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

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WHEREAS the World Health Organization declared a COVID-19 pandemic on 11 March 2020;

WHEREAS, under section 118 of the Public Health Act (chapter S-2.2), 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;

WHEREAS the pandemic constitutes a real and grave threat to the health of the population that requires the immediate application of certain measures provided for in section 123 of the Act;

WHEREAS, by Order in Council 177-2020 dated 13 March 2020, the Government declared a public health emergency in all of the territory of Québec for a period of 10 days;

WHEREAS 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,
This is the administrative version of Order in Council No.539-2020 made on May 20 2020. In the event of discrepancy, the version to be published in the Gazette officielle du Québec takes precedence.

WHEREAS, by Orders in Council 500-2020 dated 1 May 2020, 505-2020 dated 6 May 2020 and 530-2020 dated 19 May 2020, the Government lifted the suspension applicable to certain activities carried on in work environments under Order in Council 223-2020 dated 24 March 2020;

WHEREAS during the public health emergency, despite any provisions to the contrary, the Government or the Minister of Health and Social Services, if she has been so empowered, may, without delay and without further formality, take any measure provided for in subparagraphs 1 to 8 of the first paragraph of section 123 of the Act to protect the health of the population;

WHEREAS the current COVID-19 pandemic situation makes it possible to relax certain measures taken to protect the health of the population while maintaining certain measures necessary to continue to protect it;

IT IS ORDERED, therefore, on the recommendation of the Minister of Health and Social Services:

THAT the limit applicable to the number of employees on the sites of manufacturing enterprises, provided for in paragraph 2 of the ninth paragraph of the operative part of Order in Council 505-2020 dated 6 May 2020, be lifted;

THAT the suspension applicable to activities carried on in work environments under Order in Council 223-2020 dated 24 March 2020, amended by Orders in Council 500-2020 dated 1 May 2020, 505-2020 dated 6 May 2020 and 530-2020 dated 19 May 2020, be lifted with respect to retail businesses that are situated in the territory of the Communauté métropolitaine de Montréal and that are not covered in heading “6. Priority commercial enterprises” of the Schedule to that Order in Council, amended by Ministerial Orders 2020-014 dated 2 April 2020, 2020-015 dated 4 April 2020, 2020-021
dated 14 April 2020, 2020-023 dated 17 April 2020 and Order in Council 500-2020 dated 1 May 2020, provided that

(1) the businesses have a door to the outside ordinarily used by the clientele;

(2) access to the businesses through an indoor common area be prohibited;


THAT the Schedule to Order in Council 223-2020 dated 24 March 2020, as amended, be again amended by striking out “(telephone sales only in the case of businesses situated in the territory of the Communauté métropolitaine de Montréal)” in paragraph g of the heading “6. Priority commercial enterprises”;

THAT the Minister of Health and Social Services be empowered to order any modification or clarification of the measures provided for in this Order in Council;

THAT this Order in Council take effect from 25 May 2020.