

DIVISION II RECOVERY CHARGES

2. The debtor of a recoverable amount is required to pay the following recovery charges:

(1) \$50 for a recovery certificate filed pursuant to section 90.16 of the Act;

(2) \$175 for each measure to secure a claim taken under Title Three of Book Six of the Civil Code and for each execution measure taken under Book VIII of the Code of Civil Procedure (chapter C-25.01).

The charges form part of the recoverable amount.

DIVISION III FINAL

3. This Regulation comes into force on 22 September 2023.

106148

Draft Regulation

Act to modernize the occupational health and safety regime
(2021, chapter 27)

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

Registration, travel and accommodation expenses of training programs on prevention mechanisms specific to construction sites

Notice is hereby given, in accordance with sections 10 and 11 of the Regulations Act (chapter R-18.1), that the Regulation respecting registration, travel and accommodation expenses of training programs on prevention mechanisms specific to construction sites, appearing below, may be made by the Commission des normes, de l'équité, de la santé et de la sécurité du travail and submitted to the Government for approval, in accordance with section 224 of the Act respecting occupational health and safety (chapter S-2.1) on the expiry of 45 days following this publication.

The draft Regulation essentially provides the terms and conditions for the registration, travel and accommodation expenses that must be borne by the Commission pursuant to the amendments made by the Act to modernize the occupational health and safety regime (2021, chapter 27), which also enacts the Regulation respecting prevention mechanisms specific to construction sites, whose provisions concerning the obligation to participate in such training and obtain a certificate come into force on 1 January 2024.

The draft Regulation provides in particular that registration expenses for the training will be paid directly to instructors for persons designated in accordance with the Act to modernize the occupational health and safety regime or reimbursed to persons who are designated within 12 months of obtaining their certificate.

The draft Regulation also determines the indemnities for travel and accommodation expenses, where applicable, to which a person who has undergone the training is entitled according to the conditions provided for therein, as well as the terms and conditions for payment. The annual reevaluation of those indemnities is also provided for in the draft Regulation.

Study of the matter shows that the draft Regulation will have no financial impact on enterprises in Québec.

Further information on the draft Regulation may be obtained by contacting Marie-Josée Gravel, Commission des normes, de l'équité, de la santé et de la sécurité du travail, 1199, rue De Bleury, Montréal (Québec) H3B 3J1; telephone: 514 906-3010, extension 2142; email: marie-josee.gravel@cnesst.gouv.qc.ca.

Any person wishing to comment on the draft Regulation is requested to submit written comments within the 45-day period to Mohamed Aiyar, Vice President, Prevention, Commission des normes, de l'équité, de la santé et de la sécurité du travail, 1600, avenue D'Estimauville, Québec (Québec) G1J 0H7.

JULIE CERANTOLA

Secretary General of the Commission des normes, de l'équité, de la santé et de la sécurité du travail

Regulation respecting registration, travel and accommodation expenses of training programs on prevention mechanisms specific to construction sites

Act to modernize the occupational health and safety regime
(2021, chapter 27, ss. 224, 230, 232, 233, 241 and 308)

Act respecting occupational health and safety
(chapter S-2.1, ss. 211 and 223, 1st par., subpar. 42)

DIVISION I SCOPE

1. The standards set out in this Regulation apply to a person who must participate in a training program to obtain a certificate referred to in the Regulation respecting prevention mechanisms specific to construction sites (Act to modernize the occupational health and

safety regime, 2021, chapter 27, s. 243) by reason of that person's designation to exercise functions relating to prevention mechanisms on a construction site.

DIVISION II **REGISTRATION EXPENSES**

2. The registration expenses to participate in a training program are borne by the Commission where a person shows within the scope of the registration, by providing a document from a principal contractor or a representative association, as the case may be, that he or she was designated on a construction site in accordance with the Act to exercise the functions relating to the program, and provided that the person obtains the certificate. In such a case, the Commission pays the expenses directly to the instructors according to the terms and conditions agreed on by them for the purpose of carrying out the training.

DIVISION III **TRAVEL AND ACCOMODATION EXPENSES**

3. The following indemnities are granted to a person when the training program or a part of that program is not offered remotely and requires the person's presence at a place of training located outside the usual work place:

(1) \$0.590 per km for transportation expenses according to the shortest road distance between the person's domicile and the place of training for each day that travel is required between the two places to participate in the training;

(2) \$61.15 per day of training for meal expenses;

(3) \$15 per day of training for parking expenses.

4. In addition to the entitlement to indemnities provided for in section 3, a person is entitled to the following indemnities when the place of training is situated more than 120 km from the person's domicile:

(1) \$151 for each day requiring lodging to participate in the training where the lodging is required between 1 November and 31 May or \$166 where the lodging is required between 1 June and 31 October;

(2) \$7.75 for each day with an overnight stay;

(3) an indemnity corresponding to 10 km for each day of training, according to the rates set out in paragraph 1 of section 3, for travel between the place of lodging and the place of training.

