

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;

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 in electricity, pipe fitting and mechanical conveyor systems mechanics in sectors other than the construction industry, 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 in electricity, pipe fitting and mechanical conveyor systems mechanics in sectors other than the construction industry

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

1. The Regulation respecting certificates of qualification and apprenticeship in electricity, pipe fitting and mechanical conveyor systems mechanics in sectors other than the construction industry (chapter F-5, r. 1) is amended in section 3

(1) by replacing “such as chair lifts, aerial tramways and ski lifts, including the operation of a temporary or unfinished system and” in paragraph 11 by “referred to in CAN/CSA Standard Z98, “Passenger ropeways and passenger conveyors”, including”;

(2) by adding the following at the end:

“(12) certificate in above-surface passenger ropeway mechanics (MRM-S) for the installation, maintenance, repair, renewal or alteration on above-surface passenger ropeways, rope tows, ropeways for secondary carriers and passenger conveyors referred to in CAN/CSA Standard Z98, “Passenger ropeways and passenger conveyors”, including the electrical connection of the apparatus and accessories from the main line connection switch specific to the mechanical conveyor system.”.

2. Section 7.1 is amended by inserting “or another French training qualification recognized as equivalent by the Minister” after “France,” in the first paragraph.

3. Section 16 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.”.

4. Section 17 is amended by inserting “who is on the premises” at the end of the second paragraph.

5. The following is inserted after section 17:

“**17.1.** In the cases referred to in the second paragraph of section 17, 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 17.3 and receive technical support from that person;

(2) has made sure that the qualified person referred to in section 17.3 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.

17.2. 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 17.1.

17.3. 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.”.

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

7. The following is inserted before section 29:

“**28.1.** 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.

28.2. 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.”.

8. Section 31.1 is amended

(1) by replacing “provided in the first and second paragraphs of” by “provided for in”;

(2) by adding “The employer must also comply with sections 17.1 to 17.3, if applicable.” at the end.

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

106503