

**DIVISION IV**  
MORE STRINGENT PROVISIONS COVERING  
ATTACHMENTS USING CABLE CLAMPS

**4.18.** Where permitted by the Code or the standard, attachments using rope clamps as means of fastening a wire rope shall conform to this Division.

**4.19.** The minimum number of rope clips at each end of a rope is

- (1) two, for ropes not more than 10 mm in diameter;
- (2) three, for ropes greater than 10 mm and not more than 16 mm in diameter;
- (3) four, for ropes greater than 16 mm in diameter, but not more than 19 mm.

**4.20.** The spacing between the rope clips shall be not more than six times the rope diameter.

**4.21.** A rope clip shall be placed so that the groove of the U-bolt-type clip bears on the dead end, and the base of the clip bears on the live end of the rope.

**4.22.** A rope end shall be bent over a lug whose groove has a radius equal to that of the rope.

**4.23.** A clip nut shall be tightened with a tightening torque in conformity with the specifications of the rope clip manufacturer.

**DIVISION V**  
OFFENCE

**4.24.** Any contravention to a provision of this Chapter constitutes an offence.”

**2.** The Regulation respecting the application of the Building Act (chapter B-1.1, r. 1) is amended by striking out paragraphs 4 to 6 of section 3.4.

**3.** Chapter IV of the Construction Code, as it read before 13 July 2024, may be applied to construction work on an elevator or lift other than maintenance, repair or demolition work, provided the work began before 13 July 2025.

**4.** This Regulation comes into force on the forty-fifth day following the date of its publication in the *Gazette officielle du Québec*.

106852

Gouvernement du Québec

**O.C. 849-2024, 15 May 2024**

Building Act  
(chapter B-1.1)

**Safety Code**  
— **Amendment**

Regulation to amend the Safety Code

WHEREAS, under the first and second paragraphs of section 175 of the Building Act (chapter B-1.1), the Régie du bâtiment du Québec adopts by regulation a safety code that contains safety standards for buildings, facilities intended for use by the public, installations independent of a building and petroleum equipment installations and their vicinity, and standards for their maintenance, use, state of repair, operation and hygiene;

WHEREAS, under subparagraph 1 of the third paragraph of section 175 of the Act, the code may contain standards regarding fire and accident prevention and protection;

WHEREAS, under subparagraph 2 of the third paragraph of section 175 of the Act, the code may contain standards regarding the maximum number of persons that may be admitted to a building or to a facility intended for use by the public;

WHEREAS, under subparagraph 3 of the third paragraph of section 175 of the Act, the code may contain standards regarding the supervision measures required and the qualifications of the persons who are to carry them out;

WHEREAS, under subparagraph 4 of the third paragraph of section 175 of the Act, the code may contain standards regarding the materials, apparatus and equipment to be used or prohibited in buildings, facilities intended for use by the public, installations independent of a building or petroleum equipment installations;

WHEREAS, under subparagraph 5 of the third paragraph of section 175 of the Act, the code may contain standards regarding the assembly, erection, inspection, certification, approval, quantity, site and tests of materials, facilities, apparatus and installations;

WHEREAS, under subparagraph 6 of the third paragraph of section 175 of the Act, the code may contain standards regarding the use, display and storage of substances involving safety hazards;

WHEREAS, under section 176 of the Act, the code may require manufacturers to provide instructions regarding the assembly, erection, maintenance and inspection of materials, facilities and installations;

WHEREAS, under section 176.1 of the Act, the code may, with respect to the matters to which it applies, contain provisions concerning the subjects listed in section 185 of the Act;

WHEREAS, under section 178 of the Act, the code may require observance of a technical standard drawn up by another government or by an agency empowered to draw up such standards and also provide that any reference it makes to other standards include subsequent amendments;

WHEREAS, under section 179 of the Act, the Board may determine the provisions of a code of which the infringement shall constitute an offence under paragraph 7 of section 194 of the Act;

WHEREAS, under paragraph 0.1 of section 185 of the Act, the Board may, by regulation, exempt from the application of the Act or certain of its provisions categories of persons, contractors, owner-builders, manufacturers of pressure installations, or owners of buildings, facilities intended for use by the public, installations independent of a building or petroleum equipment installations, and categories of buildings, pressure installations, facilities, installations or construction work;

WHEREAS, under paragraph 2.1.1 of section 185 of the Act, the Board may, by regulation, prescribe in what cases and on what terms and conditions the members of a professional order are, by virtue of their status, recognized to exercise the functions of a recognized person for the purposes of sections 16, 17.4, 33 to 35 and 37.4 of the Act;

