



## CHAPTER 68

### An Act to amend the Quebec Public Health Act

[Assented to, the 22nd of March, 1928]

**H**IS MAJESTY, with the advice and consent of the Legislative Council and of the Legislative Assembly of Quebec, enacts as follows:

**1.** Section 2 of the Quebec Public Health Act (Revised R. S., c. 186, Statutes, 1925, chapter 186) is amended by adding thereto, s. 2, am. after the word: "Inspector", in the first line of paragraph 3 thereof, the words: "-in-Chief".

**2.** Section 6 of the said act, as amended by the act 16 Id., s. 6, am. George V, chapter 14, section 56, is again amended by adding thereto, after the word: "inspectors", in the second and third lines of the first paragraph thereof, the words: "medical officers for county health units".

**3.** Section 8 of the said act, as amended by the act 16 Id., s. 8, am. George V, chapter 54, section 1, is again amended:

*a.* By replacing the words: "by-law of the Board of Health", in the eleventh line of paragraph 3 thereof, by the words: "provincial health regulation";

*b.* By adding thereto, after the word: "do", in the seventh line of paragraph 6 thereof, the words: "by mere resolution".

**4.** Section 20 of the said act is amended: Id., s. 20,

*a.* By adding thereto, after the word: "asylums", in am.  
the third line of paragraph 1 thereof, the words: "industrial and other camps, and determine the sanitary conditions of hairdressing parlours, barbers' shops and other similar establishments";

*b.* By adding thereto, after the word: "stables", in the

third line of paragraph 5 thereof, the words: "private fox-pens";

c. By replacing the words: "To prevent", in the first line of paragraph 9 thereof, by the words: "To provide for anti-smallpox vaccination in school establishments, and prevent".

R. S., c. 186,  
s. 28a, ad-  
ded.

Establish-  
ment of mu-  
nicipal  
health  
service.

Medical  
health  
officer.

Idem.

R. S., c. 186,  
title preced-  
ing s. 56,  
French vers.  
replaced.

R. S., c. 186,  
ss. 71a to  
71d, added.  
Pasteuriza-  
tion process.

Penalty.

Prior appro-

**5.** The said act is amended by inserting therein, after section 28 thereof, the following section:

"**28a.** From and after the 1st of July, 1928, it shall be the duty of every municipality whose population has attained or exceeds five thousand souls, and which does not form part of a county health unit to provide for the organization and maintenance of a health service directed by a physician entitled to practise in the Province of Quebec, and such physician can only be appointed medical health officer by the Lieutenant-Governor in Council on the recommendation of the municipal council, or, if a group of municipalities be concerned which employ a single physician, on the recommendation of the municipal councils interested. If such municipality or municipalities fail to recommend such a medical health officer, the Lieutenant-Governor in Council may himself choose and appoint him and fix his salary, after a notice of three months; the municipality or municipalities interested, providing for his said salary.

No such medical health officer may be removed from office, nor may the conditions of his engagement be changed, except by the Lieutenant-Governor in Council and on a vote of two-thirds of the members of the said municipal council or councils, as the case may be."

**6.** The French version of the title of part B of sub-division 7 of division II of the said act is replaced by the following: "B.—*Drainage et eaux qui servent à l'alimentation*".

**7.** The said act is amended by inserting therein after section 71 thereof, the following sections:

"**71a.** No milk or cream may be sold as pasteurized milk or cream, unless it has been heated to a temperature of at least 145° Fahrenheit for a period of at least thirty minutes, and immediately chilled to a temperature of 50° Fahrenheit and kept at that temperature until delivery. Every infringement of this provision shall render the person found guilty thereof liable to a fine not exceeding fifty dollars.

"**71b.** No plant for the pasteurizing of milk or cream

for consumption shall be installed nor any existing plant altered or enlarged, until plans and specifications for such proposed plant and alterations have been submitted to the Director of the Provincial Bureau of Health and his approval has been obtained. Every infringement of this section shall render the person who is found guilty thereof liable to a fine of five hundred dollars. Work done without such previous approval shall be altered or demolished by the corporation or person owning the plant or in charge of its operation, if the Director so require.

val for installation, etc., of plants.  
Fine.  
Demolition, etc., where work unauthorized.

“**71c.** If the Director of the Provincial Bureau of Health has reason to believe that a milk or cream pasteurization plant is not giving good results or is not operating satisfactorily, he may investigate in any way he may deem proper and shall communicate the result of his investigation to the corporation or person owning the establishment or in charge of its operation. If, after having heard the persons interested, the Director considers it necessary to make a change or improvement, either in the installation or in the working of same, it shall be his duty to order the corporation or person owning said establishment or person in charge of its operation, to make the required alterations or changes and, if he deem it necessary, to suspend the operations of the said establishment in the interval. Upon failure to comply with the order of the Director, the latter may close the establishment and keep it closed until further order, and, for such purpose, may employ the necessary force. He may, moreover, confiscate and destroy all products found in the establishment or in course of delivery, if he deem that such products are injurious to public health.

Powers of Director.  
Investigation.  
Change or improvement.  
Suspension of operations.  
Closure.  
Confiscation, etc.

“**71d.** Every person employed in a pasteurization plant who may come into contact with the milk or cream, or the apparatus used in pasteurization or washing cans or bottles, shall, at the times and in the manner prescribed by the Director of the Provincial Bureau of Health, undergo medical examination to establish that he does not carry germs which may cause infection transmissible by the milk.”

Medical examination of workers.

**8.** Section 73 of the said act is amended by adding thereto after the word: “regulations”, in the fourteenth line of the first paragraph thereof, the words: “and until the prohibiting order be removed by the municipal sanitary authority”.

R. S., c. 186, s. 73, am.

**9.** Section 74 of the said act is amended:

a. By adding thereto, after the words: “cheese factories”,

Id., s. 74, am.

in the fourth line of the first paragraph thereof, the words: "pasteurization plants";

b. By adding thereto, after the word: "regulations", in the eleventh line of the first paragraph thereof, the words: "and until the prohibiting order be removed by the municipal sanitary authority".

R. S., c. 186, s. 79, am. **10.** Section 79 of the said act is amended by adding thereto the following paragraph:

Report of  
contagious  
diseases.

"Notwithstanding the foregoing, the municipal sanitary authorities shall be obliged to make a report of contagious diseases, in the manner prescribed by the Director of the Provincial Bureau of Health."

R. S., c. 186, s. 99, am. **11.** Section 99 of the said act is amended by inserting therein, after sub-paragraph *j* of subsection 1 thereof, the following sub-paragraph:

Occupational  
diseases.

"*k.* The declaration of occupational diseases."

R. S., c. 186, s. 100, am. **12.** Section 100 of the said act is amended by adding thereto, after the word: "authority", in the seventh line thereof, the words: "or by an inspector of industrial establishments appointed under the Industrial Establishments Act (Chap. 182), or an inspector of the Provincial Bureau of Health".

Id., s. 101, am. **13.** Section 101 of the said act is amended by adding thereto, after the word: "Whenever", in the first line of the first paragraph thereof, the words: "in the opinion of the Director of the Provincial Bureau of Health".

Id., s. 102, am. **14.** Section 102 of the said act is amended by adding thereto, after the word: "physicians", in the first line thereof, the words: "the inspectors of the Provincial Bureau of Health and the inspectors of industrial establishments".

Coming into force. **15.** This act shall come into force on the day of its sanction.