

Ministerial Orders

M.O., 2021

Order number 2021-048 of the Minister of Health and Social Services dated 23 June 2021

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 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, until 10 June 2020 by Order in Council 572-2020 dated 3 June 2020, until 17 June 2020 by Order in Council 593-2020 dated 10 June 2020, until 23 June 2020 by Order in Council 630-2020 dated 17 June 2020, until 30 June 2020 by Order in Council 667-2020 dated 23 June 2020, until 8 July 2020 by Order in Council 690-2020 dated 30 June 2020, until 15 July 2020 by Order in Council 717-2020 dated 8 July 2020, until 22 July 2020 by Order in Council 807-2020 dated 15 July 2020, until 29 July 2020 by Order in Council 811-2020 dated 22 July 2020, until 5 August

2020 by Order in Council 814-2020 dated 29 July 2020, until 12 August 2020 by Order in Council 815-2020 dated 5 August 2020, until 19 August 2020 by Order in Council 818-2020 dated 12 August 2020, until 26 August 2020 by Order in Council 845-2020 dated 19 August 2020, until 2 September 2020 by Order in Council 895-2020 dated 26 August 2020, until 9 September 2020 by Order in Council 917-2020 dated 2 September 2020, until 16 September 2020 by Order in Council 925-2020 dated 9 September 2020, until 23 September 2020 by Order in Council 948-2020 dated 16 September 2020, until 30 September 2020 by Order in Council 965-2020 dated 23 September 2020, until 7 October 2020 by Order in Council 1000-2020 dated 30 September 2020, until 14 October 2020 by Order in Council 1023-2020 dated 7 October 2020, until 21 October 2020 by Order in Council 1051-2020 dated 14 October 2020, until 28 October 2020 by Order in Council 1094-2020 dated 21 October 2020, until 4 November 2020 by Order in Council 1113-2020 dated 28 October 2020, until 11 November 2020 by Order in Council 1150-2020 dated 4 November 2020, until 18 November 2020 by Order in Council 1168-2020 dated 11 November 2020, until 25 November 2020 by Order in Council 1210-2020 dated 18 November 2020, until 2 December 2020 by Order in Council 1242-2020 dated 25 November 2020, until 9 December 2020 by Order in Council 1272-2020 dated 2 December 2020, until 18 December 2020 by Order in Council 1308-2020 dated 9 December 2020, until 25 December 2020 by Order in Council 1351-2020 dated 16 December 2020, until 1 January 2021 by Order in Council 1418-2020 dated 23 December 2020, until 8 January 2021 by Order in Council 1420-2020 dated 30 December 2020, until 15 January 2021 by Order in Council 1-2021 dated 6 January 2021, until 22 January 2021 by Order in Council 3-2021 dated 13 January 2021, until 29 January 2021 by Order in Council 31-2021 dated 20 January 2021, until 5 February 2021 by Order in Council 59-2021 dated 27 January 2021, until 12 February 2021 by Order in Council 89-2021 dated 3 February 2021, until 19 February 2021 by Order in Council 103-2021 dated 10 February 2021, until 26 February 2021 by Order in Council 124-2021 dated 17 February 2021, until 5 March 2021 by Order in Council 141-2021 dated 24 February 2021, until 12 March 2021 by Order in Council 176-2021 dated 3 March 2021, until 19 March 2021 by Order in Council 204-2021 dated 10 March 2021, until 26 March 2021 by Order in Council 243-2021 dated 17 March 2021, until 2 April 2021 by Order in Council 291-2021 dated 24 March 2021, until 9 April 2021 by Order in Council 489-2021 dated 31 March

2021, until 16 April 2021 by Order in Council 525-2021 dated 7 April 2021, until 23 April 2021 by Order in Council 555-2021 dated 14 April 2021, until 30 April 2021 by Order in Council 570-2021 dated 21 April 2021, until 7 May 2021 by Order in Council 596-2021 dated 28 April 2021, until 14 May 2021 by Order in Council 623-2021 dated 5 May 2021, until 21 May 2021 by Order in Council 660-2021 dated 12 May 2021, until 28 May 2021 by Order in Council 679-2021 dated 19 May 2021, until 4 June 2021 by Order in Council 699-2021 dated 26 May 2021, until 11 June 2021 by Order in Council 740-2021 dated 2 June 2021, until 18 June 2021 by Order in Council 782-2021 dated 9 June 2021 and until 25 June 2021 by Order in Council 807-2021 dated 16 June 2021;

CONSIDERING that Order in Council 799-2021 dated 9 June 2021, amended by Ministerial Orders 2021-043 dated 11 June 2021, 2021-044 dated 14 June 2021, 2021-046 dated 16 June 2021 and 2021-047 dated 18 June 2021, provides for, among other things, certain special measures to apply in certain territories;

CONSIDERING that that Order in Council also empowers the Minister of Health and Social Services to order any modification or clarification of the measures provided for in the Order;

CONSIDERING that Order in Council 807-2021 dated 16 June 2021 empowers the Minister of Health and Social Services to take any of the measures 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 set in place to protect the health of the population, while maintaining certain of the measures necessary to continue that protection;

ORDERS AS FOLLOWS:

THAT the operative part of Order in Council 799-2021 dated 9 June 2021, amended by Ministerial Orders 2021-043 dated 11 June 2021, 2021-044 dated 14 June 2021, 2021-046 dated 16 June 2021 and 2021-047 dated 18 June 2021, be further amended

(1) in the fifth paragraph,

(a) by replacing “recording of performances” in the portion of subparagraph 13 before subparagraph *a* by “a performance”;

(b) by replacing subparagraphs 14 and 15 by the following:

“(14) despite subparagraph 13, a maximum of 25 persons may attend, indoors, an event or amateur sports training activity, without assigned seats;