WHEREAS, under paragraph 20 of section 185 of the Act, the Board may, by regulation, determine the cases in which it shall collect fees for approval, authorization, revision, inspection, training, consultation, issuance of certificates of conformity, accreditation of recognized persons or bodies, and verifications, and fix such fees;

WHEREAS, under paragraph 37 of section 185 of the Act, the Board may, by regulation, determine the provisions of a regulation adopted under this section of which the infringement shall constitute an offence under subparagraph 7 of section 194 of the Act, with the exception of provisions adopted under paragraphs 5.2, 18, 18.1, 20 and 36.1 and under paragraphs 16 and 17 with respect to fees payable;

WHEREAS, under paragraph 38 of section 185, the Board may, by regulation, adopt, generally, any other related or supplementary provision it considered necessary to give effect to the provisions of this section and of the Act;

WHEREAS, under the first paragraph of section 192 of the Act, the contents of the code or regulations may vary according to the classes of persons, contractors, owner-builders, owners of buildings, facilities intended for use by the public, installations independent of a building, as well as classes of buildings, pressure installations, facilities or installations to which the code or regulations apply;

WHEREAS, the board of directors of the Board made the Regulation to amend the Safety Code by its resolution dated 8 June 2023;

WHEREAS, in accordance with sections 10 and 11 of the Regulations Act (chapter R-18.1), a draft Regulation to amend the Safety Code was published in Part 2 of the *Gazette officielle du Québec* of 13 September 2023 with a notice that it could be approved by the Government, with or without amendment, on the expiry of 45 days following that publication;

WHEREAS, under section 189 of the Building Act, every code or regulation of the Board is subject to approval by the Government, which may approve it with or without amendment;

WHEREAS the board of directors of the Board recommended to the Minister of Labour to submit the Regulation to amend the Safety Code to the Government for approval and publication in the *Gazette officielle du Québec* by its resolution dated 20 March 2024;

WHEREAS it is expedient to approve the Regulation with amendments;

IT IS ORDERED, therefore, on the recommendation of the Minister of Labour:

THAT the Regulation to amend the Safety Code, attached to this Order in Council, be approved.

DOMINIQUE SAVOIE  
*Clerk of the Conseil exécutif*

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## Regulation to amend the Safety Code

### Building Act

(chapter B-1.1, s. 175, 1st par., 2nd par., 3rd par., subpars. 1 to 6, ss. 176, 176.1, 178, 179, 185, pars. 0.1, 2.1.1, 20, 37 and 38, and s. 192)

**1.** The Safety Code (chapter B-1.1, r. 3) is amended by replacing Chapter IV by the following:

### “CHAPTER IV ELEVATORS AND OTHER ELEVATING DEVICES

#### DIVISION I GENERAL

**90.** In this Chapter, unless the context indicates otherwise,

“Code” means ASME A17.1-2019/CSA B44:19, Safety Code for Elevators and Escalators, referred to in the first paragraph of section 4.02 of the Construction Code (chapter B-1.1, r. 2), replaced by section 1 of the Regulation to amend the Construction Code and the Regulation respecting the application of the Building Act, approved by Order in Council 848-2024 dated 15 May 2024;

“elevating device” means a lift referred to and defined in the standard;

“standard” means CSA B355:19, Platform lifts and stair lifts for barrier-free access, referred to in the first paragraph of section 4.02 of the Construction Code, replaced by section 1 of the Regulation to amend the Construction Code and the Regulation respecting the application of the Building Act, approved by Order in Council 848-2024 dated 15 May 2024.

In addition, in this Chapter,

(1) a freight elevator, a dumbwaiter, an escalator, a moving walk and a material lift referred to and defined in the Code, except a wind turbine tower elevator, is deemed to be an elevator;

(2) the term “alteration” has the meaning given in the Code or standard, as the case may be;

(3) the term “private residence” has the meaning given in the Code or standard, as the case may be.

**90.0.1.** This Chapter applies to every elevator or other elevating device in a building or constituting a facility intended for use by the public under section 4.05 of the Construction Code (chapter B-1.1, r. 2), made by section 1 of the Regulation to amend the Construction Code and the Regulation respecting the application of the Building Act, approved by Order in Council 848-2024 dated 15 May 2024.

Despite the first paragraph, this Chapter does not apply to a wind turbine tower elevator.

**90.1.** Subject to the second paragraph, a reference in this Chapter to a standard, including a code, is a reference to the standard as adopted by a chapter of the Construction Code (chapter B-1.1, r. 2), the Safety Code or another regulation made under the Building Act (chapter B-1.1) that refers to it.

