

preschool education services and elementary and secondary school instructional services are provided, except where their use is required by the methods of instruction selected by the teacher, the student's state of health or the special needs of a handicapped student or a student with social maladjustment or a learning disability.

THEREFORE:

1. School service centres established pursuant to the Education Act and the Centre de services scolaire du Littoral must implement the measures at their disposal to prohibit the use of cellphones, headphones and other personal mobile devices by students on the premises of schools and vocational training centres where preschool education services and elementary and secondary school instructional services are provided, except where their use is required by

- the methods of instruction selected by the teacher; or
- the student's state of health; or
- the special needs of a handicapped student or a student with social maladjustment or a learning disability.

2. Governing boards must define, on the proposal of the principal of the school or centre, in collaboration with the staff members of the school or centre, the approach for the application of the measures that the school service centre must implement pursuant to section 1. Governing boards are also responsible for informing the students and, where applicable, the students' parents of those measures.

3. In the event of non-compliance with the Directive, the school service centre must take the necessary measures to ensure that appropriate corrective actions are taken by the institutions' principals.

4. This Directive comes into force on the day it is approved by the Government.

For the 2023-2024 school year, the measures implemented by school service centres and the approach defined by the governing boards for their application must be applied not later than 31 December 2023.

BERNARD DRAINVILLE
Minister of Education

106501

Gouvernement du Québec

O.C. 1499-2023, 4 October 2023

Act respecting workforce vocational training and qualification
(chapter F-5)

Certificates of qualification and apprenticeship regarding gas, stationary engines and pressure vessels
— **Amendment**

Regulation to amend the Regulation respecting certificates of qualification and apprenticeship regarding gas, stationary engines and pressure vessels

WHEREAS, under subparagraphs *b*, *c* and *l* of the first paragraph of section 30 of the Act respecting workforce vocational training and qualification (chapter F-5), the Government may make regulations consistent with the Act to ensure the efficient carrying out thereof and it may, in particular,

— render obligatory apprenticeship and the certificate of qualification for the carrying on of a given trade or vocation;

— determine the conditions for admission to apprenticeship and to the examinations for qualification, for obtaining and renewal of certificates of qualification and generally the conditions for admission to the carrying on of trades or vocations;

— generally, adopt any other related or supplementary provision for the efficient carrying out of the Act and for the proper functioning of the bodies which it establishes, including any exceptional provision to facilitate the implementation of intergovernmental agreements in respect of workforce mobility or the recognition of the qualifications, skills or work experience in trades or vocations.

WHEREAS, in accordance with sections 10 and 11 of the Regulations Act (chapter R-18.1), a draft Regulation to amend the Regulation respecting certificates of qualification and apprenticeship regarding gas, stationary engines and pressure vessels was published in Part 2 of the *Gazette officielle du Québec* of 13 July 2022 with a notice that it could be made by the Government on the expiry of 45 days following that publication;

WHEREAS it is expedient to make the Regulation with amendments;

IT IS ORDERED, therefore, on the recommendation of the Minister of Employment:

THAT the Regulation to amend the Regulation respecting certificates of qualification and apprenticeship regarding gas, stationary engines and pressure vessels, attached to this Order in Council, be made.

DOMINIQUE SAVOIE
Clerk of the Conseil exécutif

Regulation to amend the Regulation respecting certificates of qualification and apprenticeship regarding gas, stationary engines and pressure vessels

Act respecting workforce vocational training and qualification
(chapter F-5, s. 30, 1st par., subpars. *b*, *c* and *l*)

1. The Regulation respecting certificates of qualification and apprenticeship regarding gas, stationary engines and pressure vessels (chapter F-5, r. 2) is amended in section 1

(1) by inserting the following after the definition of “propane”:

““property” means a location, separated or not by a street, road or railway, that belongs to the same owner; (*propriété*)”;

(2) by adding “within the meaning of the Regulation respecting stationary enginemens (chapter M-6, r. 1)” at the end of the definition of “supervise”.

2. Section 6 is replaced by the following:

“6. Despite section 5, the holder of a certificate of qualification of a class immediately lower than the class required may

(1) operate or supervise a stationary engine or a stationary engine installation of that class for a period not exceeding 180 days in case of death, illness, holidays, vacations, resignation or dismissal of the holder of the appropriate certificate or the class augmentation of a stationary engine installation;

(2) operate or supervise a stationary engine or a stationary engine installation of that class where the chief stationary engineman who operates or supervises its operation is absent for a reason other than those listed in paragraph 1 and

(a) the chief stationary engineman designated by the owner or user of the stationary engine or of the stationary engine installation holds a certificate of qualification of the same category and a class equal to or higher than the classification of that engine or installation; and

(b) the chief stationary engineman is not designated as such for another stationary engine or stationary engine installation, unless it is on the same property;

(3) at all times, under the supervision of a holder of a certificate of qualification of the appropriate class and category who operates the stationary engine or stationary engine installation, carry on work authorized by the certificate of qualification for that class and category.”

