

Gouvernement du Québec

O.C. 160-2020, 26 February 2020

An Act to establish the Administrative Labour Tribunal (chapter T-15.1)

Administrative Labour Tribunal
— Remuneration and other conditions of employment of the members
— Amendment

Regulation to amend the Regulation respecting the remuneration and other conditions of employment of the members of the Administrative Labour Tribunal

WHEREAS, under subparagraph 1 of the first paragraph of section 61 of the Act to establish the Administrative Labour Tribunal (chapter T-15.1), the Government determines, by regulation, the mode of remuneration of the members of the Administrative Labour Tribunal and the applicable standards and scales;

WHEREAS, under the second paragraph of section 61, the Government may similarly determine other conditions of employment for all or certain members of the Tribunal, including their employee benefits other than the pension plan;

WHEREAS the Government made the Regulation respecting the remuneration and other conditions of employment of the members of the Administrative Labour Tribunal (chapter T-15.1, r. 2);

WHEREAS it is expedient to amend the Regulation following the amendments made by Order in Council 1255-2019 of 18 December 2019 to the Règles concernant la rémunération et les autres conditions de travail des titulaires d'un emploi supérieur à temps plein (in French only), which was made by Order in Council 450-2007 of 20 June 2007;

IT IS ORDERED, therefore, on the recommendation of the Minister of Labour, Employment and Social Solidarity:

THAT the Regulation to amend the Regulation respecting the remuneration and other conditions of employment of the members of the Administrative Labour Tribunal, attached to this Order in Council, be made.

YVES OUELLET,
Clerk of the Conseil exécutif

Regulation to amend the Regulation respecting the remuneration and other conditions of employment of the members of the Administrative Labour Tribunal

An Act to establish the Administrative Labour Tribunal (chapter T-15.1, s. 61)

1. The Regulation respecting the remuneration and other conditions of employment of the members of the Administrative Labour Tribunal (chapter T-15.1, r. 2) is amended in section 3 by replacing the first paragraph by the following:

“When full-time members of the Tribunal take office, their initial salary is determined by taking into account the level of the position to be filled and their employment income, in accordance with the standards prescribed in Schedule II. An amount representing 10% of the maximum of the salary scale applicable is added to that initial salary, subject to having reached the maximum of that salary scale.”

2. Section 4 is amended by adding the following paragraphs at the end:

“The deduction of an amount corresponding to half the retirement pension, provided for in the first paragraph, is applicable for the 2 years following the retirement date.

In the case of a part-time member, the deduction of an amount corresponding to half the retirement pension is not applicable.”

3. Section 7 is amended by replacing “salary of the” by “or greater than the normal maximum of the salary” everywhere it appears.

4. Section 16 is amended by adding the following paragraph at the end:

“The vacation days accumulated by a full-time member or a vice-president in the context of their functions at the Tribunal and that are unused upon their departure will be reimbursed to the full-time member or vice-president by the Tribunal at that time.”

5. Section 17 is amended by adding the following paragraph at the end:

“The vacation days accumulated by the president in the context of his or her functions at the Tribunal and that are unused upon his or her departure will be reimbursed to the president by the Tribunal at that time.”

6. The following subdivision is inserted after subdivision 4 of Division II:

“§4.1. Other days off

18.1. Full-time members are entitled to paid days of absence, the duration of which must be agreed upon in advance with the president of the Tribunal, for the purpose of a marriage or civil union, a birth, the adoption of a child, a death, moving or for any other reason considered appropriate, in accordance with the Directive concernant l'ensemble des conditions de travail des cadres de la fonction publique (C.T. 208914, 2010-04-20, in French only) and its amendments.

18.2. Full-time members benefit from the provisions concerning parental rights that are provided for in chapter 13 of the Directive concernant l'ensemble des conditions de travail des cadres de la fonction publique, to the extent that they are compatible with the provisions of this Regulation.”.

7. Section 25 is amended by adding the following paragraph at the end:

“Such allocation is paid in a lump-sum payment and is not part of the pensionable salary for the purposes of pension plans and insurance.”.

8. Section 27 is amended by inserting “or is bound by a service contract” after “Schedule III” in the first paragraph.

9. Schedule II is amended

(1) by replacing “an affidavit whereby” in the third dash of paragraph 2 by “a sworn statement whereby”;

(2) by striking out “or employment occupied outside regular working hours” in paragraph 4;

(3) by replacing paragraph 6 by the following:

“6. If more advantageous, calculating the average of the income received during the 3 previous years that varies notably from one year to the next because that income is in the form of profit sharing or another form. The same applies to the regular salary received, in the event of variations in salary or changes in employment during the 3 previous years.”.

10. Schedule III is amended by adding the following paragraph at the end:

“16. The federal public sector referred to in paragraphs 11 to 14 of Schedule I to the Règles concernant la rémunération et les autres conditions de travail des titulaires d'un emploi supérieur à temps plein (D. 450-2007, 2007-06-20, in French only)”.

11. This Regulation comes into force on 1 April 2020.

Level 4 members of the Tribunal who have been in office for at least 4 months as at 1 April 2020 and who receive a salary that is less than the minimum of the salary scale applicable as at 2 April 2020 will obtain a salary adjustment on that date in order that it corresponds to the minimum of the salary scale.

Level 4 members of the Tribunal who have been in office for at least 4 months as at 1 April 2020 benefit, if applicable, from a salary increase on 2 April 2020, in accordance with section 9 of the Regulation respecting the remuneration and other conditions of employment of the members of the Administrative Labour Tribunal, provided that the revised salary does not exceed the maximum of the salary scale applicable to the level of the position held.

104288

M.O., 2020

Order number AM 2020-001 of the Minister of Forests, Wildlife and Parks dated 25 February 2020

Sustainable Forest Development Act
(chapter A-18.1)

CONCERNING the Regulation to amend the Regulation concerning forestry permits

THE MINISTER OF FORESTS, WILDLIFE AND PARKS,

CONSIDERING the first paragraph of section 73 of the Sustainable Forest Development Act (chapter A-18.1), which provides that a forestry permit is required to carry out the forest development activities mentioned in subparagraphs 1 to 7 of the first paragraph in the forests in the domain of the State;

CONSIDERING subparagraph 8 of the first paragraph of section 73 of the Act, which provides that a forestry permit is required to carry out any other forest development activity determined by the Minister in the forests in the domain of the State;

CONSIDERING paragraphs 1 and 4 of section 87 of the Act, which provide that the Minister may, by regulation, according to the categories of forestry permit, determine