



NATIONAL ASSEMBLY

FIRST SESSION

THIRTY-EIGHTH LEGISLATURE

Bill 10
(2007, chapter 4)

An Act to amend the National Holiday Act and other legislative provisions

Introduced 1 June 2007
Passed in principle 6 June 2007
Passed 7 June 2007
Assented to 8 June 2007

Québec Official Publisher
2007

EXPLANATORY NOTES

This bill provides that on the occasion of the National Holiday, the public holiday will no longer be moved to the 25th of June when the 24th of June falls on a Sunday except for employees who do not normally work on Sundays.

The bill also changes the days on which the public may not gain admission to retail sales establishments by abolishing the obligation for the establishments to close on Monday instead of Sunday when the 24th of June and the 1st of July fall on a Sunday.

Lastly, the bill sets out provisions to ensure that the references to the 24th of June and the 1st of July in collective agreements or in leases or other agreements conform with the proposed amendments.

LEGISLATION AMENDED BY THIS BILL:

- National Holiday Act (R.S.Q., chapter F-1.1);
- Act respecting hours and days of admission to commercial establishments (R.S.Q., chapter H-2.1).

Bill 10

AN ACT TO AMEND THE NATIONAL HOLIDAY ACT AND OTHER LEGISLATIVE PROVISIONS

THE PARLIAMENT OF QUÉBEC ENACTS AS FOLLOWS:

1. Section 2 of the National Holiday Act (R.S.Q., chapter F-1.1) is amended by replacing the second paragraph by the following paragraph:

“Where the date specified in the first paragraph falls on a Sunday and Sunday is not a regular working day for the employee, the 25th of June is a public holiday for the employee for the purposes of sections 4 to 6, which must then be read as though that day were substituted for the 24th of June.”

2. Section 3 of the Act respecting hours and days of admission to commercial establishments (R.S.Q., chapter H-2.1), amended by section 2 of chapter 47 of the statutes of 2006, is again amended

(1) by striking out “, or 25 June where the 24th falls on a Sunday” in paragraph 4;

(2) by striking out “, or 2 July where the 1st falls on a Sunday” in paragraph 5.

3. In a collective agreement entered into before 8 June 2007, the following rules apply when the 24th of June and the 1st of July fall on a Sunday:

(1) with respect to an employee for whom Sunday is a regular working day, a reference to the 25th of June as a public holiday must be read as a reference to the 24th of June, unless the latter is also a public holiday under the collective agreement; and

(2) with respect to an employee of an establishment to which the Act respecting hours and days of admission to commercial establishments applies and for whom Sunday is a regular working day, a reference to the 2nd of July as a public holiday must be read as a reference to the 1st of July, unless the latter is also a public holiday under the collective agreement.

4. In a lease or other agreement entered into before 8 June 2007 by a person operating an establishment to which the Act respecting hours and days of admission to commercial establishments applies, any clause by which the person undertakes to admit the public to the establishment on the 24th of June and the 1st of July when those dates fall on a Sunday and not to admit the

public on the 25th of June and the 2nd of July, must be read as the person's undertaking not to admit the public on the 24th of June and the 1st of July and undertaking to admit the public on the 25th of June and the 2nd of July.

5. This Act comes into force on 8 June 2007.