

Draft Regulations

Draft Regulation

An Act respecting labour relations, vocational training and workforce management in the construction industry (chapter R-20)

Construction industry

— Election of a representative association

by employees

— 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 election of a representative association by employees of the construction industry, appearing below, may be made by the Government on the expiry of 45 days following this publication.

The draft Regulation is intended to resolve difficulties encountered during the last poll for the choice of the employees' representative association and to improve the conduct of the poll. The draft Regulation also includes a new time period to replace ballot papers, allows the use of new identification documents by employees not residing in Québec and modifies the procedure for counting the votes.

Further information may be obtained by contacting Nicolas Beauchemin, Ministère du Travail, de l'Emploi et de la Solidarité sociale, 200, chemin Sainte-Foy, 5^e étage, Québec (Québec) G1R 5S1; telephone : 418 646-5993; fax: 418 643-9454.

Any person wishing to comment on the matter is requested to submit written comments within the 45-day period to the Minister of Labour, Employment and Social Solidarity, 200, chemin Sainte-Foy, 6^e étage, Québec (Québec) G1R 5S1.

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

Regulation to amend the Regulation respecting the election of a representative association by employees of the construction industry

An Act respecting labour relations, vocational training and workforce management in the construction industry (chapter R-20, ss. 32, 35.2 and 35.3)

1. The Regulation respecting the election of a representative association by employees of the construction industry (chapter R-20, r. 4.1) is amended in section 8 by replacing “, the terms and conditions governing it and the method of updating a voter’s mailing address for the poll” in the first paragraph by “and the terms and conditions governing the poll”.

2. Section 11 is amended

(1) by replacing “seventh” in the first paragraph by “third”;

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

“The employee must request it between the third day and the tenth day following the date on which the poll begins.”

3. Section 14 is amended

(1) by inserting “valid” before “document” in the first paragraph;

(2) by replacing “or another document recognized by government regulation made under section 337 of the Election Act (chapter E-3.3)” in the second paragraph by “another document recognized by government regulation made under section 337 of the Election Act (chapter E-3.3) or, if the employee is not a resident of Québec, an identification document including the employee’s name, photograph and signature, issued by the government of a province or territory of Canada or by an agency of such government”.

4. Section 15 is amended

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

“The employee must ensure that his or her ballot paper is received at the polling station before the counting of the votes.”

(2) by adding the following paragraph at the end:

“The use of a return envelope other than the one sent by the Commission does not entail rejection of the vote, provided that the envelope is also opaque and does not allow the identification of the employee.”

5. Section 19 is replaced by the following:

“**19.** The counting of the votes begins on the business day that follows the end of the voting period, at the place determined by the returning officer.

“The returning officer informs each of the associations of the place of the counting at least 5 business days before the counting of the votes.”

6. Section 20 is amended by replacing “observers, among which each association appoints its authorized representative. An association’s observer” by “an authorized representative. The authorized representative”.

7. Section 21 is replaced by the following:

“**21.** The authorized representative acts as observer during the counting of the votes.”

8. Section 22 is revoked.

9. Section 23 is amended

(1) by replacing “each of the observers and specifying which observer is to act as the” by “its”;

(2) by replacing “each of the observers” by “its authorized representative”.

10. Section 26 is amended by replacing subparagraph 8 of the first paragraph by the following:

“(8) is not accompanied by a valid identification document provided for in section 14;

(9) includes a photocopy of the valid identification document provided for in section 14 that does not enable to clearly see the particulars and the employee’s photograph and signature, in contravention of the third paragraph of that section.”

11. Section 28 is replaced by the following:

“**28.** The deputy returning officer presents to the returning officer any ballot paper that, in his or her opinion, should be rejected pursuant to section 26 so that the returning officer may decide on its validity.”

12. Sections 29 and 30 are revoked.

13. Section 32 is amended

(1) by striking out paragraph 3;

(2) by striking out “, observers” in paragraph 4.

14. Section 34 is amended

(1) by replacing “sent to the returning officer at the address of destination of the return envelopes” in the first paragraph by “received at the address of the polling station”;

(2) by replacing “or received late is to be considered valid” in the second paragraph by “is to be considered valid, in particular after the employee’s intent and identity have been verified”.

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

102416

Draft Regulation

An Act respecting municipal taxation
(chapter F-2.1)

Compensations in lieu of taxes — Amendment

Notice is hereby given, in accordance with sections 10 and 11 of the Regulations Act (chapter R-18.1), that the Regulation in lieu of taxes, appearing below, may be made by the Government on the expiry of 45 days following this publication.

The draft Regulation amends the Regulation respecting compensations in lieu of taxes (chapter F-2.1, r. 2) in order to renew the rules applicable to the weighting of the aggregate taxation rate of a municipality for the duration of the property assessment rolls that will come into force until 2019. The rate is used for the purpose of calculating