

M.O., 2017**Order of the Minister of Education, Recreation and Sports dated 14 August 2017**

Education Act
(chapter I-13.3)

CONCERNING the Regulation to amend the Regulation respecting certain conditions of employment of senior executives of school boards and of the Comité de gestion de la taxe scolaire de l'île de Montréal

THE MINISTER OF EDUCATION, RECREATION AND SPORTS,

WHEREAS in and by section 451 of the Education Act (chapter I-13.3);

WHEREAS the Regulation respecting certain conditions of employment of senior executives of school boards and of the Comité de gestion de la taxe scolaire de l'île de Montréal was made by the Minister's Order dated 18 November 2004 approved by the Conseil du trésor on 30 November 2004 (C.T. 201768) and as amended;

WHEREAS it is expedient to amend the current Regulation and to make the Regulation attached hereto;

WHEREAS, pursuant to section 451 of the Education Act, the Conseil du trésor has given its authorization;

WHEREAS the Regulations Act (chapter R-18.1) does not apply to such a Regulation;

ORDERS THAT:

The Regulation to amend the Regulation respecting certain conditions of employment of senior executives of school boards and of the Comité de gestion de la taxe scolaire de l'île de Montréal, herewith attached, be made.

SÉBASTIEN PROULX,
*The Minister of Education,
Recreation and Sports*

Regulation to amend the Regulation respecting certain conditions of employment of senior executives of school boards and of the Comité de gestion de la taxe scolaire de l'île de Montréal¹

Education Act
(chapter I-13.3, s. 451)

1. Schedule 3 of the Regulation respecting certain conditions of employment of senior executives of school boards and of the Comité de gestion de la taxe scolaire de l'île de Montréal is replaced by the following:

1. The Regulation respecting certain conditions of employment of senior executives of school boards and of the Comité de gestion de la taxe scolaire de l'île de Montréal made by the Minister's Order dated 18 November 2004 approved by the Conseil du trésor, C.T. 201768, on 30 November 2004 (2004, *G.O.* 2, 3529) was amended by the Regulation made by the Minister's Order dated 17 June 2005 approved by the Conseil du trésor, C.T. 202576 dated 21 June 2005 (2005, *G.O.* 2, 2483), the Regulation made by the Minister's Order dated 6 October 2005 approved by the Conseil du trésor, C.T. 202857 dated 11 October 2005 (2005, *G.O.* 2, 4715), the Regulation made by the Minister's Order dated 5 December 2005 approved by the Conseil du trésor, C.T. 203161 dated 13 December 2005 (2006, *G.O.* 2, 246), the Regulation made by the Minister's Order dated 2 December 2005 approved by the Conseil du trésor, C.T. 203163 dated 13 December 2005 (2006, *G.O.* 2, 318), the Regulation made by the Minister's Order dated 18 May 2006 approved by the Conseil du trésor, C.T. 203753 dated 23 May 2006 (2006, *G.O.* 2, 1698), the Regulation made by the Minister's Order dated 18 June 2009 approved by the Conseil du trésor, C.T. 207979 dated 22 June 2009 (2009, *G.O.* 2, 2110), the Regulation made by the Minister's Order dated 6 June 2011 (2011, *G.O.* 2, 1399), the Regulation made by the Minister's Order dated 11 July 2012 (2012, *G.O.* 2, 4137), the Regulation made by the Minister's Order dated 10 August 2012 (2012, *G.O.* 2, 2754) and the Regulation made by the Minister's Order dated 30 March 2017 (2017, *G.O.* 2, 990).