Despite paragraph 13 of section 5.05 of the Construction Code, Section 38 of the Canadian Electrical Code, Part I, CSA C22.1, published by CSA Group, applies for the purposes of this Chapter.

**90.2.** For the provision of a certificate of safety referred to in sections 33 and 34 of the Building Act (chapter B-1.1), every engineer who is a member of the Ordre des ingénieurs du Québec and every holder of a special authorization issued by the Order under section 42.4 of the Professional Code (chapter C-26) whose professional activities are connected with the field of elevators and other lifts are recognized *ex officio*.

#### DIVISION II REQUIREMENTS APPLICABLE BY YEAR OF CONSTRUCTION OR ALTERATION

**90.3.** Every elevator shall be maintained in a safe and proper working condition in accordance with the regulatory requirements applicable at the time of its construction. If subsequently altered, it must meet the regulatory requirements applicable at the time of its alteration. In addition, it shall be maintained in accordance with section 8.6 of the Code.

Based on the date of construction or alteration, the regulatory requirements applicable to an elevator are deemed to be those indicated in the table below.

Date of construction or alteration	Regulatory requirements applicable
Work completed before 2 August 1990 or, with regard to moving walks, before 4 August 1988:	Part II of the Regulation respecting elevators, escalators, dumbwaiters, moving walks, freight platform lifts and elevating devices for disabled persons, except sections 13, 15, 16 and 17, the second and third paragraphs of section 19, sections 19.1 to 21 and 43 (O.C. 1009-88, 1988-06-22).
Work performed between 2 August 1990 and 26 February 1997 or, with regard to moving walks, between 4 August 1988 and 26 February 1997:	CSA Standard CAN3-B44-M85, Safety Code for Elevators, dated March 1986, including Supplement No.1-1987 and Appendix A, Private Residence Elevators and Inclined Lifts, published by the Canadian Standards Association (O.C. 1009-88, 1988-06-22).
Work performed between 27 February 1997 and 20 October 2004:	CSA Standard CAN/CSA-B44-94, Safety Code for Elevators, published in October 1994 and its Appendix A, Private Residence Elevators, published by the Canadian Standards Association (O.C. 111-97, 1997-01-29).
Work performed between 21 October 2004 and 30 May 2006:	CSA B44-00, Safety Code for Elevators, including the updates of June, November and December 2003, published by the Canadian Standards Association (O.C. 895-2004, 2004-09-22).
Work performed between 31 May 2006 and 30 January 2007:	CSA B44-04, Safety Code for Elevators and Escalators, published by the Canadian Standards Association (O.C. 895-2004, 2004-09-22).
Work performed between 31 January 2007 and 27 February 2007:	CSA B44-04, Safety Code for Elevators and Escalators and Supplement No.1 – 2006 (B44S1-06), published by the Canadian Standards Association (O.C. 895-2004, 2004-09-22).
Work performed between 28 February 2007 and 30 August 2008:	CSA B44-04, Safety Code for Elevators and Escalators, Supplement No.1 – 2006 (B44S1-06) and update No. 1-B44-04 - May 2006, published by the Canadian Standards Association (O.C. 895-2004, 2004-09-22).
Work performed between 31 August 2008 and 12 July 2024:	ASME A17.1-2007/CSA B44-07, Safety Code for Elevators and Escalators, published by the Canadian Standards Association (O.C. 895-2004, 2004-09-22).
Work performed since 13 July 2024:	ASME A17.1-2019/CSA B44:19, Safety Code for Elevators and Escalators, published by CSA Group (D. 848-2024, 2024-05-15).

The regulatory requirements apply taking into account the fact that

(1) a prior regulatory requirement may be applied for a period of 6 months following the date of coming into force of a new requirement;

(2) a regulatory requirement in force at the time of construction or alteration of an elevator may be subject to an equivalency measure or different measures as provided for in sections 127 and 128 of the Building Act (chapter B-1.1);

(3) an elevator installed before 27 August 1997 and last altered before that date, if applicable, and that is still compliant with CAN/CSA-B44-M90, Safety Code for Elevators: Escalators, Dumbwaiters, Moving Walks, and Freight Platform Lifts, and its Supplement No. 1 – 1992, published by the Canadian Standards Association, except for section 12, is deemed to comply with the regulatory requirements applicable at the time of its construction; and

(4) an elevator in a private residence installed or altered on 2 August 1990 that is still compliant with Appendix A of a code earlier than CAN3-B44-M85, Safety Code

for Elevators, published by the Canadian Standards Association, is deemed to comply with the regulatory requirements applicable at the time of its construction.

