

Regulations and other Acts

Gouvernement du Québec

O.C. 2-2024, 17 January 2024

Professional Code
(chapter C-26)

Architects Act
(chapter A-21)

Professional technologist — Professional activities that may be engaged in by a professional technologist whose competency is in architectural technology

Regulation respecting the professional activities that may be engaged in by a professional technologist whose competency is in architectural technology

WHEREAS, under subparagraph *h* of the first paragraph of section 94 of the Professional Code (chapter C-26), the board of directors of a professional order may, by regulation, determine, among the professional activities that may be engaged in by members of the order, those that may be engaged in by the persons or categories of persons indicated in the regulation and the terms and conditions on which such persons may engage in such activities, unless it is for the purpose of authorizing persons registered in a program giving access to a permit issued by the order or serving a period of professional training to engage in a professional activity, the board of directors must, before adopting a regulation under that paragraph, consult any order whose members engage in a professional activity described in the regulation;

WHEREAS, under section 5.1 of the Architects Act (chapter A-21), the board of directors of the Ordre des architectes du Québec must make a regulation pursuant to subparagraph *h* of the first paragraph of section 94 of the Professional Code to determine, from among the professional activities reserved to architects, those that may be engaged in by professional technologists whose competency is in architectural technology;

WHEREAS, in accordance with subparagraph *h* of the first paragraph of section 94 of the Professional Code, the board of directors of the Ordre des architectes du Québec consulted the Ordre des technologues professionnels

du Québec before adopting, on 22 September 2021, the Regulation respecting the professional activities that may be engaged in by a professional technologist whose competency is in architectural technology;

WHEREAS, pursuant to section 95 of the Professional Code, subject to sections 95.0.1 and 95.2 of the Code, every regulation made by the board of directors of a professional order under the Code or an Act constituting a professional order must be transmitted to the Office des professions du Québec for examination and be submitted, with the recommendation of the Office, to the Government which may approve it with or without amendment;

WHEREAS, in accordance with sections 10 and 11 of the Regulations Act (chapter R-18.1), the draft Regulation respecting the professional activities that may be engaged in by a professional technologist whose competency is in architectural technology was published in Part 2 of the *Gazette officielle du Québec* of 10 November 2021 with a notice that it could be examined by the Office then submitted to the Government which may approve it, with or without amendment, on the expiry of 45 days following that publication;

WHEREAS, in accordance with section 95 of the Professional Code, the Office examined the Regulation on 10 November 2023 then submitted it to the Government with its recommendation;

WHEREAS it is expedient to approve the Regulation with amendments;

IT IS ORDERED, therefore, on the recommendation of the Minister Responsible for Government Administration and Chair of the Conseil du trésor:

THAT the Regulation respecting the professional activities that may be engaged in by a professional technologist whose competency is in architectural technology, attached to this Order in Council, be approved.

DOMINIQUE SAVOIE
Clerk of the Conseil exécutif

Regulation respecting the professional activities that may be engaged in by a professional technologist whose competency is in architectural technology

Professional Code
(chapter C-26, s. 94, 1st par., subpar. *h*)

Architects Act
(chapter A-21, s. 5.1)

DIVISION I GENERAL

1. The purpose of this Regulation is to determine, among the professional activities that are reserved to architects, those that, in accordance with the conditions set out herein, may be engaged in by a professional technologist whose competency is in architectural technology, hereinafter called “professional technologist”.

2. For the purposes of this Regulation, “building area” means the largest horizontal surface of the building above average ground level, measured between the outside surfaces of exterior walls or between the outside surfaces of exterior walls and the centre line of firewalls.

DIVISION II PROFESSIONAL ACTIVITIES ENGAGED IN ACCORDING TO AN ARCHITECT’S PLANS AND SPECIFICATIONS

3. A professional technologist may supervise work related to the construction, enlargement or alteration of a building where

(1) the professional technologist uses plans and specifications signed and sealed by an architect and relating to

(a) a building referred to in Part 9 of the National Building Code, as incorporated in Chapter I of the Construction Code (chapter B-1.1, r. 2), or a combination thereof; or

(b) an agricultural establishment with, after the work is completed, no more than 1 storey and a building area of less than 1,050 m² or no more than 3 storeys and a building area of less than 600 m²;

(2) the architect sent the professional technologist the documents and information relating to the building and to the related plans and specifications in order to ensure the integrity of the project.

4. To meet the requirements of the worksite, a professional technologist may modify all plans and specifications of a building when supervising the work, provided that the modification does not result in a change in the building’s use or significantly affects the building’s structural integrity, walls or firewalls, envelope or exits or access to the building’s exits.

5. A professional technologist may prepare, modify, sign and seal a report, a certification or a written opinion related to the work when supervising that work in accordance with section 3.

DIVISION III PROFESSIONAL ACTIVITIES ENGAGED IN INDEPENDENTLY

6. A professional technologist may engage in a professional activity reserved to architects when it relates to

(1) a detached single-family dwelling unit;

(2) the insertion of a single and non-repetitive single-family dwelling unit between existing attached dwellings or the addition of such a dwelling unit at their extremity; or

(3) the enlargement or alteration of a semi-detached or attached single-family dwelling unit.

The buildings referred to in the first paragraph must, after the work is completed, have no more than 1 basement storey, a building height not exceeding 3 storeys and a building area of less than 600 m².

DIVISION IV FINAL

7. 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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