

**Ministerial Order 2021-013 of the Minister of Health and Social Services
dated 13 March 2021**

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 was renewed until 29 March 2020 by Order in Council 222-2020 dated 20 March 2020, until 7 April 2020 by Order in Council 388-2020 dated 29 March 2020, until 16 April 2020 by Order in Council 418-2020 dated 7 April 2020, until 24 April 2020 by Order in

Council 460-2020 dated 15 April 2020, until 29 April 2020 by Order in Council 478-2020 dated 22 April 2020, until 6 May 2020 by Order in Council 483-2020 dated 29 April 2020, until 13 May 2020 by Order in Council 501-2020 dated 6 May 2020, until 20 May 2020 by Order in Council 509-2020 dated 13 May 2020, until 27 May 2020 by Order in Council 531-2020 dated 20 May 2020, until 3 June 2020 by Order in Council 544-2020 dated 27 May 2020, until 10 June 2020 by Order in Council 572-2020 dated 3 June 2020, until 17 June 2020 by Order in Council 593-2020 dated 10 June 2020, until 23 June 2020 by Order in Council 630-2020 dated 17 June 2020, until 30 June 2020 by Order in Council 667-2020 dated 23 June 2020, until 8 July 2020 by Order in Council 690-2020 dated 30 June 2020, until 15 July 2020 by Order in Council 717-2020 dated 8 July 2020, until 22 July 2020 by Order in Council 807-2020 dated 15 July 2020, until 29 July 2020 by Order in Council 811-2020 dated 22 July 2020, until 5 August 2020 by Order in Council 814-2020 dated 29 July 2020, until 12 August 2020 by Order in Council 815-2020 dated 5 August 2020, until 19 August 2020 by Order in Council 818-2020 dated 12 August 2020, until 26 August 2020 by Order in Council 845-2020 dated 19 August 2020, until 2 September 2020 by Order in Council 895-2020 dated 26 August 2020, until 9 September 2020 by Order in Council 917-2020 dated 2 September 2020, until 16 September 2020 by Order in Council 925-2020 dated 9 September 2020, until 23 September 2020 by Order in Council 948-2020 dated 16 September 2020, until 30 September 2020 by Order in Council 965-2020 dated 23 September 2020, until 7 October 2020 by Order in Council 1000-2020 dated 30 September 2020, until 14 October 2020 by Order in Council 1023-2020 dated 7 October 2020, until 21 October 2020 by Order in Council 1051-2020 dated 14 October 2020, until 28 October 2020 by Order in Council 1094-2020 dated 21 October 2020, until 4 November 2020 by Order in Council 1113-2020 dated 28 October 2020, until 11 November 2020 by Order in Council 1150-2020 dated 4 November 2020, until 18 November 2020 by Order in Council 1168-2020 dated 11 November 2020, until 25 November 2020 by Order in Council 1210-2020 dated 18 November 2020, until 2 December 2020 by Order in Council 1242-2020 dated 25 November 2020, until 9 December 2020 by Order in Council 1272-2020 dated 2 December 2020, until 18 December 2020 by Order in Council 1308-2020 dated 9 December 2020, until 25 December 2020 by Order in Council 1351-2020 dated 16 December 2020, until 1 January 2021 by Order in Council 1418-2020 dated 23 December 2020, until 8 January 2021 by Order in Council 1420-2020 dated 30 December 2020, until 15 January 2021 by Order in Council 1-2021 dated 6 January 2021, until 22 January 2021 by Order in Council 3-2021 dated 13 January 2021, until 29 January 2021 by Order in Council 31-2021 dated 20 January 2021, until 5 February 2021 by Order in Council 59-2021 dated 27 January 2021, until 12 February 2021 by Order in

Council 89-2021 dated 3 February 2021, until 19 February 2021 by Order in Council 103-2021 dated 10 February 2021, until 26 February 2021 by Order in Council 124-2021 dated 17 February 2021, until 5 March 2021 by Order in Council 141-2021 dated 24 February 2021, until 12 March 2021 by Order in Council 176-2021 dated 3 March 2021 and until 19 March 2021 by Order in Council 204-2021 dated 10 March 2021;

CONSIDERING that Order in Council 689-2020 dated 25 June 2020, amended by Orders in Council 817-2020 dated 5 August 2020, 885-2020 dated 19 August 2020, 943-2020 dated 9 September 2020 and 1020-2020 dated 30 September 2020, and by Ministerial Orders 2020-051 dated 10 July 2020, 2020-053 dated 1 August 2020 and 2020-059 dated 26 August 2020, provides for certain measures that apply to certain gatherings;

CONSIDERING that Order in Council 102-2021 dated 5 February 2021, amended by Ministerial Orders 2021-008 dated 20 February 2021, 2021-009 dated 25 February 2021 and 2021-010 dated 5 March 2021, provides for, among other things, despite any provision to the contrary of an Order in Council or a Ministerial Order made under section 123 of the Public Health Act, certain special measures applicable in certain territories;

CONSIDERING that Orders in Council 689-2020 dated 25 June 2020 and 102-2021 dated 5 February 2021, as amended, also empower the Minister of Health and Social Services to order any modification or clarification to the measures provided for in the Orders;