However, if the place of training is more than 320 km from the place of domicile, the person is entitled to the indemnities in paragraphs 1 and 2 for an additional day.

DIVISION IV **PAYMENT OF INDEMNITIES**

5. To be entitled to the payment of the indemnities provided for in this Regulation, a person who has followed a training program must, within 12 months of the issue of the training certificate, file an application by completing the form made available by the Commission on its website, supported by a document from a principal contractor or a representative association, as the case may be, showing that the person was designated on a construction site to exercise the functions relating to the program followed, as well as the certificate obtained.

The person must keep the supporting documents for the expenses incurred allowing the Commission to verify that the person meets the requirements of this Regulation for a period of 12 months from the moment the application is filed.

6. Within the scope of the application provided for in section 5, the Commission may, on presentation of the reasons and supporting documents, grant an additional amount to the indemnities provided for in Division III because of exceptional circumstances, in particular where the length of the journey or poor road conditions make the use of transportation on the required day of travel inadequate or dangerous.

7. Despite sections 1 and 2, a person who is admitted to a training program but has not been designated on a construction site to exercise the functions relating to that program at the time of registration may obtain the reimbursement by the Commission of the registration expenses incurred, as well as the payment of the indemnities provided for in Division III, where applicable, if the person shows that he or she was designated on a construction site in accordance with the Act within a period of 12 months of the issue of the training certificate.

The person who followed that training program within the scope of a more general program leading to a secondary school, college or university diploma is not entitled to the indemnities provided for in Division III, but may obtain the reimbursement of the registration expenses relating to the component of the training that led to the certificate.

A person referred to in this section must file an application according to section 5 that is also supported by the receipt for the registration expenses incurred that was issued by the instructor.

8. The indemnities provided for in paragraphs 1 and 2 of section 3 and section 4 are revalorized according to the amendments that the Conseil du trésor may make to the Règles sur les frais de déplacement des fonctionnaires concerning indemnities for kilometrage up to 8,000 km, meal expenses for each full day away and hotel lodging expenses for Ville de Montréal. However, for the application of this Regulation, such amendments will have effect only from the 1 January that follows their adoption by the Conseil du trésor and be applicable only with respect to the expenses incurred as of that date.

The indemnity provided for in paragraph 3 of section 3 is revalorized on 1 January of every year according to the method provided for sections 119 to 123 of the Act respecting industrial accidents and occupational diseases (chapter A-3.001).

The Commission publishes the revalorized amounts in Part 1 of the *Gazette officielle du Québec*.

DIVISION V FINAL

9. This Regulation comes into force on 1 January 2024.

106159

Draft Regulation

Unclaimed Property Act
(chapter B-5.1)

Application of the Unclaimed Property Act — Amendment

Notice is hereby given, in accordance with sections 10 and 11 of the Regulations Act (chapter R-18.1), that the draft Regulation to amend the Regulation respecting the application of the Unclaimed Property Act, appearing below, may be made by the Government on the expiry of 45 days following this publication.

The draft Regulation amends certain rules applicable to the provisional administration of unclaimed property. The amendments concern mainly,

— the information that may be required to establish whether property is subject to the Unclaimed Property Act (chapter B-5.1);

— the rules relating to the calculation of the sums payable under a public retirement plan that are considered to be unclaimed property;

— the information that the register of property under provisional administration contains;

— the fees that may be charged for the liquidation of financial products;

— the indexation of the fees that may be charged for the administration of property.

Further information on the draft Regulation may be obtained by contacting Johanne Forget, Senior Director, Direction principale de la rédaction des lois, Agence du revenu du Québec, 3800, rue de Marly, Québec (Québec) G1X 4A5; telephone: 418 652-6838; email: johanne.forget@revenuquebec.ca.

Any person wishing to comment on the draft Regulation is requested to submit written comments within the 45-day period to Christyne Tremblay, President and Chief Executive Officer, Agence du revenu du Québec, 3800, rue de Marly, Québec (Québec) G1X 4A5. The comments will be forwarded by the Agence du revenu du Québec to the Minister of Finance.

ERIC GIRARD
Minister of Finance

Regulation to amend the Regulation respecting the application of the Unclaimed Property Act

Unclaimed Property Act
(chapter B-5.1, s. 2, 2nd par., s. 3, 3rd par.,
s. 18, 2nd par. and s. 56, 1st par.)

1. The Regulation respecting the application of the Unclaimed Property Act (chapter B-5.1, r. 1) is amended in section 1

(1) by replacing “the death certificate, if applicable” in paragraph 7 by “, if applicable, the death certificate or a copy of an act of death, issued by the registrar of civil status”;

(2) by replacing “it was impossible to identify or to find the owner or other right-holder” in paragraph 11 by “the owner or other right-holder could not be identified or found by reasonable means”.

2. Section 2 is amended by replacing “the death certificate of the deceased” in paragraph 4 by “a copy of an act of death or the death certificate of the deceased, issued by the registrar of civil status”.