

Ministerial Orders

M.O., 2021

Order number 2021-054 of the Minister of Health and Social Services dated 16 July 2021

Public Health Act
(chapter S-2.2)

Ordering of measures to protect the health of the population amid the COVID-19 pandemic situation

THE MINISTER OF HEALTH AND SOCIAL SERVICES,

CONSIDERING section 118 of the Public Health Act (chapter S-2.2) which provides that the Government may declare a public health emergency in all or part of the territory of Québec where a serious threat to the health of the population, whether real or imminent, requires the immediate application of certain measures provided for in section 123 of the Act to protect the health of the population;

CONSIDERING Order in Council 177-2020 dated 13 March 2020 declaring a public health emergency throughout Québec for a period of 10 days;

CONSIDERING that the public health emergency was renewed until 29 March 2020 by Order in Council 222-2020 dated 20 March 2020, until 7 April 2020 by Order in Council 388-2020 dated 29 March 2020, until 16 April 2020 by Order in Council 418-2020 dated 7 April 2020, until 24 April 2020 by Order in Council 460-2020 dated 15 April 2020, until 29 April 2020 by Order in Council 478-2020 dated 22 April 2020, until 6 May 2020 by Order in Council 483-2020 dated 29 April 2020, until 13 May 2020 by Order in Council 501-2020 dated 6 May 2020, until 20 May 2020 by Order in Council 509-2020 dated 13 May 2020, until 27 May 2020 by Order in Council 531-2020 dated 20 May 2020, until 3 June 2020 by Order in Council 544-2020 dated 27 May 2020, until 10 June 2020 by Order in Council 572-2020 dated 3 June 2020, until 17 June 2020 by Order in Council 593-2020 dated 10 June 2020, until 23 June 2020 by Order in Council 630-2020 dated 17 June 2020, until 30 June 2020 by Order in Council 667-2020 dated 23 June 2020, until 8 July 2020 by Order in Council 690-2020 dated 30 June 2020, until 15 July 2020 by Order in Council 717-2020 dated 8 July 2020, until 22 July 2020 by Order in Council 807-2020 dated 15 July 2020, until 29 July 2020 by Order in Council 811-2020 dated 22 July 2020, until 5 August 2020 by Order

in Council 814-2020 dated 29 July 2020, until 12 August 2020 by Order in Council 815-2020 dated 5 August 2020, until 19 August 2020 by Order in Council 818-2020 dated 12 August 2020, until 26 August 2020 by Order in Council 845-2020 dated 19 August 2020, until 2 September 2020 by Order in Council 895-2020 dated 26 August 2020, until 9 September 2020 by Order in Council 917-2020 dated 2 September 2020, until 16 September 2020 by Order in Council 925-2020 dated 9 September 2020, until 23 September 2020 by Order in Council 948-2020 dated 16 September 2020, until 30 September 2020 by Order in Council 965-2020 dated 23 September 2020, until 7 October 2020 by Order in Council 1000-2020 dated 30 September 2020, until 14 October 2020 by Order in Council 1023-2020 dated 7 October 2020, until 21 October 2020 by Order in Council 1051-2020 dated 14 October 2020, until 28 October 2020 by Order in Council 1094-2020 dated 21 October 2020, until 4 November 2020 by Order in Council 1113-2020 dated 28 October 2020, until 11 November 2020 by Order in Council 1150-2020 dated 4 November 2020, until 18 November 2020 by Order in Council 1168-2020 dated 11 November 2020, until 25 November 2020 by Order in Council 1210-2020 dated 18 November 2020, until 2 December 2020 by Order in Council 1242-2020 dated 25 November 2020, until 9 December 2020 by Order in Council 1272-2020 dated 2 December 2020, until 18 December 2020 by Order in Council 1308-2020 dated 9 December 2020, until 25 December 2020 by Order in Council 1351-2020 dated 16 December 2020, until 1 January 2021 by Order in Council 1418-2020 dated 23 December 2020, until 8 January 2021 by Order in Council 1420-2020 dated 30 December 2020, until 15 January 2021 by Order in Council 1-2021 dated 6 January 2021, until 22 January 2021 by Order in Council 3-2021 dated 13 January 2021, until 29 January 2021 by Order in Council 31-2021 dated 20 January 2021, until 5 February 2021 by Order in Council 59-2021 dated 27 January 2021, until 12 February 2021 by Order in Council 89-2021 dated 3 February 2021, until 19 February 2021 by Order in Council 103-2021 dated 10 February 2021, until 26 February 2021 by Order in Council 124-2021 dated 17 February 2021, until 5 March 2021 by Order in Council 141-2021 dated 24 February 2021, until 12 March 2021 by Order in Council 176-2021 dated 3 March 2021, until 19 March 2021 by Order in Council 204-2021 dated 10 March 2021, until 26 March 2021 by Order in Council 243-2021 dated 17 March 2021, until 2 April 2021 by Order in Council 291-2021 dated 24 March 2021, until 9 April 2021 by Order in Council 489-2021 dated 31 March 2021, until 16 April 2021 by Order

in Council 525-2021 dated 7 April 2021, until 23 April 2021 by Order in Council 555-2021 dated 14 April 2021, until 30 April 2021 by Order in Council 570-2021 dated 21 April 2021, until 7 May 2021 by Order in Council 596-2021 dated 28 April 2021, until 14 May 2021 by Order in Council 623-2021 dated 5 May 2021, until 21 May 2021 by Order in Council 660-2021 dated 12 May 2021, until 28 May 2021 by Order in Council 679-2021 dated 19 May 2021, until 4 June 2021 by Order in Council 699-2021 dated 26 May 2021, until 11 June 2021 by Order in Council 740-2021 dated 2 June 2021, until 18 June 2021 by Order in Council 782-2021 dated 9 June 2021, until 25 June 2021 by Order in Council 807-2021 dated 16 June 2021, until 2 July 2021 by Order in Council 849-2021 dated 23 June 2021, until 9 July 2021 by Order in Council 893-2021 dated 30 June 2021, until 16 July 2021 by Order in Council 937-2021 dated 7 July 2021 and until 23 July 2021 by Order in Council 1062-2021 dated 14 July 2021;

CONSIDERING that the sixth paragraph of the operative part of Ministerial Order 2020-008 dated 22 March 2020, amended by Order in Council 566-2020 dated 27 May 2020 and by Ministerial Orders 2020-033 dated 7 May 2020 and 2020-044 dated 12 June 2020, provides for certain measures to apply to the holding of procedures, other than referendum procedures;

CONSIDERING that the Schedule to Order in Council 505-2020 dated 6 May 2020, amended by Orders in Council 566-2020 dated 27 May 2020 and 885-2020 dated 19 August 2020 and by Ministerial Orders 2020-034 dated 9 May 2020, 2020-039 dated 22 May 2020, 2020-042 dated 4 June 2020, 2020-044 dated 12 June 2020, 2020-047 dated 19 June 2020, 2020-048 dated 26 June 2020, 2020-051 dated 10 July 2020 and 2020-060 dated 28 August 2020, provides for certain measures to apply to educational childcare services;

CONSIDERING that that Order in Council also empowers the Minister of Health and Social Services to order any modification or clarification of the measures provided for in the Order;

CONSIDERING that the first paragraph of the operative part of Ministerial Order 2020-033 dated 7 May 2020, amended by Ministerial Order 2020-049 dated 4 July 2020, provides that every referendum procedure be suspended, unless the Council decides otherwise, in which case it must take place with any modification necessary and any special modification referred to in that Ministerial Order to prevent the movement and gathering of citizens;

CONSIDERING that the first paragraph of the operative part of Ministerial Order 2020-084 dated 27 October 2020 provides for procedural modifications to apply to the holding of municipal elections;

CONSIDERING the making of the Regulation amending certain municipal provisions to facilitate the conduct of the municipal general election of November 7, 2021, in the context of the COVID-19 pandemic, made by the Chief Electoral Officer (2021, *G.O.* 2, 1307B) that applies to that general election and to any proceedings recommenced after that election in accordance with section 276 of the Act respecting elections and referendums in municipalities (chapter E-2.2);

CONSIDERING that Order in Council 1062-2021 dated 14 July 2021 empowers the Minister of Health and Social Services to take any of the measures provided for in subparagraphs 1 to 8 of the first paragraph of section 123 of the Public Health Act;

CONSIDERING that the current situation of the COVID-19 pandemic allows for the easing of certain measures set in place to protect the health of the population, while maintaining certain of the measures necessary to continue that protection;

ORDERS AS FOLLOWS:

THAT the Schedule to Order in Council 505-2020 dated 6 May 2020, amended by Orders in Council 566-2020 dated 27 May 2020 and 885-2020 dated 19 August 2020 and by Ministerial Orders 2020-034 dated 9 May 2020, 2020-039 dated 22 May 2020, 2020-042 dated 4 June 2020, 2020-044 dated 12 June 2020, 2020-047 dated 19 June 2020, 2020-048 dated 26 June 2020, 2020-051 dated 10 July 2020 and 2020-060 dated 28 August 2020, be further amended by striking out section 1.1;

THAT the following terms and conditions apply to every referendum procedure that is part of the decision-making process of a municipal body:

(1) the register for demanding that a referendum poll be held may be replaced by sending written applications to the municipality, in which case the procedure for registering qualified voters is of a duration of 15 days;

(2) such a referendum procedure is subject to the provisions governing the referendum procedure of the Act respecting elections and referendums in municipalities (chapter E-2.2), as amended by the Regulation amending

certain municipal provisions to facilitate the conduct of the municipal general election of November 7, 2021, in the context of the COVID-19 pandemic, made by the Chief Electoral Officer (2021, *G.O.* 2, 1307B), and the provisions of subdivision 1.1 of Division IV of Chapter VI of Title I of that Act, enacted by section 14 of the Regulation, with the necessary modifications;

THAT every procedure, other than a referendum procedure, that is part of the decision-making process of a municipal body and that involves the movement or gathering of citizens be accompanied by a written consultation, announced beforehand through a public notice, that ends at the same time as the accompanying procedure; the written consultation may also replace the procedure concerned, in which case it is of a duration of 15 days;

THAT the operative part of Ministerial Order 2020-084 dated 27 October 2020 be amended by replacing “elections” in the portion before subparagraph 1 of the first paragraph by “by-elections”;

THAT the following be revoked:

(1) the sixth paragraph of the operative part of Ministerial Order 2020-008 dated 22 March 2020, amended by Order in Council 566-2020 dated 27 May 2020 and by Ministerial Orders 2020-033 dated 7 May 2020 and 2020-044 dated 12 June 2020;

(2) the sixth paragraph of the operative part of Ministerial Order 2020-049 dated 4 July 2020;

(3) the first, third, fourth and fifth paragraphs of the operative part of Ministerial Order 2020-033 dated 7 May 2020, amended by Ministerial Order 2020-049 dated 4 July 2020;

THAT, despite subparagraph 3 of the preceding paragraph, the first paragraph of the operative part of Ministerial Order 2020-033 dated 7 May 2020, as amended, remains applicable to every procedure for registering qualified voters in progress and to every referendum poll the date of which is set not later than 31 August 2021;

THAT this Order take effect on 22 July 2021.

Québec, 16 July 2021

CHRISTIAN DUBÉ
Minister of Health and Social Services

105283

M.O., 2021

Order number 2021-063 of the Minister of Health and Social Services dated 9 September 2021

Public Health Act
(chapter S-2.2)

Ordering of measures to protect the health of the population amid the COVID-19 pandemic situation

THE MINISTER OF HEALTH AND SOCIAL SERVICES,

CONSIDERING section 118 of the Public Health Act (chapter S-2.2) which provides that the Government may declare a public health emergency in all or part of the territory of Québec where a serious threat to the health of the population, whether real or imminent, requires the immediate application of certain measures provided for in section 123 of the Act to protect the health of the population;

CONSIDERING Order in Council 177-2020 dated 13 March 2020 declaring a public health emergency throughout Québec for a period of 10 days;

CONSIDERING that the public health emergency has consistently been renewed since that date by various Orders in Council, including by Order in Council 1200-2021 dated 8 September 2021;

CONSIDERING that Order in Council 885-2021 dated 23 June 2021, amended by Ministerial Orders 2021-049 dated 1 July 2021, 2021-050 dated 2 July 2021, 2021-053 dated 10 July 2021, 2021-055 dated 30 July 2021, 2021-057 dated 4 August 2021, 2021-058 dated 13 August 2021, 2021-059 dated 18 August 2021, 2021-060 dated 24 August 2021, 2021-061 dated 31 August 2021 and 2021-062 dated 3 September 2021, provides for, among other things, certain special measures to apply throughout Québec;

CONSIDERING that that Order in Council also empowers the Minister of Health and Social Services to order any modification or clarification of the measures provided for in the Order;

CONSIDERING that Order in Council 1200-2021 dated 8 September 2021 empowers the Minister of Health and Social Services to take any of the measures provided for in subparagraphs 1 to 8 of the first paragraph of section 123 of the Public Health Act;

CONSIDERING that it is advisable to order certain measures to protect the health of the population;