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 some of the measures necessary to continue that protection;

ORDERS AS FOLLOWS:

THAT the operative part of Order in Council 689-2020 dated 25 June 2020, amended by Orders in Council 817-2020 dated 5 August 2020, 885-2020 dated 19 August 2020, 943-2020 dated 9 September 2020 and 1020-2020 dated 30 September 2020, and by Ministerial Orders 2020-051 dated 10 July 2020, 2020-053 dated 1 August 2020 and 2020-059 dated 26 August 2020, be further

amended in the fifth paragraph by moving the word "or" from the end of subparagraph 1 to the end of subparagraph 2 and adding the following subparagraph at the end:

"(3) if the persons are preschool children or elementary or secondary level students in general education for youth in the same group, when receiving any service provided by a school service centre, a school board or a private educational institution;"

THAT the operative part of Order in Council 102-2021 dated 5 February 2021, amended by Ministerial Orders 2021-008 dated 20 February 2021, 2021-009 dated 25 February 2021 and 2021-010 dated 5 March 2021, be further amended

(1) in the third paragraph,

(a) by striking out subparagraph e of subparagraph 7;

(b) in subparagraph 11,

i. by replacing subparagraph vii of subparagraph a by the following subparagraph:

"vii. engages in a physical activity or other activity requiring the face covering be removed, provided that a minimum distance of two metres is maintained between every person;"

ii. by replacing subparagraph ii of subparagraph b by the following subparagraph:

"ii. on the grounds or in any building or room used for sport-study, arts-study, sport concentration programs and other special school projects of the same nature, extracurricular activities or school outings;"

(2) in the fourth paragraph,

(a) by inserting the following after subparagraph 3.1:

"(3.2) in spas and saunas,

(a) the operator is required

i. to admit only patrons having made a reservation; and

ii. to keep a register of the names, telephone numbers and, if applicable, email addresses of every patron admitted into the establishment;

(b) to be admitted, a patron must disclose to the operator the information necessary for the purposes of the preceding subparagraph and furnish proof, as required;

(c) the information entered in the register as required by subparagraph ii of subparagraph a may only be communicated to a public health authority or a person authorized to act on the public health authority's behalf for the purposes of an epidemiological investigation, and may not be used by any other person for any other purpose; and

(d) the information contained in the register required by subparagraph ii of subparagraph a must be destroyed 30 days following its entry;";

(b) in subparagraph 5,

i. in subparagraph a by moving the word "or" from the end of subparagraph ii to the end of subparagraph iii and adding the following subparagraph at the end:

"iv. as part of an extracurricular activity or school outing by students in general education for youth in the same group;";

ii. in subparagraph b by moving the word "or" from the end of subparagraph i to the end of subparagraph ii and adding the following subparagraph at the end:

"iii. as part of an extracurricular activity or school outing by students in general education for youth in the same group;";

(c) by replacing subparagraphs a and b of subparagraph 10 by the following subparagraphs:

"(a) students in the first and second cycles of elementary education in general education for youth in any building or room used by an educational institution or for the purposes of sport-study, arts-study, sports concentration and other special educational projects of the same nature, extracurricular activities or school outings, except if the students are in a room in which the educational and instructional services are provided, subject to the exceptions set out in subparagraphs iv to vii of subparagraph a of subparagraph 11 of the third paragraph; and

(b) students in the third cycle of elementary education in general education for youth, at all times, in any building or room used by an educational institution or for the purposes of sport-study, arts-study, sports concentration and other special educational projects of the same nature, extracurricular activities or school outings, subject to the exceptions set out in subparagraphs iv to vii of subparagraph a of subparagraph 11 of the third paragraph;"

(3) in the fifth paragraph,

(a) in subparagraph 2 by moving the word "and" from the end of subparagraph b to the end of subparagraph c and adding the following subparagraph at the end:

"(d) saunas and spas, except personal care provided therein;"

(b) in subparagraph 4,

i. by adding the following subparagraph at the end of subparagraph ii of subparagraph 0.a, after moving the word "or" from the end of subparagraph II to the end of subparagraph III:

"(IV) as part of an extracurricular activity or school outing by students in general education for youth in the same group;"

ii. by adding the following subparagraph at the end of subparagraph a, after moving the word "or" from the end of subparagraph ii to the end of subparagraph iii:

"iv. as part of an extracurricular activity or school outing by students in general education for youth in the same group;"

(c) by replacing subparagraph 10 by the following:

"(10) for school service centres, school boards and private educational institutions, students at the elementary school level in general education for youth must, at all times, in any building or room used by an educational institution or for the purposes of sport-study, arts-study, sports concentration and other special educational projects of the same nature, extracurricular activities or school outings, wear a face covering, namely a mask or tightly fitting cloth that covers the nose and the mouth, subject to the exceptions set out in subparagraphs iv to vii of subparagraph a of subparagraph 11 of the third paragraph;"

THAT this Order take effect on 15 March 2021.

Québec, 13 March 2021

CHRISTIAN DUBÉ
Minister of Health and Social Services