

Gouvernement du Québec

O.C. 64-2019, 29 January 2019

An Act respecting labour relations, vocational training and workforce management in the construction industry (chapter R-20)

**Issuance of competency certificates
—Amendment**

Regulation to amend the Regulation respecting the issuance of competency certificates

WHEREAS, under subparagraph 4 of the first paragraph of section 123.1 of the Act respecting labour relations, vocational training and workforce management in the construction industry (chapter R-20), the Commission de la construction du Québec may, by regulation, make training mandatory for the carrying on of an occupation;

WHEREAS, under subparagraph 7 of the first paragraph of section 123.1 of the Act, the Commission may, by regulation, determine the conditions of issue and renewal of occupation competency certificates;

WHEREAS, under subparagraph 8 of the first paragraph of section 123.1 of the Act, the Commission may, by regulation, determine the cases where a person may be required to submit to a competency evaluation examination or to undergo further vocational training, limit the practice of a trade or the carrying on of an occupation, as the case may be, while a person is undergoing vocational retraining, grant a determined period of time for undergoing required further vocational training, and determine the conditions of cancellation and reinstatement of a journeyman competency certificate and an occupation competency certificate;

WHEREAS the Commission, after consulting the Committee on vocational training in the construction industry, in accordance with the first paragraph of section 123.3 of the Act, made the Regulation to amend the Regulation respecting the issuance of competency certificates on 26 October 2016;

WHEREAS, under the first and second paragraphs of section 123.2 of the Act, a regulation of the Commission referred to in section 123.1 is submitted for approval to the Government, which may amend it;

WHEREAS, in accordance with sections 10 and 11 of the Regulations Act (chapter R-18.1), a draft Regulation to amend the Regulation respecting the issuance of competency certificates was published in Part 2 of the *Gazette*

officielle du Québec of 27 June 2018 with a notice that it could be submitted to the Government for approval on the expiry of 45 days following that publication;

WHEREAS it is expedient to approve the Regulation without amendment;

IT IS ORDERED, therefore, on the recommendation of the Minister of Labour, Employment and Social Solidarity:

THAT the Regulation to amend the Regulation respecting the issuance of competency certificates, attached to this Order in Council, be approved.

YVES OUELLET,
Clerk of the Conseil exécutif

**Regulation to amend the Regulation
respecting the issuance of
competency certificates**

An Act respecting labour relations, vocational training and workforce management in the construction industry (chapter R-20, s. 123.1, 1st par., subpars. 4, 7 and 8)

1. The Regulation respecting the issuance of competency certificates (chapter R-20, r. 5) is amended by adding the following after section 4.4:

“4.5. The Commission, in accordance with the fifth paragraph of section 44 of the Regulation respecting the quality of drinking water (chapter Q-2, r. 40), enters the indication “water system worker” on a valid occupation competency certificate

(1) where it notes that its holder has successfully completed, in the 24 previous months, the training provided for that purpose; or

(2) if more than 24 months have elapsed since the successful completion of the training, where its holder shows that the holder has performed, for at least 25 hours during the 14 months preceding the renewal of the certificate bearing that indication, the work authorized by the indication under the Regulation respecting the quality of drinking water.

In addition, where refresher training is required, the Commission so informs the holder of an occupation competency certificate bearing the indication “water system worker” on the renewal of the certificate. The holder must then successfully complete the training before the date of expiry of the certificate so renewed to obtain a subsequent renewal.”

2. The following is added after section 33:

“**34.** A valid occupation competency certificate bearing the indication “water system worker” as of March 4, 2019 that is renewed, bears such an indication. As of the date of the renewal, the holder of that certificate must meet the criteria set out in section 4.5 to maintain that indication on a subsequent renewal.”

3. This Regulation comes into force on March 4, 2019.

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