

THIRD SESSION
THIRTY-FIRST LEGISLATURE

ASSEMBLÉE NATIONALE DU QUÉBEC

Bill 128

An Act to again amend the Minimum Wage Act

First reading
Second reading
Third reading

M. PIERRE MARC JOHNSON

Ministre du travail et de la main-d'oeuvre

L'ÉDITEUR OFFICIEL DU QUÉBEC

1979

EXPLANATORY NOTES

This bill amends the Minimum Wage Act to enable persons governed by a decree passed under the Collective Agreement Decrees Act to derive the benefit of an ordinance respecting maternity leaves.

Furthermore, a female employee governed by a decree who at the coming into force of this act has complied with Ordinance No. 17, 1978, of the Commission du salaire minimum will be able to exercise the rights, and will be bound by the obligations, resulting from the Minimum Wage Act and the said ordinance.

The employer of such an employee will not, however, be subject to the obligation of keeping a register, making a monthly report to the Commission or paying the levy fixed by the Commission.

Sec. 1. *The object of the proposed amendment is to ensure female employees subject to a decree passed under the Collective Agreement Decrees Act that an ordinance respecting maternity leaves applies to them.*

Sec. 2. *The proposed amendment exempts the employer of a female employee who is already subject to a decree passed under the Collective Agreement Decrees Act from the obligation of keeping a register, making a monthly report to the Commission or paying the levy fixed by the Commission.*

Bill 128

An Act to again amend the Minimum Wage Act

HER MAJESTY, with the advice and consent of the Assemblée nationale du Québec, enacts as follows:

R.S.,
c. 144,
s. 2, am.

1. Section 2 of the Minimum Wage Act (Revised Statutes, 1964, chapter 144) is amended by replacing subparagraph *c* of the first paragraph by the following subparagraph:

“(c) Employees governed by a decree rendered under the Collective Agreement Decrees Act (Revised Statutes, 1964, chapter 143), except for the purposes of ensuring the application in their regard of an ordinance respecting maternity leaves passed under section 14.”

R.S.,
c. 144,
s. 8, am.

2. Section 8 of the said act, amended by section 30 of chapter 60 of the statutes of 1972, is again amended by inserting, after the third paragraph, the following paragraph:

Inappli-
cable
provisions.

“The employer of an employee contemplated in subparagraph *c* of the first paragraph of section 2 is not subject to the obligations provided for in subparagraphs *c*, *d*, *e* and *g*.”

Ordinance
No. 17,
1978.

3. Ordinance No. 17, 1978, of the Commission du salaire minimum, passed under subparagraph *c* of the first paragraph of section 14, applies, as well, to an employee governed by a decree passed under the Collective Agreement Decrees Act.

Deemed on
maternity
leave.

4. An employee governed by a decree passed under the Collective Agreement Decrees Act who is absent from work on (*insert here the date of the coming into force of Bill 128*) by reason of a pregnancy or the consequences of a pregnancy, having complied with Ordinance No. 17, 1978, of the Commission du salaire minimum, is deemed to be on maternity leave within the meaning of the said ordinance and, for that purpose, the employer

and the employee have the rights and are bound by the obligations resulting from the Minimum Wage Act and the said ordinance.

Coming
into force.

5. This act comes into force on the day of its sanction.