

WHEREAS, under Order in Council 808-2011 dated 3 August 2011, draft regulations of the Commission des normes, de l'équité, de la santé et de la sécurité du travail respecting the implementation of agreements on social security signed by the Gouvernement du Québec are excluded from the application of the Regulations Act (chapter R-18.1);

WHEREAS the Commission des normes, de l'équité, de la santé et de la sécurité du travail made the Regulation respecting the implementation of the provisions relating to industrial accidents and occupational diseases contained in the Agreement on Social Security between the Gouvernement du Québec and the Government of the Republic of Poland at its sitting of 20 May 2016;

WHEREAS, under section 224 of the Act respecting occupational health and safety, the Regulation must be submitted to the Government for approval;

WHEREAS it is expedient to approve the Regulation;

IT IS ORDERED, therefore, on the recommendation of the Minister responsible for Labour:

THAT the Regulation respecting the implementation of the provisions relating to industrial accidents and occupational diseases contained in the Agreement on Social Security between the Gouvernement du Québec and the Government of the Republic of Poland, attached to this Order in Council, be approved.

ANDRÉ FORTIER,
Clerk of the Conseil exécutif

Regulation respecting the implementation of the provisions relating to industrial accidents and occupational diseases contained in the Agreement on Social Security between the Gouvernement du Québec and the Government of the Republic of Poland

An Act respecting occupational health and safety (chapter S-2.1, ss. 170 and 223, 1st par., subpar. 39)

1. Benefits under the Act respecting industrial accidents and occupational diseases (chapter A-3.001) and the regulations thereunder are extended to all persons referred to in the Agreement on Social Security between the Gouvernement du Québec and the Government of the Republic of Poland, signed in Québec on 3 June 2015 and appearing as Schedule 1 to the Regulation respecting the implementation of the Agreement on Social

Security between the Gouvernement du Québec and the Government of the Republic of Poland, made by Order in Council 491-2018 dated 11 April 2018.

2. That Act and the regulations thereunder apply in the manner provided for in the Agreement and the Administrative Arrangement for its implementation, which appears in Schedule 2.

3. This Regulation comes into force on 1 September 2018.

103436

Gouvernement du Québec

O.C. 502-2018, 11 April 2018

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

Occupational health and safety —Amendment

Regulation to amend the Regulation respecting occupational health and safety

WHEREAS, under subparagraphs 7, 9 and 42 of the first paragraph of section 223 of the Act respecting occupational health and safety (chapter S-2.1), the Commission des normes, de l'équité, de la santé et de la sécurité du travail may make regulations on the matters set forth therein;

WHEREAS, in accordance with sections 10 and 11 of the Regulations Act (chapter R-18.1), the draft Regulation to amend the Regulation respecting occupational health and safety was published in Part 2 of the *Gazette officielle du Québec* of 28 September 2016 with a notice that it could be made by the Commission and submitted to the Government for approval on the expiry of 45 days following that publication;

WHEREAS the Commission made, without amendment, the Regulation to amend the Regulation respecting occupational and safety at its sitting of 15 December 2016;

WHEREAS, under section 224 of the Act respecting occupational health and safety, every draft regulation made by the Commission under section 223 of the Act must be submitted to the Government for approval;

WHEREAS it is expedient to approve the Regulation;

IT IS ORDERED, therefore, on the recommendation of the Minister responsible for Labour:

THAT the Regulation to amend the Regulation respecting occupational health and safety, attached to this Order in Council, be approved.

ANDRÉ FORTIER,
Clerk of the Conseil exécutif

Regulation 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, 9 and 42, and s. 224)

1. The Regulation respecting occupational health and safety (chapter S-2.1, r. 13) is amended in section 25

(1) by replacing “comply with the CAN3-Z11 M81 Portable Ladders standard” in the first paragraph by “be manufactured and certified in accordance with CSA Z11 standard, Portable Ladders, applicable at the time of its manufacture”.

(2) by striking out the second paragraph.

2. The following is inserted after section 25:

“**25.1. Conditions of use:** The use of a portable ladder or a stepladder is permitted for work of short duration.

The type of portable ladder or a stepladder used shall be:

(1) chosen on the basis of the work to be performed or the work environment;

(2) inspected before its use to ensure that it is in good condition;

(3) placed near the work to be performed to avoid any unsteadiness;

(4) moved when it is closed or folded while avoiding any obstacle such as electrical wires.”.

3. Section 26 is amended

(1) by replacing “Operating conditions” by “Installation conditions”;

(2) by striking out paragraphs 7, 9 and 10;

(3) by inserting the following at the end:

“(12) if applicable, have the sections properly assembled and the locks properly engaged.”.

4. Section 27 is amended

(1) by replacing “Maximum length” by “Portable extension ladder”;

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

“Where the ladder is deployed, the raised section shall mandatorily be on top of the lower section at all times during use.”.

5. Section 28 is replaced by the following:

“**28. Stepladders:** Any stepladder used on a work site shall have the legs fully spread and the retaining device locked.”.

6. Section 29 is replaced by the following:

“**29. Prohibited usages:** It is prohibited:

(1) to use a portable ladder or a stepladder near an exposed electrical circuit, if it is made of metal or is metal-reinforced;

(2) to use a portable ladder or a stepladder as a horizontal support;

(3) to stand up on

(a) the last 2 rungs of a portable ladder;

(b) the top rung, on the pail shelf, on the rear section or on the top of a stepladder, except if it was so designed by the manufacturer;

(4) to use the intermediate or upper section of a multiple-section ladder or of an extension ladder as the lower section, unless such use is authorized by the manufacturer.”.

7. Section 30 is replaced by the following:

“**30. Safety precautions:** The worker shall:

(1) be facing the portable ladder or stepladder at all times;

(2) remain in the centre of the steps or rungs of the portable ladder or stepladder and comply at all times with the maximum height indicated by the manufacturer;

(3) maintain 3 points of contact while climbing or descending the portable ladder or stepladder, unless a means of protection against falls is used.”.

8. Section 32 is amended by striking out the second paragraph.

9. Section 167 is amended by inserting “portable” after “step ladders”.

10. Sections 247 and 273 are amended by inserting “permanent” before “ladder”.

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

103437

Gouvernement du Québec

O.C. 535-2018, 18 April 2018

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

Issuance of competency certificates — Amendment

Regulation to amend the Regulation respecting the issuance of competency certificates

WHEREAS, under subparagraph 1 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 Commission de la construction du Québec may, by regulation, determine the qualifications required for the practice of each trade;

WHEREAS, under subparagraph 5 of the first paragraph of section 123.1 of the Act, the Commission de la construction du Québec may, by regulation, determine the conditions of admission to apprenticeship and the various types of examinations, and of issue, renewal, cancellation and reinstatement of an apprentice competency certificate or apprenticeship booklet;

WHEREAS, under subparagraph 6 of the first paragraph of section 123.1 of the Act, the Commission de la construction du Québec may, by regulation, determine the conditions of issue and renewal of a journeyman competency certificate in respect of a trade or, as the case may be, of part of the activities of a trade;

WHEREAS, under subparagraph 8 of the first paragraph of section 123.1 of the Act, the Commission de la construction du Québec may, by regulation, determine the cases where a person may be required to submit to

a competency evaluation examination or to undergo further vocational training, limit the practice of a trade or the carrying on of an occupation, as the case may be, while a person is undergoing vocational retraining, grant a determined period of time for undergoing required further vocational training, and determine the conditions of cancellation and reinstatement of a journeyman competency certificate and an occupation competency certificate;

WHEREAS, under subparagraph 9 of the first paragraph of section 123.1 of the Act, the Commission de la construction du Québec may, by regulation, provide for the cases in which it may and those in which it must grant an exemption from the obligation to hold a journeyman competency certificate, an occupation competency certificate or an apprentice competency certificate or apprenticeship booklet and determine, as the case may be, the criteria applicable to the granting or cancellation of such an exemption and the conditions to which the granting of such an exemption may be subject;

WHEREAS, under subparagraph 11 of the first paragraph of section 123.1 of the Act, the Commission de la construction du Québec may, by regulation, determine the fee exigible for admission to the various types of examinations, for the issue or renewal of a journeyman competency certificate, an occupation competency certificate, an apprentice competency certificate and an apprenticeship booklet, and for the opening, analysis and processing of an employee training record or employee qualification record;

WHEREAS the Commission de la construction du Québec, after consultation with the Committee on vocational training in the construction industry, in accordance with the first paragraph of section 123.3 of the Act, made the Regulation to amend the Regulation respecting the issuance of competency certificates;

WHEREAS, under the first and second paragraphs of section 123.2 of the Act, a regulation of the Commission de la construction du Québec referred to in section 123.1 is recommended for approval to the Government, which may amend it;

WHEREAS, in accordance with sections 10 and 11 of the Regulations Act (chapter R-18.1), a draft Regulation to amend the Regulation respecting the issuance of competency certificates was published in Part 2 of the *Gazette officielle du Québec* of 20 December 2017 with a notice that it could be submitted to the Government for approval on the expiry of 45 days following that publication;

WHEREAS it is expedient to approve the Regulation without amendment;