

Gouvernement du Québec

**O.C. 764-2018, 13 June 2018**

Medical Act  
(chapter M-9)

**Nurse**

**— Certain professional activities that may be engaged**

**— Amendment**

Regulation to amend the Regulation respecting certain professional activities that may be engaged in by a nurse

WHEREAS, under subparagraph *b* of the first paragraph of section 19 of the Medical Act (chapter M-9), the board of directors of the Collège des médecins du Québec must, by regulation, determine among the activities referred to in the second paragraph of section 31 of the Act those which, under certain prescribed conditions, may be engaged in by classes of persons other than physicians;

WHEREAS, in accordance with the second paragraph of section 19 of the Act, the board of directors of the Collège des médecins du Québec consulted the Office des professions du Québec and the Ordre des infirmières et infirmiers du Québec before making the Regulation to amend the Regulation respecting certain professional activities that may be engaged in by a nurse on 20 October 2017;

WHEREAS, pursuant to section 95 of the Professional Code (chapter C-26) and subject to sections 95.0.1 and 95.2 of the Code, every regulation made by the board of directors of a professional order under the Code or an Act constituting such an order must be transmitted to the Office des professions du Québec for examination and be submitted, with the recommendation of the Office, to the Government which may approve it with or without amendment;

WHEREAS, in accordance with sections 10 and 11 of the Regulations Act (chapter R-18.1), a draft Regulation to amend the Regulation respecting certain professional activities that may be engaged in by a nurse was published in Part 2 of the *Gazette officielle du Québec* of 17 January 2018 with a notice that it could be submitted to the Government for approval on the expiry of 45 days following that publication;

WHEREAS, in accordance with section 95 of the Professional Code, the Office examined the Regulation on 27 April 2018 and then submitted it to the Government with its recommendation;

WHEREAS it is expedient to approve the Regulation with amendments;

IT IS ORDERED, therefore, on the recommendation of the Minister of Justice:

THAT the Regulation to amend the Regulation respecting certain professional activities that may be engaged in by a nurse, attached to this Order in Council, be approved.

ANDRÉ FORTIER,  
*Clerk of the Conseil exécutif*

**Regulation to amend the Regulation respecting certain professional activities that may be engaged in by a nurse**

Medical Act  
(chapter M-9, s. 19, 1st par., subpar. *b*)

**1.** The Regulation respecting certain professional activities that may be engaged in by a nurse (chapter M-9, r. 12.001) is amended by replacing paragraph 5 of section 7 by the following:

“(5) be the holder of a university-level diploma in nursing care awarded by an educational institution situated outside Québec including at least 45 hours of training in community health and 45 hours of training in wound care on the elements provided for in Schedule I.”

**2.** Section 9 is replaced by the following:

“**9.** Despite section 7, a nurse who holds a diploma of college studies in nursing care and who, on 30 June 2017, according to a collective prescription, engaged in activities referred to in section 2 may continue to engage in those activities if the director of nursing care or, where the nurse practises elsewhere than in a centre operated by an institution within the meaning of the Act respecting health services and social services (chapter S-4.2) or the Act respecting health services and social services for Cree Native persons (chapter S-5), one of the signatory physicians of the collective prescription attests in writing that the nurse has applied one or more collective prescriptions in connection with the activities referred to in section 2.”

**3.** Section 10 is replaced by the following:

“**10.** Despite section 7, a nurse who holds a diploma of college studies in nursing care and who, on 30 June 2017, according to a collective prescription, engaged in activities referred to in section 4 may continue to engage

in those activities if the director of nursing care or, where the nurse practises elsewhere than in a centre operated by an institution within the meaning of the Act respecting health services and social services (chapter S-4.2) or the Act respecting health services and social services for Cree Native persons (chapter S-5), one of the signatory physicians of the collective prescription attests in writing that the nurse has applied one or more collective prescriptions in connection with the activities referred to in section 4.”

**4.** Section 11 is amended

(1) by replacing “obtain” by “have obtained”;

(2) by replacing “within 12 months following 11 January 2016.” by “before 12 July 2018.”.

**5.** This Regulation comes into force on 12 July 2018.

103546

**M.O., 2018**

**Order 2018-12 of the Minister of Transport,  
Sustainable Mobility and Transport Electrification,  
dated June 12, 2018**

Highway Safety Code  
(chapter C-24.2, s. 633.2)

Net mass of certain road vehicles converted to electricity

THE MINISTER OF TRANSPORT, SUSTAINABLE  
MOBILITY AND TRANSPORT ELECTRIFICATION,

CONSIDERING section 633.2 of the Highway Safety Code (chapter C-24.2), which provides that the Minister of Transport, Sustainable Mobility and Transport Electrification may, by order and after consultation with the Société de l'assurance automobile du Québec, suspend the application of a provision of the Code or the regulations for a period specified by the Minister if the Minister considers that it is in the interest of the public and is not likely to compromise highway safety, and the Minister may prescribe any rule, applicable when using the exemption, that ensures an equivalent level of safety in the Minister's opinion;

CONSIDERING that under section 633.2 of the Code, the publication requirement set out in section 8 of the Regulations Act (chapter R-18.1) does not apply to such an order;

CONSIDERING that the definitions of “net weight” in section 2 of the Regulation respecting road vehicle registration (chapter C-24.2, r. 29) and “net mass” in section 1 of the Regulation respecting licences (chapter C-24.2, r. 34) do not provide for the possibility of subtracting the weight of the battery from the net weight or mass of a 2-axle truck altered to make it exclusively electric-powered and equipped with a battery rechargeable by connecting to the electric network;

CONSIDERING that section 48 of the Regulation respecting road vehicle registration does not provide for the possibility of indicating, on a weight certificate, the net weight of such a vehicle after its alteration and the weight of the battery, which are established by the person who carried out the alteration;

CONSIDERING that the application of those provisions requires that the drivers of certain of those road vehicles converted to electricity hold a class 3 driver's licence, rather than a class 5 driver's licence, due to the heavy weight of the battery with which those vehicles are equipped;

CONSIDERING that the application of those provisions restricts Québec's competitiveness with respect to other Canadian and American jurisdictions where the requirement to hold a driver's licence equivalent to a class 3 driver's licence would not apply to drivers of those road vehicles converted to electricity;

CONSIDERING that the application of those provisions restricts the conversion to electricity of that type of road vehicles given the additional costs borne by enterprises due to the additional requirements imposed to the holders of a class 3 driver's licence;

CONSIDERING the Government's direction to promote electric transport with the adoption of the 2015-2020 Transportation Electrification Action Plan;

CONSIDERING the Government's objective of targeting a 40% reduction, under the 2013 level, of fuel consumption in transportation, as stated in April 2018 in the policy on sustainable mobility - 2030: Transporting Québec towards modernity;

CONSIDERING that the conversion to electricity of that type of road vehicles is directly linked to those government directions;

CONSIDERING that the road vehicles converted to electricity must not be put into operation without having obtained the inspection certificate issued by the Société de l'assurance automobile du Québec, in accordance with section 214 of the Highway Safety Code, as replaced by section 35 of chapter 7 of the Statutes of 2018;