a pulsed air heating and air conditioning system.

In addition, that subclass authorizes construction work relating to the heating and air conditioning devices of a pulsed air system provided that the contractor also holds the appropriate subclass 15.9 or 15.10.”.

16. Subclass 15.9 of Schedule II is amended

(1) by replacing “according to the classification in Clause 3.4 of CSA B-52 Mechanical Refrigeration Code, 1999 edition, published by the Canadian Standards Association, taking into account further amendments that may be made” in the first paragraph by “according to the classification in the table on refrigerants and charges of the Mechanical Refrigeration Code, published by the Canadian Standards Association”;

(2) by inserting the following after the first paragraph:

“It also authorizes construction work relating to the heating and air conditioning devices of a pulsed air system, whose capacity does not exceed 40 kW and that use a refrigerant referred to in the first paragraph, provided that the contractor also holds the appropriate subclass 15.1, 15.1.1, 15.7 or 15.8.

In addition, this subclass authorizes construction work relating to the heating and air conditioning devices of a hydronic system, whose capacity does not exceed 40 kW and that use a refrigerant referred to in the first paragraph, provided that the contractor also holds the appropriate subclass 15.4 or 15.4.1.”.

17. Subclass 15.10 of Schedule II is amended by replacing the second paragraph by the following:

“It also authorizes construction work relating to the heating and air conditioning devices of a pulsed air system provided that the contractor also holds the appropriate subclass 15.1, 15.1.1, 15.7 or 15.8.

In addition, this subclass authorizes construction work relating to the heating and air conditioning devices of a hydronic system provided that the contractor also holds the appropriate subclass 15.4 or 15.4.1.”.

18. This Regulation comes into force on the 60th day following the date of its publication in the *Gazette officielle du Québec*.

Despite the foregoing, a contractor who holds a licence at the coming into force of section 1 of this Regulation is required to provide the new amount of security only from the expiry date of the payment of the fees and charges payable to maintain the contractor’s licence.

19. Filing with the Régie du bâtiment du Québec the security provided for in section 27 of the Regulation respecting the professional qualification of contractors and owner-builders amended by section 1 of this Regulation terminates, for the future, the security provided in accordance with the former provisions of section 27, without the surety or contractor being required to give the 60-day written notice provided for in the second paragraph of section 36 of the Regulation.

102234

Draft Regulation

Environment Quality Act
(chapter Q-2)

Environmental impact assessment and review — Amendment

Notice is hereby given, in accordance with sections 10 and 11 of the Regulations Act (chapter R-18.1) and section 124 of the Environment Quality Act (chapter Q-2), that the Regulation to amend the Regulation respecting environmental impact assessment and review, appearing below, may be made by the Government on the expiry of 60 days following this publication.

The draft Regulation provides some amendments to the Regulation respecting environmental impact assessment and review (chapter Q-2, r. 23) concerning the installations for natural gas gasification.

The proposed amendments namely affect sections 2 of the Regulation and withdraw small projects of liquefied natural gas gasification from the application of the environmental impact assessment and review procedure.

The regulatory amendments proposed in the project should not have a significant additional financial impact on the enterprises concerned.

Further information may be obtained by contacting Marie-Josée Lizotte, Director, Direction générale de l'évaluation environnementale et stratégique, ministère du Développement durable, de l'Environnement et de la Lutte contre les changements climatiques; telephone: 418 521-3933, extension 4659; fax: 418 644-8222; email: marie-josee.lizotte@mddelcc.gouv.qc.ca

Any person wishing to comment on the draft Regulation is requested to submit written comments within the 60-day period to Marie-Josée Lizotte, Director, Direction générale