

Ministerial Orders

M.O., 2020

Order number 2020-042 of the Minister of Health and Social Services dated 4 June 2020

Public Health Act
(chapter S-2.2)

Ordering of measures to protect the health of the population amid the COVID-19 pandemic situation

THE MINISTER OF HEALTH AND SOCIAL SERVICES,

CONSIDERING section 118 of the Public Health Act (chapter S-2.2), which provides that the Government may declare a public health emergency in all or part of the territory of Québec where a serious threat to the health of the population, whether real or imminent, requires the immediate application of certain measures provided for in section 123 of the Act to protect the health of the population;

CONSIDERING Order in Council 177-2020 dated 13 March 2020 declaring a public health emergency throughout Québec for a period of 10 days;

CONSIDERING that that Order in Council provides that the Minister of Health and Social Services may order any other measure needed to ensure that the health and social services network has the necessary human resources;

CONSIDERING that the public health emergency was renewed until 29 March 2020 by Order in Council 222-2020 dated 20 March 2020, until 7 April 2020 by Order in Council 388-2020 dated 29 March 2020, until 16 April 2020 by Order in Council 418-2020 dated 7 April 2020, until 24 April 2020 by Order in Council 460-2020 dated 15 April 2020, until 29 April 2020 by Order in Council 478-2020 dated 22 April 2020, until 6 May 2020 by Order in Council 483-2020 dated 29 April 2020, until 13 May 2020 by Order in Council 501-2020 dated 6 May 2020, until 20 May 2020 by Order in Council 509-2020 dated 13 May 2020, until 27 May 2020 by Order in Council 531-2020 dated 20 May 2020, until 3 June 2020 by Order in Council 544-2020 dated 27 May 2020 and until 10 June 2020 by Order in Council 572-2020 dated 3 June 2020;

CONSIDERING that Order in Council 223-2020 dated 24 March 2020 orders in particular the suspension of all activity carried on in work environments, except for work environments that provide the priority services listed in the Schedule to that Order in Council;

CONSIDERING that the Government lifted the suspension applicable to certain activities carried on in work environments under Order in Council 223-2020 dated 24 March 2020, amended by Orders in Council 500-2020 dated 1 May 2020, 505-2020 dated 6 May 2020, 530-2020 dated 19 May 2020, 539-2020 and 540-2020 dated 20 May 2020, 566-2020 dated 27 May 2020 and 588-2020 dated 3 June 2020;

CONSIDERING that Order in Council 505-2020 dated 6 May 2020 empowers the Minister of Health and Social Services to order any modification or clarification of the measures provided for in the Order in Council;

CONSIDERING Order in Council 566-2020 dated 27 May 2020, which provides that the Minister of Health and Social Services is authorized to lift the suspension applicable to any work environment under Order in Council 223-2020 dated 24 March 2020, as amended;

CONSIDERING that Order in Council 572-2020 dated 3 June 2020 empowers the Minister of Health and Social Services to take any measure provided for in subparagraphs 1 to 8 of the first paragraph of section 123 of the Public Health Act;

CONSIDERING that the current situation of the COVID-19 pandemic allows for the easing of certain measures put in place to protect the health of the population, while maintaining some of the measures necessary to continue that protection;

ORDERS AS FOLLOWS:

THAT, in addition to what is provided for in Ministerial Order 2020-007 dated 21 March 2020, the local provisions of the collective agreements in force in the health and social services network and the employment conditions that apply to non-unionized salaried personnel be amended so that the regular period in which to take an annual vacation is extended, where applicable, in order that it ends at the end of the week that includes 30 September 2020, except where an agreement to that effect was signed between 13 March 2020 and 4 June 2020 by the local parties;

THAT the employment conditions of personnel not covered by the Act respecting bargaining units in the social affairs sector (chapter U-0.1) of public or private institutions under agreement and the agreements entered into with the Regroupement Les sages-femmes du Québec be amended in the same manner, with the necessary modifications;

THAT the Schedule to Order in Council 505-2020 dated 6 May 2020, amended by Ministerial Orders 2020-034 dated 9 May 2020 and 2020-039 dated 22 May 2020 and by Order in Council 566-2020 dated 27 May 2020 be further amended

(1) by replacing “50%” in the first paragraph of section 1 by “75%”;

(2) by replacing “or the regional county municipality of Joliette” in the second paragraph of section 1 by “, the regional county municipality of Joliette or Ville de L’Épiphanie”;

(3) by replacing “4 children, whether the provider is assisted or not” in section 2 by “5 children or, if the provider is assisted, up to 7 children”;

(4) by adding the following paragraph at the end of section 2:

“Despite the first paragraph, a recognized home childcare provider located in the territory of the Communauté métropolitaine de Montréal, the regional county municipality of Joliette or Ville de L’Épiphanie may provide childcare services to up to 4 children, whether the provider is assisted or not”;

(5) by replacing “4 children” in section 6 by “5 children”;

(6) by adding the following paragraph at the end of section 6:

“Despite the first paragraph, such a natural person and whose private residence where the childcare services are provided is located in the territory of the Communauté métropolitaine de Montréal, the regional county municipality of Joliette or Ville de L’Épiphanie may provide childcare services to up to 4 children.”;

THAT the suspension applicable to activities carried on in work environments under Order in Council 223-2020 dated 24 March 2020, amended by Orders in Council 500-2020 dated 1 May 2020, 505-2020 dated 6 May 2020, 530-2020 dated 19 May 2020, 539-2020 and 540-2020 dated

20 May 2020, 566-2020 dated 27 May 2020 and 588-2020 dated 3 June 2020, be lifted with respect to work environments where audiovisual production and filming activities are conducted, including preproduction or postproduction activities, for those activities that are not otherwise covered in the heading “**7. Media and telecommunications services**” of the Schedule to Order in Council 223-2020 dated 24 March 2020, amended by Ministerial Order 2020-023 dated 17 April 2020;

THAT the public may not attend indoor audiovisual production and filming;

THAT the public attending outdoor audiovisual production and filming be subject to the rules applicable to outdoor assemblies in a permitted private place in accordance with paragraph 4.1 of the first paragraph of the first dash of the third paragraph of the operative part of Order in Council 222-2020 dated 20 March 2020, amended by Order in Council 543-2020 dated 22 May 2020;

THAT, despite the sixth paragraph of the operative part of Order in Council 566-2020 dated 27 May 2020, the public may attend the recording of live outdoor shows provided that the rules applicable to outdoor assemblies in a private place mentioned in the preceding paragraph are respected;

THAT Ministerial Order 2020-004 dated 15 March 2020, amended by Orders in Council 530-2020 dated 19 May 2020 and 566-2020 dated 27 May 2020, and Order in Council 223-2020 dated 24 March 2020, amended by Orders in Council 500-2020 dated 1 May 2020, 505-2020 dated 6 May 2020, 530-2020 dated 19 May 2020, 539-2020 dated 20 May 2020, 540-2020 dated 20 May 2020, 566-2020 dated 27 May 2020 and 588-2020 dated 3 June 2020, be amended accordingly;

THAT this Order have effect as of

(1) 4 June 2020 for the measures concerning employment conditions;

(2) 8 June 2020 for the measures concerning audiovisual production and filming activities, the recording of live outdoor shows and childcare services.

Québec, 4 June 2020

DANIELLE McCANN,
Minister of Health and Social Services

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