**"SCHEDULE 3
SALARY SCALES CORRESPONDING TO CLASSIFICATION PLAN**

CLASSES	RATES up to 2016-03-31 (\$)		RATES 2016-04-01 to 2016-12-29 (\$)		RATES 2016-12-30 to 2017-03-31 (\$)		RATES 2017-04-01 to 2018-03-31 (\$)		RATES as of 2018-04-01 (\$)	
	Minimum	Maximum	Minimum	Maximum	Minimum	Maximum	Minimum	Maximum	Minimum	Maximum
18	136 261	181 694	138 305	184 419	138 697	184 925	141 124	188 161	143 946	191 924
17	128 732	171 644	130 663	174 219	131 032	174 705	133 325	177 762	135 992	181 317
16	121 611	162 148	123 435	164 580	123 791	165 050	125 957	167 938	128 476	171 297
15	114 882	153 178	116 605	155 476	116 949	155 928	118 996	158 657	121 376	161 830
14	108 528	144 703	110 156	146 874	110 485	147 310	112 418	149 888	114 666	152 886
13	102 522	136 696	104 060	138 746	104 379	139 169	106 206	141 604	108 330	144 436
12	96 852	129 136	98 305	131 073	98 611	131 478	100 337	133 779	102 344	136 455
11	91 494	121 992	92 866	123 822	93 161	124 212	94 791	126 386	96 687	128 914
10	86 433	115 244	87 729	116 973	88 012	117 347	89 552	119 401	91 343	121 789
9	81 650	108 871	82 875	110 504	83 148	110 861	84 603	112 801	86 295	115 057
8	77 134	102 846	78 291	104 389	78 553	104 735	79 928	106 568	81 527	108 699
7	71 838	95 783	72 916	97 220	73 227	97 633	74 508	99 342	75 998	101 329

2. Schedule 5 of the Regulation is amended by replacing “Human Resources and Skills Development Canada (HRSDC)” by “Employment and Social Development Canada (ESDC)” in section 4.

3. Section 17 of this schedule is amended:

1° by replacing the first paragraph by the following:

“A senior executive who has accumulated 20 weeks of service and who is eligible for benefits under the Québec Parental Insurance Plan shall receive for the 21 weeks of her maternity leave an allowance based on the following formula:

(1) sum of:

(a) the amount equal to 100% of the senior executive’s basic weekly salary up to \$225; and

(b) the amount equal to 88% of the difference between the senior executive’s basic weekly salary and the amount determined under subparagraph *a* above; and

(2) from which sum, the amount of maternity or parental benefits that the senior executive is receiving or would receive under the Québec Parental Insurance Plan after submitting an application is deducted.”;

2° by replacing, in the fourth paragraph, “93% of the basic salary paid by the school board and the benefits paid under the Québec Parental Insurance Plan that represent the proportion of the basic weekly salary paid by it” by “the amount determined in paragraph 1 of the first paragraph and the amount of Québec Parental Insurance Plan benefits corresponding to the proportion of basic weekly salary paid by the school board”.

4. Section 19 of this schedule is amended by replacing at the end, “, including the lump sums resulting from the salary readjustment procedure” by “, including lump sums resulting from the salary readjustment procedure and the responsibility premiums to the exclusion of others”.

5. Section 20 of this schedule is amended by replacing, in the fourth paragraph, “93% of the basic salary paid by the senior executive’s employer or, where applicable, employers” by “the gross amount determined in paragraph 1 of the first paragraph of section 17. The formula must be applied to the sum of the basic weekly salaries received from the senior executive’s employer as prescribed in this section or, where applicable, employers”.

6. Section 21 of this schedule is amended:

1° by replacing the first paragraph by the following:

“A senior executive who has accumulated 20 weeks of service and who is eligible for benefits under the Employment Insurance Plan, but is not eligible for benefits under the Québec Parental Insurance Plan, is entitled to receive during her maternity leave of 20 weeks, an allowance based on the following formula:

A) For each week of the waiting period prescribed by the Employment Insurance Plan, an allowance calculated as follows:

sum of:

(a) the amount equal to 100% of the senior executive’s basic weekly salary up to \$225; and

(b) the amount equal to 88% of the difference between the senior executive’s basic weekly salary and the amount determined under subparagraph *a* above.

B) For each week following the period prescribed in paragraph A), an allowance based on the following formula:

(1) sum of

(a) the amount equal to 100% of the senior executive’s basic weekly salary up to \$225; and

(b) the amount equal to 88% of the difference between the senior executive’s basic weekly salary and the amount determined under subparagraph *a* above; and

(2) from which sum, the amount of maternity or parental benefits that the senior executive is receiving or would receive under the Employment Insurance Plan after submitting an application is deducted.”;

2° by replacing, in the fourth paragraph:

(a) “93% of the basic salary paid by the school board and the percentage of the Employment Insurance benefits that represents the proportion of the basic weekly salary paid by it” by “the amount determined in paragraph 1 of paragraph B) of the first paragraph and the amount of the Employment Insurance benefits corresponding to the proportion of basic weekly salary paid by the school board”;

(b) “HRSDC” by “ESDC”;

3° by replacing, in the fifth paragraph:

(a) “HRSDC” by “ESDC”;

(b) “in the first subparagraph of paragraph *b*” by “in paragraph B) of the first paragraph”.