**90.4.** Every elevating device shall be maintained in a safe and proper working condition in accordance with the regulatory requirements applicable at the time of its construction. If subsequently altered, it must meet the regulatory requirements applicable at the time of its alteration. In addition, it shall be maintained in accordance with Appendix B of the standard.

Based on the date of construction or alteration, the regulatory requirements applicable to an elevating device are deemed to be those indicated in the table below.

<b>Date of construction or alteration</b>	<b>Regulatory requirements applicable</b>
Work completed not later than 26 February 1997:	Sections 7 to 12 and 15 of the Regulation respecting elevators, escalators, dumbwaiters, moving walks, freight platform lifts and elevating devices for disabled persons (O.C. 1009-88, 1988-06-22).
Work performed between 27 February 1997 and 20 October 2004:	CAN/CSA-B355-94, Lifts for Persons with Physical Disabilities, French language edition, published in January 1995 by the Canadian Standards Association, (O.C. 111-97, 1997-01-29).
Work performed between 21 October 2004 and 29 April 2010:	CAN/CSA B355-00, Lifts for Persons with Physical Disabilities, including Supplement No. 1 B355S1-02 and the updates of March 2002 and October 2003, published by the Canadian Standards Association (O.C. 895-2004, 2004-09-22).
Work performed between 30 April 2010 and 12 July 2024:	CSA B355-09, Lifts for Persons with Physical Disabilities, published by the Canadian Standards Association (O.C. 895-2004, 2004-09-22; O.C. 635-2012, 2012-06-13).
Work performed since 13 July 2024:	CSA B355:19, Platform lifts and stair lifts for barrier-free access, published by the Canadian Standards Association, and the erratum published in July 2020 (D. 848-2024, 2024-05-15).

The requirements apply taking into account the fact that

(1) a prior regulatory requirement may be applied for a period of 6 months following the date of coming into force of a new requirement;

(2) a regulatory requirement in force at the time of construction or alteration of an elevator may be subject to an equivalency measure or different measures as provided for in sections 127 and 128 of the Building Act (chapter B-1.1);

(3) a private residence lift for persons with physical disabilities installed or altered before 21 October 2004 is deemed to be compliant with the regulatory requirements applicable at the time of its construction if it remains compliant with

(a) CAN/CSA-B613-M87, Elevating Devices for the Handicapped in Private Residences, published by the Canadian Standards Association;

(b) CAN/CSA B613-00, Private Residence Lifts for Persons with Physical Disabilities, published by the Canadian Standards Association; or

(c) the guide *Appareils élévateurs d'habitation pour personnes handicapées* selon la norme CSA B613-00, published on 3 February 2003 by the Comité inter-organismes gouvernementaux pour l'application de la norme CSA B613; and

(4) a private residence lift for persons with physical disabilities installed or altered before 13 July 2024, is deemed to be compliant with the regulatory requirements applicable at the time of its construction if it remains compliant with CAN/CSA B613-00, *Private Residence Lifts for Persons with Physical Disabilities*, including the update of January 2002.

### **DIVISION III** PUTTING INTO SERVICE, USE AND MAINTENANCE

**90.5.** The owner of an elevator shall, as soon as it is put into service, establish a maintenance control program in accordance with section 8.6 of the Code and carry out

- (1) category 1 periodic tests each year;
- (2) category 3 periodic tests every three years; and
- (3) category 5 periodic tests every 5 years.

In addition, the owner of a hydraulic elevator must ensure that it meets the requirements of section 8.6.5.8 of the Code.

**91.** An elevator or other elevating device shall be used for the purposes for which it was designed.

**92.** Any required rectification shall be made to an elevator or other elevating device when hazardous operating conditions have developed due to, in particular, intensive use, wear and tear, obsolescence or modifications.

**93.** The owner of an elevator shall keep the documents referred to in section 8.6.1.2.2 of the Code on the premises for consultation by the Board.

The owner of an elevating device shall keep a register of information on the maintenance provided for in Appendix B of the standard, along with updated cable layouts.

**94.** Maintenance or repair work may not be recorded in the documents or the register referred to in section 93 until the work has been completed and the rectifications made.

### **DIVISION IV** LEVIES AND FEES

**95.** A levy of \$97.25 per elevator or other elevating device shall be paid annually to the Board by the owner of an elevator or other elevating device. However, for the year during which an elevator or other lift is put into service, the levy shall be \$193.05.

