

(2) by replacing “leaves the work premises referred to in this section, the employer shall ensure that the clothing is placed in a plastic bag supplied by him and he shall ensure that the bag is hermetically sealed immediately” in paragraph 7 by “leaves the work area, the employer shall ensure that the clothing is immediately placed in a hermetically sealed airtight container supplied by him”;

(3) by replacing “outside the work premises referred to this section” in paragraph 8 by “outside the work area”;

(4) by adding “that has an exhaust ventilation system equipped with a high-efficiency filter providing at least 4 changes of air per hour” at the end of paragraph 9;

(5) by inserting the following after paragraph 9:

“(9.1) during work to handle or remove friable materials containing asbestos having a volume of debris not exceeding 0.03 m³, the employer shall isolate the work area with an enclosure made of materials impervious to asbestos fibres that has an exhaust ventilation system equipped with a high-efficiency filter providing at least 4 changes of air per hour;

(9.2) during work to remove friable materials containing asbestos in a work area sealed off from the worker’s breathing area, if the worker uses a glove bag, the employer shall ensure

(a) that it is used solely for the purposes and conditions for which it was designed, according to the manufacturer’s instructions;

(b) that it is not reused after it has been filled;

(c) that it is not used if there is a risk that it will not remain hermetically sealed during the work, in particular due to the location of the tube, the deterioration of the insulation or the temperature of the tube, duct or structure; and

(d) that, before the glove bag is dismantled, any part of the tube where insulating materials that could release asbestos fibres is encapsulated, and that the glove bag is sealed above the debris of materials so that the debris is isolated from the upper compartment;”;

(6) by replacing “the employer shall isolate the work area with an enclosure made of materials impervious to asbestos fibre and protect the building’s ventilation system from any contamination” in paragraph 10 by “the employer shall protect the building’s ventilation system from any contamination and isolate the work area with

an enclosure made of materials impervious to asbestos fibres that has an exhaust ventilation system equipped with a high-efficiency filter providing at least 4 changes of air per hour”;

(7) by adding “, 9.1” after “9” in paragraph 12.

8. The following is inserted after section 3.23.15:

“**3.23.15.1.** On a construction site where moderate-risk work is being carried out, workers must, before removing their protective clothing and other individual protective equipment, decontaminate them using a wet cloth or a vacuum cleaner equipped with a high-efficiency filter.”.

9. Section 3.23.16 is amended by inserting “, 4.1” after “2” in the portion before paragraph 1.

10. Section 3.23.16.1 is amended

(1) by replacing “4 and 6 to 12” in the portion before paragraph 1 by “4, 6 to 9 and 10 to 12”;

(2) by replacing “a ventilation system equipped with a high-efficiency filter;” in paragraph 2 by “an exhaust ventilation system equipped with a high-efficiency filter providing at least 4 changes of air per hour;”.

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

105653

Gouvernement du Québec

O.C. 646-2022, 30 March 2022

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

**Safety Code for the construction industry
— Amendment**

Regulation to amend the Safety Code for the construction industry

WHEREAS, under subparagraphs 3, 7, 19 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

—listing contaminants or dangerous substances, classifying them, identifying the biological or chemical agents and determining for each class or each contaminant a maximum permissible quantity or concentration of emission, deposit, issuance or discharge at a workplace, prohibiting or restricting the use of a contaminant or prohibiting any emission, deposit, issuance or discharge of a contaminant;

—prescribing measures for the supervision of the quality of the work environment and standards applicable to every establishment or construction site in view of ensuring the health, safety and physical well-being of workers, particularly with regard to work organization, lighting, heating, sanitary installations, quality of food, noise, ventilation, variations in temperature, quality of air, access to the establishment, means of transportation used by workers, eating rooms and cleanliness of a workplace, and determining the hygienic and safety standards to be complied with by the employer where the employer makes premises available to workers for lodging, meal service or leisure activities;

—prescribing standards respecting the safety of such products, processes, equipment, materials, contaminants or dangerous substances as it specifies, indicating the directions for their use, maintenance and repair, and prohibiting or restricting their use;

—generally prescribing any other measure to facilitate the application of the Act;

WHEREAS, under the second paragraph of section 223 of the Act, the content of the regulations may vary according to the categories of persons, workers, employers, workplaces, establishments or construction sites to which they apply. The regulations may also provide times within which they are to be applied, and these times may vary according to the object and scope of each regulation;

WHEREAS, in accordance with sections 10 and 11 of the Regulations Act (chapter R-18.1), a draft Regulation to amend the Safety Code for the construction industry was published in Part 2 of the *Gazette officielle du Québec* of 26 August 2020 with a notice that it could be made by the Commission and submitted to the Government for approval on the expiry 45 days following that publication;

WHEREAS an erratum was published in Part 2 of the *Gazette officielle du Québec* of 30 September 2020;

WHEREAS the Commission made the Regulation with amendments at its sitting of 17 December 2020;

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 of Labour, Employment and Social Solidarity:

THAT the Regulation to amend the Safety Code for the construction industry, attached to this Order in Council, be approved.

YVES OUELLET
Clerk of the Conseil exécutif

Regulation to amend the Safety Code for the construction industry

Act respecting occupational health and safety (chapter S-2.1, s. 223, 1st par., subpars. 3, 7, 19 and 42, and 2nd par.)

1. The Safety Code for the construction industry (chapter S-2.1, r. 4) is amended, as of 28 October 2022, by replacing the definition of “respirable asbestos fibre” in section 1.1 by the following:

““respirable asbestos fibre” means asbestos fibre having a ratio of length to diameter of more than 3:1; only fibres longer than 5 µm must be taken into account for measurement purposes;”

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

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