

10. For the purposes of subparagraphs 2 and 3 of the first paragraph of section 36.4 of the Act, the amount per hectare of land situated in the agricultural zone and forming part of the agricultural operation is \$800.

11. A person who applies for the reimbursement of real estate taxes and compensations shall use and complete the form put at his disposal by the Minister.

12. The form of an application for reimbursement shall contain the following information:

- (1) the applicant's identity;
- (2) a statement of the gross revenue of the agricultural operation for the calendar year that ended before the beginning of the municipal fiscal year for which an application for reimbursement is made;
- (3) the total area of the agricultural operation situated in an agricultural zone;
- (4) identification of the immovables leased by the agricultural operation and their value entered on the assessment roll;
- (5) the amount of the real estate taxes and compensations for which the application is made; and
- (6) the reimbursement applied for.

The form of an application for reimbursement shall contain a declaration by the applicant that the information provided is true and that he has not claimed financial assistance from another department or public body with respect to the real estate taxes and compensations for which he has applied for reimbursement. It shall also contain an authorization for the Minister to consult his appraisal record with the municipality or with the appraiser. The form shall be signed by the applicant or by a person authorized by him.

13. The originals, whether paid or unpaid, of the real estate tax and compensation accounts for which an application for reimbursement is made, detailed proof of the gross revenue, proof of payment of the annual assessment exigible under the Farm Producers Act and, where applicable, a copy of the leases binding the agricultural operation shall be attached to the application for reimbursement.

14. This Regulation replaces the Regulation respecting the registration of agricultural operations and the reimbursement of real estate taxes and compensations made by Order in Council 1692-91 dated 11 December 1991, as amended.

15. This Regulation comes into force on the date of its publication in the *Gazette officielle du Québec*.

The provisions of this Regulation concerning the reimbursement of real estate taxes and compensations are applicable

(1) to the fiscal year beginning on 1 January 1997 and to subsequent fiscal years, for municipal taxes; and

(2) to the fiscal year beginning on 1 July 1996 and to subsequent fiscal years, for school taxes.

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Gouvernement du Québec

O.C. 364-97, 19 March 1997

An Act respecting prescription drug insurance and amending various legislative provisions (1996, c. 32)

Basic prescription drug insurance plan — Amendments

Regulation to amend the Regulation respecting the basic prescription drug insurance plan

WHEREAS under the first paragraph of section 116 of the Act respecting prescription drug insurance and amending various legislative provisions (1996, c. 32), the Government may, by regulation, before 1 August 1997, make any other transitional provision to remedy any omission and ensure the implementation of the basic prescription drug insurance plan as soon as possible after the plan is established by that Act;

WHEREAS under the second paragraph of section 116 of that Act, a regulation made under that section is not subject to the publication requirements set out in section 8 of the Regulations Act (R.S.Q., c. R-18.1); it shall come into force on the date of its publication in the *Gazette officielle du Québec* or on any later date fixed in the regulation, notwithstanding section 17 of that Act and it may, once published and where it so provides, apply from any date not prior to 1 August 1996;

WHEREAS by Order in Council 1519-96 dated 4 December 1996, the Government made the Regulation respecting the basic prescription drug insurance plan;

WHEREAS it is expedient to amend that Regulation;

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

THAT the Regulation to amend the Regulation respecting the basic prescription drug insurance plan, attached to this Order in Council, be made.

MICHEL CARPENTIER,
Clerk of the Conseil exécutif

Regulation to amend the Regulation respecting the basic prescription drug insurance plan

An Act respecting prescription drug insurance and amending various legislative provisions (1996, c. 32, s. 116)

1. The Regulation respecting the basic prescription drug insurance plan, made by Order in Council 1519-96 dated 4 December 1996 and amended by the Regulation made by Order in Council 1532-96 dated 6 December 1996, is further amended by inserting the following after section 2:

“**§1.1 Exceptional medications**”.

2. Section 8 is amended

(1) by substituting the following for subparagraph 10 of the first paragraph:

“(10) in the case of a child 25 years of age or under:

(a) a statement that the child is spouseless and pursues full-time studies, within the meaning of section 9 of the Act respecting financial assistance for students (R.S.Q., c. A-13.3), as a duly registered student in an educational institution; or

(b) a statement that the child is spouseless, suffers from one of the impairments provided for in paragraphs 1 to 4 of section 11.1 and pursues part-time studies, within the meaning of section 9 of that Act respecting financial assistance for students, as a duly registered student in an educational institution;”;

(2) by inserting the following paragraph after the first paragraph:

“Furthermore, the person shall provide the Board with the following documents:

(1) in the case referred to in clause *b* of subparagraph 10 of the first paragraph and subject to the third paragraph of section 11.2, the medical certificate and the evaluation of disabilities provided for in the first and second paragraphs of that section;

(2) in the case referred to in paragraph 11 of the first paragraph, the attestation of results or the medical certificate provided for in section 6.”.

3. The following is inserted after section 8:

“**8.1** Any person referred to in the first paragraph of section 19 or in section 20 of that Act shall notify the Régie of any change in the information or documents forwarded under sections 7, 8 and 11.2 of this Regulation, within 30 days of such a change.”.

4. The following is inserted after section 11:

“**11.1** Any eligible person without a spouse who is 25 years of age or under, in respect of whom someone would exercise parental authority if the person were a minor, is deemed to attend an educational institution on a full-time basis if the person suffers from one of the following impairments and, for that reason, attends such institution on a part-time basis as a duly registered student:

(1) severe visual impairment: visual acuity in each eye, after correction by means of appropriate ophthalmic lenses, excluding special optical systems and additions greater than 4.00 dioptres, is not more than 6/21, or the field of vision in each eye is less than 60 degrees in the 180- and 90-degree meridians, and, in either case, the person is unable to read, write or move about in an unfamiliar environment;

(2) severe hearing impairment: the ear having the greater hearing capability is affected by a hearing impairment evaluated, according to 1992 standard S3.21 of the American National Standard Institute (11 West 42nd Street, New York, New York 10036; tel.: (212) 642-4900; fax: (212) 398-0023), to be an average of at least 70 decibels, in aerial conduction, on any of the 500, 1000 or 2000 Hertzian frequencies;

(3) motor impairments, where they result in significant and persistent limitations for the student in the performance of his daily activities: loss, malformation or abnormality in the skeletal, muscular or neurological systems responsible for body motion;

(4) organic impairments, where they result in significant and persistent limitations for the student in the performance of his daily activities: disorder or abnormality in the internal organs forming part of the cardio-respiratory, gastrointestinal and endocrinal systems.

11.2 The impairments referred to in section 11.1 shall be stated in a medical certificate issued by a physician.

The disabilities related to one of those impairments shall be evaluated by a therapist specializing in the field of the impairment. In the absence of a specialized therapist or where care by such therapist is not required, such evaluation shall be made by a physician.

Where the Minister of Education has taken into account, for the purposes of the program it administers, a medical certificate attesting that a student suffers from a major functional deficiency within the meaning of the Regulation respecting financial assistance for students made by Order in Council 844-90 dated 20 June 1990, as it reads when it is applied, such student does not have to provide the documents required under the first and second paragraphs if he provides either the Régie, the group insurer or the manager of the employee benefit plan offering him coverage, a written consent authorizing him to obtain confirmation of his state from the ministère de l'Éducation.”.

5. This Regulation comes into force on 1 April 1997.

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M.O., 1997

Order number 9600538 of the Minister of Natural Resources dated March 11, 1997

Regulation respecting unit rates applicable to the calculation of dues for forest management permits for the supply of wood processing plants

WHEREAS under the third paragraph of section 5 of the Forest Act (R.S.Q., c. F-4.1), the Minister shall determine the unit rates for the classes of forest management permits for which the unit rates have not been determined by regulation of the Government;

WHEREAS under section 72 of that Act, the Minister shall determine the unit rate corresponding to the stumpage value according to the rules of calculation determined by regulation of the Government;

WHEREAS by Order in Council 372-87 dated 18 March 1987, the Government made the Regulation respecting forest royalties;

WHEREAS in accordance with sections 2 and 7 of that Regulation, it is expedient to establish the unit rates for the stumpage value applicable to the calculation of the dues payable by the holder of a forest management permit for the supply of a wood processing plant for the 1997-1998 fiscal year;

WHEREAS in accordance with sections 8 and 10 of the Regulations Act (R.S.Q., c. R-18.1), a draft of the Regulation attached to this Order was published in Part 2 of the *Gazette officielle du Québec* of 8 January 1997 with a notice that it could be made by the Minister upon the expiry of a 45-day period following that publication;

WHEREAS the 45-day period has expired;

WHEREAS under section 18 of that Act, a regulation may come into force on the date of its publication in the *Gazette officielle du Québec*, or between that date and the date applicable under section 17 of that Act, where the authority that has made it is of the opinion that the urgency of the situation requires it;

WHEREAS under the same section, the reason justifying such coming into force shall be published with the regulation;

WHEREAS in the opinion of the Minister, the urgency due to the following circumstances justifies such coming into force:

— the Draft Regulation respecting unit rates applicable to the calculation of dues for forest management permits for the supply of wood processing plants is one of the elements that will make it possible to enforce the Regulation respecting forest royalties.

Section 2 of that Regulation prescribes in particular that “In order to determine a unit rate fixed by the Minister under section 72 of the Forest Act (R.S.Q., c. F-4.1), the stumpage value of standing timber shall be calculated on 1 April of each year in each forest tariffing zone, by species or group of species and quality of timber, according to the parity technique applicable in property assessment, by comparing the timber to similar timber for which the selling price is known.”.

For the effective application of the above provisions, the rates must be calculated on 1 April next and must be effective as of that date, a deadline that the Minister could not meet were he to comply fully with the time period for coming into force provided for in the Regulations Act.

WHEREAS it is expedient to make the Regulation with amendments;

THEREFORE, the Regulation respecting unit rates applicable to the calculation of dues for forest management permits for the supply of wood processing plants, attached to this Order in Council, is made.

Charlesbourg, March 11, 1997

GUY CHEVRETTE,
*Minister of State for
Natural Resources*