(15) at an outdoor event open to the public where more than 50 persons attend or are participants, including a festival, other than an event taking place at a drive-in theatre or other place used for similar purposes, the following conditions apply:

(a) each site, or for a circuit, course, route or walk, each starting, arrival or gathering place

i. has a capacity not exceeding a maximum of 3,500 participants or spectators;

ii. is delimited by a physical barrier;

iii. is not contiguous to any other site, starting, arrival or gathering place for the same or any other event, and separate access or holding approaches are used, except if a maximum of 3,500 participants or spectators are present in the group of sites and places;

iv. except in the cases described in subparagraph *c*, has a minimum area of 10 square metres per member of the public participating in or attending the event; and

v. has access approaches that do not allow simultaneous entry and exit;

(b) for a circuit, course, route or walk, starts must be organized so as to limit congestion along the circuit, course, route or walk;

(c) for each site or part of a site where persons gather seated or relatively immobile for an attraction, to eat, wait for or attend a film screening, a performing arts presentation, including broadcasting, a production, an audio-visual filming, a performance or a presentation of a training activity or sports event,

i. each member of the public must remain seated in the assigned seat, except when the site is divided into separate sections each holding a maximum of 250 persons and each section

(I) is delimited by a physical barrier;

(II) has a minimum area of four square metres per member of the public present;

(III) is separated from the other sections by a minimum distance of two metres;

(IV) has access approaches that do not allow simultaneous entry and exit;

ii. for a film screening, a performing arts presentation, including broadcasting, a production, an audio-visual filming, a performance or a presentation of a training activity or sports event, a minimum distance of 1.5 metres must be maintained between the persons attending, unless

(I) the persons are occupants of the same private residence or its equivalent;

(II) one of the persons is receiving a service or support from another person; or

(III) the persons are preschool children or students at the elementary or secondary school level in general education for youth in the same group, when receiving the services of a school service centre, school board or private educational institution, or children at a vacation camp or day camp;

(d) the event organizer is required to

i. ensure that the measures set out in this subparagraph are complied with;

ii. admit only participants or spectators having made a reservation;

iii. take measures to inform participants and spectators of the physical distancing measures to be complied with;

iv. terminate the event if compliance with the rules set out in this subparagraph or with the physical distancing rules becomes impossible; and

v. monitor the premises and control the entry and exit of persons attending or participating in the event, for each site and section, as applicable;”;

(c) by replacing subparagraph *c* of subparagraph 25 by the following:

“(c) in connection with an event taking place in compliance with subparagraph 15;”;

(2) in the sixth paragraph,

(a) by replacing “recording of performances” in the portion of subparagraph 16 before subparagraph *a* by “a performance”;

(b) by replacing subparagraph 17 by the following:

“(17) at an outdoor event open to the public where more than 50 persons attend or are participants, including a festival, other than an event taking place at a drive-in theatre or other place used for similar purposes, the following conditions apply:

(a) each site, or for a circuit, course, route or walk, each starting, arrival or gathering place

i. has a capacity not exceeding a maximum of 3,500 participants or spectators;

ii. is delimited by a physical barrier;

iii. is not contiguous to any other site, starting, arrival or gathering place for the same or any other event, and separate access or holding approaches are used, except if a maximum of 3,500 participants or spectators are present in the group of sites and places;

iv. except in the cases described in subparagraph *c*, has a minimum area of 10 square metres per member of the public participating in or attending the event; and

v. has access approaches that do not allow simultaneous entry and exit;

(b) for a circuit, course, route or walk, starts must be organized so as to limit congestion along the circuit, course, route or walk;

(c) for each site or part of a site where persons gather seated or relatively immobile for an attraction, to eat, wait for or attend a film screening, a performing arts presentation, including broadcasting, a production, an audio-visual filming, a performance or a presentation of a training activity or sports event,

i. each member of the public must remain seated in the assigned seat, except when the site is divided into separate sections each holding a maximum of 250 persons and each section

(I) is delimited by a physical barrier;

(II) has a minimum area of four square metres per member of the public present;

(III) is separated from the other sections by a minimum distance of two metres;

(IV) has access approaches that do not allow simultaneous entry and exit;

ii. for a film screening, a performing arts presentation, including broadcasting, a production, an audio-visual filming, a performance or a presentation of a training activity or sports event, a minimum distance of 1.5 metres must be maintained between the persons attending, unless

(I) the persons are occupants of the same private residence or its equivalent;

(II) one of the persons is receiving a service or support from another person; or

(III) the persons are preschool children or students at the elementary or secondary school level in general education for youth in the same group, when receiving the services of a school service centre, school board or private educational institution, or children at a vacation camp or day camp;

(d) the event organizer is required to

i. ensure that the measures set out in this subparagraph are complied with;

ii. admit only participants or spectators having made a reservation;

iii. take measures to inform participants and spectators of the physical distancing measures to be complied with;

iv. terminate the event if compliance with the rules set out in this subparagraph or with the physical distancing rules becomes impossible; and

v. monitor the premises and control the entry and exit of persons attending or participating in the event, for each site and section, as applicable;”;

(c) in subparagraph 23,

i. by striking out “in circumstances that do not involve a league, tournament or competition,” in subparagraph *a*;

ii. by striking out “in circumstances that do not involve a tournament or competition,” in subparagraph *b*;

(d) by replacing “recording of performances” in subparagraph *g* of subparagraph 25 by “a performance”;

(e) by replacing subparagraph *d* of subparagraph 27 by the following:

“(d) in connection with an event taking place in compliance with subparagraph 17;”;

THAT the measures set out in this Order take effect on 25 June 2021.

Québec, 23 June 2021

CHRISTIAN DUBÉ
Minister of Health and Social Services

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