

**Ministerial Order 2022-013 of the Minister of Health and Social Services
dated 5 February 2022**

Public Health Act
(chapter S-2.2)

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

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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 114-2022 dated 2 February 2022;

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, 2021-062 dated 3 September 2021, 2021-063 dated 9 September 2021, 2021-065 dated 24 September 2021, 2021-066 dated 1 October 2021, 2021-067 dated 8 October 2021, 2021-068 dated 9 October 2021, 2021-069 dated 12 October 2021, 2021-073 dated 22 October 2021, 2021-074 dated 25 October 2021, 2021-077 dated 29 October 2021, 2021-078 dated 2 November 2021, 2021-079 dated 14 November 2021, 2021-083 dated 10 December 2021, 2021-086 dated 13 December 2021, 2021-087 dated 14 December 2021, 2021-089 dated 19 December 2021, 2021-090 dated 20 December 2021, 2021-092 dated 22 December 2021, 2021-096 dated 31 December 2021, 2022-001 dated 2 January 2022, 2022-004 dated 15 January 2022, 2022-011 dated 29 January 2022 and 2022-012 dated 4 February 2022, provides among other things for certain special measures to apply throughout Québec;

CONSIDERING that Order in Council 1173-2021 dated 1 September 2021, amended by Order in Council 1276-2021 dated 24 September 2021, and by Ministerial Orders 2021-067 dated 8 October 2021, 2021-079 and 2021-081 dated 14 November 2021, 2021-082 dated 17 November 2021, 2021-089 dated 19 December 2021, 2022-004 dated 15 January 2022 and 2022-007 dated 23 January 2022, provides that a person must be adequately protected to enter certain places or participate in certain activities;

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

CONSIDERING that Order in Council 114-2022 dated 2 February 2022 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 eleventh paragraph of the operative part of 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, 2021-062 dated 3 September 2021, 2021-063 dated 9 September 2021, 2021-065 dated 24 September 2021, 2021-066 dated 1 October 2021, 2021-067 dated 8 October 2021, 2021-068 dated 9 October 2021, 2021-069 dated 12 October 2021, 2021-073 dated 22 October 2021, 2021-074 dated 25 October 2021, 2021-077 dated 29 October 2021, 2021-078 dated 2 November 2021, 2021-079 dated 14 November 2021, 2021-083 dated 10 December 2021, 2021-086 dated 13 December 2021, 2021-087 dated 14 December 2021, 2021-089 dated 19 December 2021, 2021-090 dated 20 December 2021, 2021-092 dated 22 December 2021, 2021-096 dated 31 December 2021, 2022-001 dated 2 January 2022, 2022-004 dated 15 January 2022, 2022-011 dated 29 January 2022 and 2022-012 dated 4 February 2022, be further amended

(1) by replacing subparagraph 4 by the following:

"(4) for a funeral service or a marriage,

(a) a maximum of 250 persons may be in attendance, without exceeding 50% of the usual capacity of the place where the ceremony is being held;

(b) no turnover of persons is permitted for a viewing, or in the presence of ashes, and when condolences are received, and a maximum of 50 persons are present;"

(2) by inserting the following before subparagraph *b* of subparagraph 5:

"(a) the maximum attendance for all of the building is set at 50% of its usual capacity, without exceeding a maximum of 250 persons;"

(3) by striking out subparagraphs *d* and *k* in subparagraph 6.1;

(4) by replacing subparagraph 14 by the following:

"(14) in movie theaters and rooms or halls in which performing arts are presented, including broadcast venues, for a production, an audio-video filming, an indoor performance, as well as for an indoor training activity or sports event,

(a) maximum attendance in each theatre, room or hall is set at 50% of its usual capacity without exceeding a maximum of 500 persons, unless the persons in attendance are preschool children or students at the elementary or secondary school level in general education for youth, students in vocational training and students in adult general education from the same institution, when receiving any service provided by a school service centre, school board or private educational institution, or are children at a vacation camp or day camp, and persons accompanying the students or children;

(b) every member of the public is to remain seated in the assigned seat;

(c) the face covering worn by the public must be a procedural mask;"

(5) by inserting "or marriage ceremony" after "funeral service" in subparagraph *f* of subparagraph 22;

(6) by striking out subparagraph 28.1;

(7) by replacing subparagraph *b* of subparagraph 29 by the following:

"(b) the student may remove his or her procedural mask when receiving care or a service or engaging in a physical or other activity requiring the procedural mask be removed;"

THAT the fourth paragraph of the operative part of Order in Council 1173-2021 dated 1 September 2021, amended by Order in Council 1276-2021 dated 24 September 2021, and by Ministerial Orders 2021-067 dated 8 October

2021, 2021-079 and 2021-081 dated 14 November 2021, 2021-082 dated 17 November 2021, 2021-089 dated 19 December 2021, 2022-004 dated 15 January 2022 and 2022-007 dated 23 January 2022, be further amended by replacing subparagraphs 15 and 16 by the following:

"(15) a funeral service attended by more than 50 persons indoors;

(15.1) a marriage ceremony held indoors;

(16) a place of worship, except for a funeral service attended by 50 or fewer persons;";

THAT the measures set out in this Order take effect on 7 February 2022, except those set out in subparagraph 6 and 7 of the first paragraph, which take effect on 4 February 2022.

Québec, X February 2022

CHRISTIAN DUBÉ
Minister of Health and Social Services