**96.** The following fees shall be paid to the Board by the owner for the inspection of an elevator or other elevating device not later than 30 days after the invoice date:

(1) in the case of an elevator or any elevating device other than an inclined elevator,

(a) \$162.58 where the elevator or other elevating device serves ten landings or fewer; and

(b) \$162.58 plus \$14.51 per landing in excess of the tenth landing, where the elevator serves more than 10 landings;

(2) in the case of an inclined elevator, \$162.58 per hour or fraction of an hour.

**97.** Every owner shall pay to the Board inspection fees of \$162.58 per hour or fraction of an hour for the inspection of an elevator or other elevating device carried out following the issue of a remedial notice provided for in section 122 of the Building Act (chapter B-1.1).

**98.** The owner shall allow the Board to affix an identification plate to an elevator or other elevating device.

### **DIVISION V** OFFENCES

**99.** Any contravention of any of the provisions of this Chapter, except sections 95 to 97, constitutes an offence.”

**2.** Despite section 90.5 of the Safety Code (chapter B-1.1, r. 3), made by section 1 of this Regulation, the owner of an elevator put into service before 13 July 2024 must put in place a maintenance control program not later than 13 July 2027.

In the case of a hydraulic elevator put into service before the coming into force of this Regulation, the verification of compliance provided for in the second paragraph of section 90.5 of the Safety Code, made by section 1 of this Regulation, must be carried out not later than 13 January 2025.

This section does not apply in cases where the putting in place of a quality control program is provided for in an equivalent or different measure, approved or authorized pursuant to section 127 or 128 of the Building Act (chapter B-1.1).

**3.** This Regulation comes into force on the forty-fifth day following the date of its publication in the *Gazette officielle du Québec*.

106853

Gouvernement du Québec

## O.C. 850-2024, 15 May 2024

Building Act  
(chapter B-1.1)

### Construction Code — Amendment

Regulation to amend the Construction Code

WHEREAS, under the first and second paragraphs of section 173 of the Building Act (chapter B-1.1), the Régie du bâtiment du Québec must by regulation adopt a building code that contains building standards for buildings, facilities intended for use by the public, installations independent of a building and petroleum equipment installations or their vicinity;

WHEREAS, under subparagraphs 1 and 6 of the third paragraph of section 173 of the Act, the code may contain, in particular, building standards regarding the design and procedures for the construction of buildings, facilities intended for use by the public, installations independent of a building and petroleum equipment installations, and the energy efficiency of buildings;

WHEREAS, under the fourth paragraph of section 173 of the Act, the building standards may include measures advocated by the Government to promote energy efficiency in buildings, facilities intended for use by the public, installations independent of a building and petroleum equipment installations;

WHEREAS, under section 176 of the Act, the codes may require manufacturers to provide instructions regarding the assembly, erection, maintenance and inspection of materials, facilities and installations;

WHEREAS, under section 176.1 of the Act, the code may, with respect to the matters to which it applies, contain provisions concerning the subjects listed in section 185 of the Act;

WHEREAS, under section 178 of the Act, the code may require observance of a technical standard drawn up by another government or by an agency empowered to draw up such standards and may also provide that any reference it makes to other standards includes subsequent amendments;

WHEREAS, under paragraph 0.1 of section 185 of the Act, the Board may, by regulation, exempt from the application of the Act or certain of its provisions categories of persons, contractors, owner-builders, manufacturers of pressure installations, or owners of buildings, facilities intended for use by the public, installations independent of a building or petroleum equipment installations, and categories of buildings, pressure installations, facilities, installations or construction work;

WHEREAS, under paragraph 0.4 of section 185 of the Act, the Board may, by regulation, determine standards for the energy efficiency of buildings;

WHEREAS, under paragraph 38 of section 185 of the Act, the Board may, by regulation, adopt, generally, any other related or supplementary provision it considered necessary to give effect to the provisions of that section and of the Act;

WHEREAS, under the first paragraph of section 192 of the Act, the contents of the code may vary according, in particular, to the classes of buildings;

WHEREAS, by its resolution dated 20 March 2024, the board of directors of the Board made the Regulation to amend the Construction Code and recommended to the Minister of Labour that he submit the Regulation to the Government for approval and publication in the *Gazette officielle du Québec*;

WHEREAS, in accordance with sections 10 and 11 of the Regulations Act (chapter R-18.1), a draft Regulation to amend the Construction Code was published in Part 2 of the *Gazette officielle du Québec* of 27 December 2023 with a notice that it could be approved by the Government, with or without amendment, on the expiry of 45 days following that publication;

WHEREAS, under section 189 of the Building Act, every code or regulation of the Board is subject to approval by the Government which may approve it with or without amendment;

WHEREAS it is expedient to approve the Regulation with amendments;

IT IS ORDERED, therefore, on the recommendation of the Minister of Labour: