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Part

2

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Laws and Regulations

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Summary

Table of Contents
Coming into force of Acts
Regulations and other Acts
Draft Regulations
Decisions
Notices
Index

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Contents

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- (2) proclamations of Acts;
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Table of Contents

Page

Coming into force of Acts

323-2013	Sharing of certain health information, An Act respecting the... — Coming into force of certain provisions of the Act	963
341-2013	Highway Safety Code and other legislative provisions, An Act to again amend the... — Coming into force of certain provisions of the Act	964

Regulations and other Acts

340-2013	Demerit points (Amend.)	965
	Speed limit on access roads to the De la Romaine hydroelectric development	966

Draft Regulations

	Reimbursement of councillors' research and support expenses	967
--	---	-----

Decisions

1693-2	Office of the National Assembly — Procedure for selecting persons qualified for appointment as members of the Commission d'accès à l'information (Amend.)	969
--------	---	-----

Notices

	Lac-Gale Nature Reserve (Société canadienne pour la conservation de la nature) — Recognition	971
	Municipalité de Notre-Dame-du-Rosaire — Disallowance by-law 2013-02 concerning the operation of off-highway vehicles on certain municipal roads	971

Coming into force of Acts

Gouvernement du Québec

O.C. 323-2013, 27 March 2013

An Act respecting the sharing of certain health information (2012, chapter 23)

— Coming into force of certain provisions of the Act

COMING INTO FORCE of certain provisions of the Act respecting the sharing of certain health information

WHEREAS the Act respecting the sharing of certain health information (2012, chapter 23) was assented to on 18 June 2012;

WHEREAS section 180 of the Act provides that the provisions of the Act come into force on the date or dates to be set by the Government;

WHEREAS, under Order in Council 788-2012 dated 4 July 2012, sections 1 to 6, 120, 121, 130, 132 to 135, 147 to 150, 163 to 166, 168 to 175, 178 and 179 of the Act came into force on 4 July 2012 and section 176 came into force of 1 December 2012;

WHEREAS it is expedient to set the dates of coming into force of sections 7 to 10, section 11 except subparagraphs 4 to 6 of the first paragraph, sections 12 to 21 and 23, section 25 except “or sold under pharmaceutical control” in paragraph 1 and paragraphs 2 and 3, section 26 except “and, in the case of a collective prescription, the date it was filled” in paragraph 4, “and, in the case of a collective prescription, of the health professional who filled it” in paragraph 13 and “and, in the case of a collective prescription, where it was filled” in paragraph 14, section 27, section 28 except “or a person or partnership”, sections 29 and 30, section 31 except “or a person or partnership operating a medical imaging laboratory or a medical diagnostic radiology laboratory”, the first paragraph of section 32, sections 33 to 36, 46 to 49 and 51 to 54, the first paragraph of section 55, sections 56 to 58, section 59 except “or fill a collective prescription for medication”, sections 60 to 74, section 75 except “and any other person for whom an entry is requested”, sections 76 to 78, section 79 except paragraph 10, sections 80 to 82, the first paragraph of section 83, sections 84 to 105, 109 to 119 and 122, section 123 except “40 or 43, the second

paragraph of section 50”, section 124 except “or 108”, sections 125 to 129, section 131 except “40,”, sections 136 to 146 and 151 to 160, section 161 except paragraph 4, sections 162, 167 and 177;

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

THAT 15 April 2013 be set as the date of coming into force of sections 153 to 159 of the Act respecting the sharing of certain health information (2012, chapter 23);

THAT 20 June 2013 be set as the date of coming into force of sections 7 to 10, section 11 except subparagraphs 4 to 6 of the first paragraph, sections 12 to 21 and 23, section 25 except “or sold under pharmaceutical control” in paragraph 1 and paragraphs 2 and 3, section 26 except “and, in the case of a collective prescription, the date it was filled” in paragraph 4, “and, in the case of a collective prescription, of the health professional who filled it” in paragraph 13 and “and, in the case of a collective prescription, where it was filled” in paragraph 14, section 27, section 28 except “or a person or partnership”, sections 29 and 30, section 31 except “or a person or partnership operating a medical imaging laboratory or a medical diagnostic radiology laboratory”, the first paragraph of section 32, sections 33 to 36, 46 to 49 and 51 to 54, the first paragraph of section 55, sections 56 to 58, section 59 except “or fill a collective prescription for medication”, sections 60 to 74, section 75 except “and any other person for whom an entry is requested”, sections 76 to 78, section 79 except paragraph 10, sections 80 to 82, the first paragraph of section 83, sections 84 to 105, 109 to 119 and 122, section 123 except “40 or 43, the second paragraph of section 50”, section 124 except “or 108”, sections 125 to 129, section 131 except “40,”, sections 136 to 146 and 151, 152 and 160, section 161 except paragraph 4, sections 162, 167 and 177 of the Act.

JEAN ST-GELAIS,
Clerk of the Conseil exécutif

2609

Gouvernement du Québec

O.C. 341-2013, 27 March 2013

An Act to again amend the Highway Safety Code and other legislative provisions (2008, chapter 14) — Coming into force of certain provisions of the Act

Coming into force of certain provisions of the Act to again amend the Highway Safety Code and other legislative provisions

WHEREAS the Act to again amend the Highway Safety Code and other legislative provisions (2008, chapter 14) was assented to on 12 June 2008;

WHEREAS, under section 141 of the Act, the provisions of the Act come in force on the date or dates to be set by the Government, except paragraph 2 of section 1, paragraph 2 of section 2, sections 3, 4, 8, paragraph 1 of section 9, sections 10, 23, 24, 28, 30, 34 to 36, 38 to 40, 43, 45 to 47, paragraph 3 of section 54, sections 55 to 57, 59 to 71, 73 to 78, 81 to 85, paragraphs 2 to 4 of section 86, sections 88 to 90, 94, 96, paragraph 2 of section 98, sections 99, 102, 117, 120 to 123, 125, 132 to 135, 137 and 138 to 140, which came into force on 12 June 2008, and section 7, paragraph 1 of section 11, section 12, paragraphs 2 and 3 of section 49, paragraph 2 of section 50, paragraph 2 of section 51, section 52 and paragraph 2 of section 53, which came into force on 2 July 2008;

WHEREAS, under Order in Council 857-2008 dated 3 September 2008, paragraph 1 of section 98 and section 118 of the Act came into force on 3 September 2008;

WHEREAS, under Order in Council 905-2008 dated 17 September 2008, section 48 of the Act came into force on 17 September 2008;

WHEREAS, under Order in Council 1107-2008 dated 5 November 2008, section 136 of the Act came into force on 5 November 2008;

WHEREAS, under Order in Council 1109-2008 dated 5 November 2008, sections 5 and 13, paragraph 1 of section 14 and sections 31, 32, 41, 42, 87, 92, 93, 97 and 116 of the Act came into force on 7 December 2008;

WHEREAS, under Order in Council 1207-2009 dated 18 November 2009, paragraph 2 of section 11 and section 58 of the Act came into force on 6 December 2009;

WHEREAS, under Order in Council 933-2010 dated 3 November 2010, sections 15, 16, 17 and 103 to 110 of the Act came into force on 1 December 2010;

WHEREAS, under Order in Council 1047-2010 dated 1 December 2010, sections 25, 44 and paragraph 2 of section 72 of the Act came into force on 1 January 2011;

WHEREAS, under Order in Council 420-2011 dated 13 April 2011, section 37 of the Act came into force on 1 May 2011;

WHEREAS it is expedient to set 7 April 2013 as the date of coming into force of paragraph 1 of section 2 and sections 18, 19, 21, 22, 91 and 95 of the Act;

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

THAT paragraph 1 of section 2 and sections 18, 19, 21, 22, 91 and 95 of the Act to again amend the Highway Safety Code and other legislative provisions (2008, chapter 14) come into force on 7 April 2013.

JEAN ST-GELAIS,
Clerk of the Conseil exécutif

2610

Regulations and other Acts

Gouvernement du Québec

O.C. 340-2013, 27 March 2013

Highway Safety Code
(chapter C-24.2)

Demerit points — Amendment

Regulation to amend the Regulation respecting demerit points

WHEREAS, under paragraph 9 of section 619 of the Highway Safety Code (chapter C-24.2), the Government may by regulation establish a system of demerit points on the basis of which the Société de l'assurance automobile du Québec cancels a licence or suspends the right to obtain a licence; the system must include a list of offences and the corresponding number of demerit points for each offence and determine the total number of demerit points entered in a person's file that entails the sending of a notice, the cancellation of a licence or the suspension of the right to obtain a licence;

WHEREAS, in accordance with sections 10 and 11 of the Regulations Act (chapter R-18.1), a draft of the Regulation to amend the Regulation respecting demerit points was published in Part 2 of the *Gazette officielle du Québec* of 27 June 2012 with a notice that it could be made by the Government on the expiry of 45 days following this publication;

WHEREAS it is expedient to make the Regulation without amendment;

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

THAT the Regulation to amend the Regulation respecting demerit points, attached to this Order in Council, be made.

JEAN ST-GELAIS,
Clerk of the Conseil exécutif

Regulation to amend the Regulation respecting demerit points

Highway Safety Code
(chapter C-24.2, s. 619, par. 9)

1. The Regulation respecting demerit points (chapter C-24.2, r. 37) is amended in the “Table of demerit points” Schedule

(1) by adding “or more” in element 6.3 after “Driving 60 km/h or more over the speed limit in a zone where the maximum authorized speed is 100 km/h”;

(2) by replacing “6” in element 25 by “12”;

(3) by inserting the following after element 25:

“25.1. Riding on the running board or on any outer part of a road vehicle in motion, or riding in the box or dump body of a road vehicle in motion, or tolerating such a practice	433	512	12
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25.2. Hanging on to a road vehicle in motion or being pulled or pushed by such a vehicle or tolerating such a practice	434	512	12
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”.

2. This Regulation comes into force on the fifteenth day following the date of its publication in the *Gazette officielle du Québec*.

2608

M.O., 2013**Order number 2013-04 of the Minister of Transport dated 22 March 2013**

Highway Safety Code
(chapter C-24.2)

Speed limit on access roads to the De la Romaine hydroelectric development

THE MINISTER OF TRANSPORT,

CONSIDERING the third paragraph of section 328 of the Highway Safety Code (chapter C-24.2), which provides that the Minister of Transport may by order change the speed limit on all or any part of the highways under the administration of or maintained by the Ministère des Ressources naturelles et de la Faune;

CONSIDERING Order in Council 879-2012 dated 20 September 2012, which provides that the Minister of Natural Resources and Wildlife is now designated under the name of Minister of Natural Resources;

CONSIDERING the recommendation of the Minister of Natural Resources to set at 70 km/h the speed limit on the access roads to the De la Romaine hydroelectric development, while under the Code the speed limit would be 90 km/h as soon as the asphaltting work on those roads is completed;

CONSIDERING that it is expedient to follow up on that recommendation;

ORDERS AS FOLLOWS:

The speed limit on the access roads or parts thereof to the De la Romaine hydroelectric development is set at 70 km/h, which roads are described in the Schedule to this Order;

This Order comes into force on the fifteenth day following the date of its publication in the *Gazette officielle du Québec*.

SYLVAIN GAUDREAU,
Minister of Transport

SCHEDULE

Access roads	Chaining km	
	from	to
Route de la Romaine	0 + 000	86 + 000
Access road to La Romaine-2 power plant	0 + 000	3 + 400
Access road to surge chamber (Romaine-2)	0 + 000	0 + 980
Access road to dike 2	0 + 000	3 + 865
Access road to dam and spillway (Romaine-2)	6 + 150	6 + 310
Access road to water intake (Romaine-2)	0 + 900	1 + 165
Access road to dike B2	0 + 000	2 + 020
Access road to dike C2	0 + 000	0 + 0135
Access road to dikes E2 et D2	0 + 390	0 + 670
Access road to dike F2	0 + 000	0 + 580

2601

Draft Regulations

Draft Regulation

Cities and Towns Act
(chapter C-19)

Councillors' research and support expenses

Notice is hereby given, in accordance with sections 10 and 11 of the Regulations Act (chapter R-18.1), that the Regulation respecting the reimbursement of councillors' research and support expenses, appearing below, may be made by the Minister of Municipal Affairs, Regions and Land Occupancy on the expiry of 45 days following this publication.

The draft Regulation is to determine the research and support expenses of councillors that may be reimbursed by a municipality. It also prescribes rules relating to the content of the vouchers that are required for the reimbursement of expenses.

Further information may be obtained by contacting Stéphane Bouchard, 10, rue Pierre-Olivier-Chauveau, 3^e étage, Québec (Québec) G1R 4J3; telephone: 418 691-2039, extension 3304; fax: 418 643-2206; email: stephane.bouchard@mamrot.gouv.qc.ca

Any person wishing to comment on the draft Regulation is requested to submit written comments before the expiry of the 45-day period to the Minister of Municipal Affairs, Regions and Land Occupancy, 10, rue Pierre-Olivier-Chauveau, 4^e étage, Québec (Québec) G1R 4J3.

SYLVAIN GAUDREAU,
*Minister of Municipal Affairs,
Regions and Land Occupancy*

Regulation respecting the reimbursement of councillors' research and support expenses

Cities and Towns Act
(chapter C-19, ss. 474.0.1 and 474.0.4.1)

1. This Regulation determines the research and support expenses of councillors that may be reimbursed out of the appropriation provided for in section 474.0.1 of the Cities and Towns Act (chapter C-19) and prescribes rules regarding the content of the vouchers referred to in section 474.0.3.

2. Only the following expenses may be reimbursed under section 474.0.1 of the Cities and Towns Act:

(1) the cost of letterhead paper, envelopes and office supplies;

(2) expenses to purchase or subscribe to publications and subscription expenses for specialized data banks;

(3) mail and messenger expenses;

(4) usual bank fees and interest;

(5) expenses to purchase and use a mobile telephone;

(6) expenses to rent an office not located in a councillor's residence, and expenses for the maintenance, insurance and surveillance of that office;

(7) expenses to purchase, rent, install and maintain furniture and office equipment, computer equipment, software and decorative accessories;

(8) Internet subscription and connection expenses;

(9) travel and parking expenses, excluding those incurred to attend the sittings of the council or the sittings of a commission or committee of the council;

(10) expenses to rent a room;

(11) hospitality, reception or meeting expenses and related expenses;

(12) registration and subscription expenses for activities such as benefit activities, conference dinners, colloquiums, conventions, seminars or symposiums;

(13) advertising expenses to inform the population in a district of the name of the councillor for that district and his or her photograph and contact information;

(14) expenses for the publication of a text or for printing and distributing unaddressed mail pertaining to issues or debates of public interest;

(15) expenses to set up and update a website or blog, in particular expenses to reserve a domain name and expenses for the hosting, design and carrying out of the site or blog;

(16) expenses for the services of a person or partnership hired for research or support purposes, and the percentage of the salary of a political party employee corresponding to the time devoted to those purposes.

3. The expenses referred to in section 2 may be reimbursed to the extent that they are incurred in the performance of the councillor's duties.

Expenses incurred to solicit memberships and financial contributions, for the organization of a nomination assembly or for the promotion for electoral purposes of an authorized party or a candidacy or for any similar purposes, are not reimbursed.

4. The vouchers referred to in section 474.0.3 of the Cities and Towns Act must contain

(1) the supplier's name and address with an indication, in the cases referred to in paragraph 16 of section 2, whether the supplier carries on duties within the office staff of an elected officer of the municipality or within the political party submitting a request for reimbursement;

(2) a description of the nature of the good or service;

(3) the cost of the good or service, including taxes;

(4) the date of the transaction and, if applicable, the date or dates on which the service was provided;

(5) a copy of the invoice, if applicable;

(6) proof of payment;

(7) the name of the councillor or councillors who received the good or service; and

(8) the purpose for which the expense was incurred.

5. This Regulation comes into force on the fifteenth day following the date of its publication in the *Gazette officielle du Québec*.

Decisions

Décision 1693-2, 21 March 2013

An Act respecting Access to documents held by public bodies and the Protection of personal information (chapter A-2.1)

RESPECTING the Regulation to amend the Regulation respecting the procedure for selecting persons qualified for appointment as members of the Commission d'accès à l'information

AS the Commission d'accès à l'information was established under the Act respecting Access to documents held by public bodies and the Protection of personal information (chapter A-2.1);

AS, in accordance with section 104.1 of that Act, the members of the Commission d'accès à l'information are chosen beforehand according to the procedure for selecting persons qualified for appointment as members of the Commission established by regulation of the Office of the National Assembly;

AS the Office, by its Decision 1384 dated October 25, 2007, adopted the Regulation respecting the procedure for selecting persons qualified for appointment as members of the Commission d'accès à l'information;

AS the Office, by its Decision 1560 dated April 7, 2011, amended that regulation so as to extend from three years to five years the valid period of the existing initial list of candidates considered qualified by the selection committee for the position of member of the Commission;

AS it is expedient to change the composition of the selection committee prescribed in section 4 of the Regulation;

AS it is expedient to amend the Regulation in order to extend from three years to five years the valid period of any list of candidates considered qualified by the selection committee for the position of member of the Commission;

AS, in accordance with sections 10 and 11 of the Regulations Act (chapter R-18.1), the proposed Regulation to amend the Regulation respecting the procedure for selecting persons qualified for appointment as members of the Commission d'accès à l'information was published in the *Gazette officielle du Québec* on 27 December 2012;

AS it is expedient that the Office adopt that regulation;

IT IS THE DECISION OF THE OFFICE:

TO adopt the Regulation to amend the Regulation respecting the procedure for selecting persons qualified for appointment as members of the Commission d'accès à l'information;

TO publish the regulation in the *Gazette officielle du Québec*.

JACQUES CHAGNON,
President of the National Assembly

Regulation to amend the Regulation respecting the procedure for selecting persons qualified for appointment as members of the Commission d'accès à l'information

Act respecting Access to documents held by public bodies and the Protection of personal information (chapter A-2.1, section 104.1)

1. Section 4 of the Regulation respecting the procedure for selecting persons qualified for appointment as members of the Commission d'accès à l'information, adopted by Decision 1384 dated October 25, 2007, is amended by replacing paragraphs 2 and 3 by the following paragraphs:

“(2) a Vice-President of the National Assembly;

“(3) after consulting the Secretary General of the National Assembly, two persons with pertinent experience in the field of access to documents held by public bodies or the protection of personal information.”

2. Section 15 of the Regulation is amended by replacing “three” in the third paragraph by “five”.

3. This regulation comes into force on the date it is adopted.

2605

Notices

Notice

Natural Heritage Conservation Act
(chapter C-61.01)

**Lac-Gale Nature Reserve (Société canadienne pour
la conservation de la nature)**
— **Recognition**

Notice is hereby given, in keeping with article 58 of the Natural Heritage Conservation Act (chapter C-61.01), that the Minister of Sustainable Development, Environment, Wildlife and Parks has recognized as a nature reserve a private property, of the area of 3,75 hectares, situated on the territory of the municipality of Ville de Bromont, Regional County Municipality of Brome-Missisquoi, known and designated as of the lot 3 563 893 of the Québec Land Register, Brome Registration Division.

This recognition, for perpetuity, takes effect on the date of the publication of this notice in the *Gazette officielle du Québec*.

Le directeur du patrimoine écologique et des parcs,
PATRICK BEAUCHESNE

2604

Notice

**Notice 2013-03 of the Minister of Transport dated
March 27, 2013**

Highway Safety Code
(chapter C-24.2)

Municipalité de Notre-Dame-du-Rosaire
— **Disallowance**

By-law 2013-02 concerning the operation of off-highway vehicles on certain municipal roads

CONSIDERING that, under the fourth paragraph of section 626 of the Highway Safety Code (chapter C-24.2), the Minister of Transport may disallow a by-law passed by a municipality under subparagraph 14 of the first paragraph of that section, within 90 days of the date on which it is passed;

NOTICE IS HEREBY GIVEN THAT, in accordance with the powers conferred on the Minister under the fourth paragraph of section 626 of the Highway Safety Code, the Minister of Transport has disallowed By-law 2013-02 concerning the operation of off-highway vehicles on certain municipal roads, passed by Municipalité de Notre-Dame-du-Rosaire on 14 January 2013;

The operation of off-highway vehicles as authorized by the By-law would have a negative impact on the safety of users.

The decision of the Minister of Transport was communicated to the authorities of Municipalité de Notre-Dame-du-Rosaire on March 27, 2013.

SYLVAIN GAUDREAU,
Minister of Transport

2607

Index

Abbreviations: **A**: Abrogated, **N**: New, **M**: Modified

	Page	Comments
Access to documents held by public bodies and the Protection of personal information, An Act respecting... — Office of the National Assembly — Procedure for selecting persons qualified for appointment as members of the Commission d'accès à l'information (chapter A-2.1)	969	Decision
Cities and Towns Act — Reimbursement of councillors' research and support expenses (chapter C-19)	967	Draft
Demerit points (Highway Safety Code, chapter C-24.2)	965	M
Highway Safety Code — Demerit points. (chapter C-24.2)	965	M
Highway Safety Code — Municipalité de Notre-Dame-du-Rosaire — Disallowance by-law 2013-02 concerning the operation of off-highway vehicles on certain municipal roads. (chapter C-24.2)	971	Notice
Highway Safety Code — Speed limit on access roads to the De la Romaine hydroelectric development (chapter C-24.2)	966	N
Highway Safety Code and other legislative provisions, An Act to again amend the... — Coming into force of certain provisions of the Act (2012, chapter 14)	964	
Lac-Gale Nature Reserve (Société canadienne pour la conservation de la nature) — Recognition (Natural Heritage Conservation Act, chapter C-61.01)	971	Notice
Municipalité de Notre-Dame-du-Rosaire — Disallowance by-law 2013-02 concerning the operation of off-highway vehicles on certain municipal roads (Highway Safety Code, chapter C-24.2)	971	Notice
Natural Heritage Conservation Act — Lac-Gale Nature Reserve (Société canadienne pour la conservation de la nature) — Recognition. (chapter C-61.01)	971	Notice
Office of the National Assembly — Procedure for selecting persons qualified for appointment as members of the Commission d'accès à l'information. (An Act respecting Access to documents held by public bodies and the Protection of personal information, chapter A-2.1)	969	Decision
Reimbursement of councillors' research and support expenses (Cities and Towns Act, chapter C-19)	967	Draft
Sharing of certain health information, An Act respecting the... — Coming into force of certain provisions of the Act. (2012, chapter 23)	963	
Speed limit on access roads to the De la Romaine hydroelectric development (Highway Safety Code, chapter C-24.2)	966	N

