

“The Commission may not exempt a person from the obligation to hold an apprentice competency certificate corresponding to the trade of crane operator under this section, except where subparagraph 2 or 3 of the first paragraph applies.”

9. Section 19 is amended by replacing “skills” by “activities”.

10. Section 24.3 is amended by inserting “or in section 5.1” after “section 5”.

11. Section 24.5 is replaced by the following:

“**24.5.** A fee of \$100 is exigible to register for a qualification examination referred to in section 1.1 or 1.1.1, for an examination referred to in section 6 or for a competency assessment examination referred to in section 12.”

12. Section 28.15 is revoked.

13. This Regulation comes into force on 7 May 2018.

103237

Draft Regulation

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

Construction industry — Vocational training of the workforce — 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 vocational training of the workforce in the construction industry, made by the Commission de la construction du Québec (CCQ) and appearing below, may be submitted to the Government for approval on the expiry of 45 days following this publication.

In accordance with subparagraphs 1, 2, 5 and 14 of the first paragraph of section 123.1 of the Act respecting labour relations, vocational training and workforce management in the construction industry (chapter R-20), the draft Regulation allows the validation of the prequalification relating to the apprenticeship of the trade of crane operator for a person who does not hold a school leaving

certificate in vocational studies relating to that trade. The draft Regulation pertains to the enterprise training plan established by the CCQ and the prequalification examination that must be passed to continue the apprenticeship of the trade in accordance with the relevant provisions of the Regulation respecting the issuance of competency certificates (chapter R-20, r. 5). The draft Regulation also creates a shared activity for the use of a boom truck accessible to every holder of a journeyman competency certificate in one of the construction trades who meets the requirements. In addition, the draft Regulation sets the requirements and training required for obtaining the new shared activity.

The draft Regulation has no impact on enterprises that are not in the construction industry. Regarding the public, it regulates access to and maintenance of the shared activity for the use of boom trucks. It also regulates the apprenticeship of the trade of crane operator for persons who do not hold a diploma and quickly validates the acquisition of the minimum skills required. The draft Regulation has an impact on the enterprises in the construction industry that hire crane operators since it makes it possible to ensure the competency of the workforce they wish to retain. The draft Regulation favours the adaptability of journeymen in connection with the use of boom trucks. The amendments make it possible to reduce the health and safety risks on construction sites by training workers better.

Further information may be obtained by contacting Diane Lemieux, Chair and Chief Executive Officer, Commission de la construction du Québec, 8485, avenue Christophe-Colomb, Montréal (Québec) H2M 0A7; telephone: 514 341-7740, extension 6631.

Any person wishing to comment on the matter is requested to submit written comments before the expiry of the 45-day period to Diane Lemieux, Chair and Chief Executive Officer, Commission de la construction du Québec, 8485, avenue Christophe-Colomb, Montréal (Québec) H2M 0A7; telephone: 514 341-7740, extension 6631.

DOMINIQUE VIEN,
Minister responsible for Labour

Regulation to amend the Regulation respecting the vocational training of the workforce in the construction industry

An Act respecting labour relations, vocational training and workforce management in the construction industry (chapter R-20, s. 123.1, 1st par., subpars. 1, 2, 5 and 14)

1. The Regulation respecting the vocational training of the workforce in the construction industry (chapter R-20, r. 8) is amended in section 1 by inserting the following definition:

““shared activity” means an activity included in the definition of a trade, provided for and described in Schedule E, which may be performed by a journeyman of another trade or of a specialty (*activité partagée*).”

2. Section 4 is amended by adding the following at the end of the first paragraph:

“A person authorized to perform a shared activity may do so only in direct connection with the trade or specialty indicated in the person’s journeyman competency certificate. Where the person performs a shared activity, the person is deemed to practise the trade for which the person is qualified and that is indicated in the person’s journeyman competency certificate.”

3. The following is inserted after section 4:

“DIVISION III.1 VALIDATION OF THE PREQUALIFICATION FOR THE TRADE OF CRANE OPERATOR

4.1. The Commission establishes an enterprise training plan that a person must follow in the cases and on the conditions provided for in the Regulation respecting the issuance of competency certificates (chapter R-20, r. 5) to be admitted to the apprenticeship of the trade of crane operator.

The implementation of that training plan must allow the person to acquire the minimum skills required for the apprenticeship of the trade of crane operator and the passing of the prequalification examination provided for in section 4.2 allowing the person to continue that apprenticeship.

4.2. A person holding a valid apprentice competency certificate corresponding to the trade of crane operator and issued under section 2.3 of the Regulation respecting the issuance of competency certificates (chapter R-20, r. 5) is eligible to sit for the prequalification examination relating to the acquisition of the minimum skills required for the apprenticeship of the trade of crane operator, as soon as that person has worked the 150 hours in accordance with section 2.3.

4.3. A person who is eligible to sit for the prequalification examination referred to in section 4.2 must register for that purpose with the Commission, pay the fees fixed by the Regulation respecting the issuance of competency certificates (chapter R-20, r. 5) and undergo that examination not later than the last day of the fourth full month following the issuance of the apprentice competency certificate corresponding to the trade of crane operator.

4.4. Sections 8 and 10 apply, with the necessary modifications, to the prequalification examination referred to in section 4.2.

4.5. If a person fails the prequalification examination referred to in section 4.2, the Commission cancels, if applicable, the person’s apprentice competency certificate corresponding to the trade of crane operator.”

4. The following is inserted after section 5.7:

“**5.8.** A person holding a valid journeyman competency certificate corresponding to a trade or a specialty provided for in Schedule E, who has successfully completed the professional training recognized by the Commission for a shared activity, is eligible to sit for the qualification examination related to that shared activity.”

5. Section 7 is replaced by the following:

“**7.** The qualification examination pertains to the trade, specialty or shared activity.”

6. Section 18 is amended by adding “or to a shared activity provided for in Schedule E” after “Schedule C or D”.

7. The following is added after Schedule D:

“**SCHEDULE E**
(ss. 4 and 5.1)

SHARED ACTIVITIES

	SHARED ACTIVITIES		Person eligible to sit for the qualification examination	Annual number of hours for maintaining qualification
	Activities concerned	Conditions		
Crane operator	Load displacement with a boom truck.	<p>The activity must be performed</p> <p>– for the sole purpose of displacing materials, equipment or refuse used for or resulting from work performed in the holder’s trade;</p> <p>– taking into account that the displacement is only toward a temporary storage point and excludes the final installation of materials or equipment;</p> <p>– on a boom truck with a maximum capacity of 30 tonnes, having only one fixed control station.</p>	The holder of a journeyman competency certificate corresponding to any trade or specialty.	50 hours

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8. This Regulation comes into force on 7 May 2018.

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