7. Section 22 of this schedule is amended by replacing the second, third and fourth paragraphs by the following:

“However, the senior executive who has accumulated 20 weeks of service is entitled to an allowance based on the following formula for 12 weeks, if she is not receiving benefits under a parental rights plan established by another province or territory:

sum of:

(a) the amount equal to 100% of the senior executive’s basic weekly salary up to \$225; and

(b) the amount equal to 88% of the difference between the senior executive’s basic weekly salary and the amount determined under subparagraph *a* above.

The fourth paragraph of section 20 applies to this subdivision with the necessary changes.”.

8. Section 23 of this schedule is amended:

1° by replacing, in the third paragraph of paragraph *b*:

(a) “Ministry of Employment and Social Solidarity” by “Ministère du Travail, de l’Emploi et de la Solidarité sociale”;

(b) “HRSDC” by “ESDC”;

2° by replacing, in the first paragraph of paragraph *c*, “health and social services agencies” by “integrated health and social services centres (CISSS) and integrated university health and social services centres (CIUSSS)”;

3° by replacing, in the third paragraph of paragraph *d*, “CSST” by “CNESST”.

9. Section 26 of this schedule is amended:

1° by adding, in the first paragraph, after the words “the senior executive”, “who has completed 20 weeks of service”;

2° by replacing, in the second paragraph, “subparagraph *b* of section 21” by “paragraph B) of the first paragraph of section 21”.

10. Schedule 5 of the Regulation respecting certain conditions of employment of senior executives of school boards and of the Comité de gestion de la taxe scolaire de l’île de Montréal is amended by adding, after section 26, the following:

“**26.1** The senior executive shall accumulate service if his absence is authorized, particularly for disability, and includes benefits or remuneration.”.

11. Section 27 of this schedule is amended by adding “, if the senior executive has completed 20 weeks of service” at the end.

12. Schedule 5 of the Regulation respecting certain conditions of employment of senior executives of school boards and of the Comité de gestion de la taxe scolaire de l’île de Montréal is amended by adding, after section 27, the following:

“**27.1** The senior executive shall accumulate service if his absence is authorized, particularly for disability, and includes benefits or remuneration.”.

13. Section 28 of this schedule is amended by replacing “Subparagraphs *a*, *b* and *d* of section 23 apply” by “Section 23 applies”.

14. Section 35 of this schedule is amended:

1° by adding, in the first paragraph, after the words “the senior executive”, “who has completed 20 weeks of service”;

2° by replacing, in the second paragraph, “subparagraph *b* of section 21” by “paragraph B) of the first paragraph of section 21”.

15. Schedule 5 of the Regulation respecting certain conditions of employment of senior executives of school boards and of the Comité de gestion de la taxe scolaire de l’île de Montréal is amended by adding, after section 35, the following:

“**35.1** The senior executive shall accumulate service if his or her absence is authorized, particularly for disability, and includes benefits or remuneration.”.

16. Section 36 of this schedule is amended by adding “, if the senior executive has completed 20 weeks of service” at the end.

17. Schedule 5 of the Regulation respecting certain conditions of employment of senior executives of school boards and of the Comité de gestion de la taxe scolaire de l’île de Montréal is amended by adding, after section 36, the following:

“**36.1** The senior executive shall accumulate service if his or her absence is authorized, particularly for disability, and includes benefits or remuneration.”.

18. Section 40 of this schedule is amended by replacing “Subparagraphs *a*, *b* and *d* of section 23 apply” by “Section 23 applies”.

19. The provisions of Schedule 5 of the Regulation respecting certain conditions of employment of senior executives of school boards and of the Comité de gestion de la taxe scolaire de l’île de Montréal as they read on the day before the day on which this Regulation comes into force continue to apply to the senior executive already on maternity, paternity or adoption leave for the duration of the leave applicable to the event.

20. This Regulation comes into force on the date of its publication in the *Gazette officielle du Québec*.

103107

M.O., 2017

Order of the Minister responsible for Higher Education dated 10 July 2017

General and Vocational Colleges Act
(chapter C-29)

CONCERNING the Regulation to amend the Regulation respecting certain conditions of employment of senior staff of general and vocational colleges

THE MINISTER RESPONSIBLE FOR HIGHER EDUCATION,

WHEREAS in and by section 18.1 of the General and Vocational Colleges Act (chapter C-29);