3. Section 10.1 is amended by inserting “or another French training qualification recognized as equivalent by the Minister” after “France,” in the first paragraph.

4. Section 20 is amended by inserting the following after the second paragraph:

“Despite the foregoing, the apprentice’s proficiency in a qualification element may not be considered acquired before the apprentice receives a written confirmation from the Minister.”

5. Section 21 is amended by inserting “who is on the premises” at the end of the second paragraph.

6. The following is inserted after section 21:

“21.1. In the cases referred to in the second paragraph of section 21, the supervision may be carried on remotely where the employer who has the work carried on by the apprentice

(1) has put in place means to enable the apprentice, during the work supervised remotely, to communicate with the qualified person referred to in section 21.3 and receive technical support from that person;

(2) has made sure that the qualified person referred to in section 21.3 may, within a reasonable time, intervene on the premises with the apprentice;

(3) has established procedures for overseeing the work and restarting the installations and equipment on which the apprentice works.

21.2. The employer must, before the beginning of the work supervised remotely, inform the apprentice of the measures taken to ensure compliance with the conditions provided for in section 21.1.

21.3. The person who remotely supervises the work must be a worker qualified for the work concerned. The person must have at least 5 years of experience for such work, including the evaluation and certification of the proficiency in the elements of qualification.”

7. Section 25 is amended by replacing “certificate of qualification in gas appliance” in paragraph 3 by “certificate of qualification in restricted gas appliance maintenance techniques”.

8. The heading of Division VII is amended by inserting “DECISIONS AND” before “CONTESTATION”.

9. The following is inserted before section 35:

“**34.1.** The Minister may revoke any decision made pursuant to this Regulation on the basis of a declaration, document or information that is false, misleading or incomplete.

34.2. Before making an unfavourable decision or revoking a decision made pursuant to this Regulation, the Minister must notify in writing the person concerned by the prior notice prescribed by section 5 of the Act respecting administrative justice (chapter J-3) and give the person the opportunity to present observations.”.

10. Section 37.1 is amended

(1) by replacing “provided in the first and second paragraphs of section 21” in the first paragraph by “provided for in section 21 and, where applicable, comply with sections 21.1 to 21.3”;

(2) by replacing “in the second paragraph of section 6, section 7 or section 8” in the second paragraph by “in section 6 or 7”.

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

106502

Gouvernement du Québec

O.C. 1500-2023, 4 October 2023

Act respecting workforce vocational training and qualification
(chapter F-5)

Certificates of qualification and apprenticeship in electricity, pipe fitting and mechanical conveyor systems mechanics in sectors other than the construction industry — Amendment

Regulation to amend the Regulation respecting certificates of qualification and apprenticeship in electricity, pipe fitting and mechanical conveyor systems mechanics in sectors other than the construction industry

WHEREAS, under subparagraphs *a*, *b*, *c* and *l* of the first paragraph of section 30 of the Act respecting workforce vocational training and qualification (chapter F-5), the Government may make regulations consistent with the Act to ensure the efficient carrying out thereof and it may, in particular,

— determine the qualification required to carry on trades or vocations;

— render obligatory apprenticeship and the certificate of qualification for the carrying on of a given trade or vocation;

— determine the conditions for admission to apprenticeship and to the examinations for qualification, for obtaining and renewal of certificates of qualification and generally the conditions for admission to the carrying on of trades or vocations;

— generally, adopt any other related or supplementary provision for the efficient carrying out of the Act and for the proper functioning of the bodies which it establishes, including any exceptional provision to facilitate the implementation of intergovernmental agreements in respect of workforce mobility or the recognition of the qualifications, skills or work experience in trades or vocations.

WHEREAS, in accordance with sections 10 and 11 of the Regulations Act (chapter R-18.1), a draft Regulation to amend the Regulation respecting certificates of qualification and apprenticeship in electricity, pipe fitting and mechanical conveyor systems mechanics in sectors other than the construction industry was published in Part 2 of the *Gazette officielle du Québec* of 13 July 2022 with a notice that it could be made by the Government on the expiry of 45 days following that publication;