



NATIONAL ASSEMBLY

FIRST SESSION

THIRTY-EIGHTH LEGISLATURE

Bill 18
(2007, chapter 11)

The Residential Swimming Pool Safety Act

Introduced 15 June 2007
Passed in principle 16 October 2007
Passed 25 October 2007
Assented to 25 October 2007

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EXPLANATORY NOTES

The purpose of this bill is to allow the Government to make a regulation creating a uniform framework governing residential swimming pool safety while making it possible for municipalities to adopt stricter standards than those thus set by the Government. The bill stipulates that municipalities will be responsible for ensuring compliance with the rules prescribed.

Bill 18

THE RESIDENTIAL SWIMMING POOL SAFETY ACT

THE PARLIAMENT OF QUÉBEC ENACTS AS FOLLOWS:

1. The object of this Act is to promote the protection of persons by creating a uniform framework governing residential swimming pool safety.

To that end, the Government may, by regulation,

- (1) set residential swimming pool safety standards; and
- (2) determine when non-compliance with a standard set under subparagraph 1 constitutes an offence and establish the fines for such offences.

The first regulation made under the second paragraph must be examined by the competent committee of the National Assembly before it is adopted by the Government.

2. Local municipalities are to be responsible for ensuring compliance with the regulation made under section 1.

3. This Act does not prevent a local municipality from adopting safety standards stricter than those set out in the regulation made under section 1, provided they are not incompatible with them.

A municipal by-law containing a standard that is less strict than the standard set by the regulation made under section 1 is deemed to have been amended, and the standard set out in the by-law is deemed to have been replaced by the standard set by the regulation made under section 1.

4. The Minister of Municipal Affairs and Regions is responsible for the administration of this Act.

5. This Act comes into force on 25 October 2007.

