

23. Section 57 is amended by adding the following after subparagraph 2 of the second paragraph:

“(3) he is 23 years of age or more.”.

24. The following is substituted for section 85:

“**85.** The Société furnishes the documents that a person must fill out or have filled out for the purposes of paragraph 2 of section 24, paragraph 3 of section 25, section 34, subparagraph *b* of paragraph 2 of section 42, subparagraph *b* of paragraph 2 and subparagraph *c* of paragraph 3 of section 43, paragraph 2 of section 44, paragraph 2 of section 45 and paragraph 2 of section 46.”.

25. This Regulation comes into force on 30 June 1997.

1456

Gouvernement du Québec

O.C. 725-97, 28 May 1997

Highway Safety Code
(R.S.Q., c. C-24.2)

Demerit points — Amendments

Regulation to amend the Regulation respecting demerit points

WHEREAS under paragraph 9 of section 619 of the Highway Safety Code (R.S.Q., c. 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 shall 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 under paragraph 9.2 of section 619 of the Code, the Government may, by regulation, determine which provisions of Division IV of Chapter II of Title II of the Code or of a regulation made under paragraph 9 of that section shall apply to the holder of a learner's licence or probationary licence and provide for derogatory provisions to that Division or to that regulation which shall apply to such holders;

WHEREAS under paragraph 9.3 of section 619 of the Code, the Government may, by regulation, prescribe the

total number of offences or of demerit points entered in a person's record that shall entail the sending of a notice, the suspension of a learner's licence and of a probationary licence or of the right to obtain such licences;

WHEREAS under sections 10 and 11 of the Regulations Act (R.S.Q., c. R-18.1), the Regulation to amend the Regulation respecting demerit points was published in Part 2 of the *Gazette officielle du Québec* of 12 March 1997 with a notice that it could be submitted to the Government for adoption upon the expiry of 45 days following that publication;

WHEREAS it is expedient for the Government to adopt the Regulation without amendment;

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

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

MICHEL CARPENTIER,
Clerk of the Conseil exécutif

Regulation to amend the Regulation respecting demerit points

Highway Safety Code
(R.S.Q., c. C-24.2, s. 619, pars. 9, 9.2 and 9.3)

1. The Regulation respecting demerit points, made by Order in Council 1424-91 dated 16 October 1991, is amended by striking out the second paragraph of section 4.

2. The following is substituted for the second paragraph of section 5:

“In the case of a person mentioned in section 191.2 of the Code, a total of at least 4 demerit points must be entered in his record to entail the suspension of his licence or the suspension of his right to obtain a licence.”.

3. The following is substituted for the first paragraph of section 6:

“**6.** The provisions of Division IV of Chapter II of Title II of the Highway Safety Code, except those in the first paragraph of section 111 and section 114, apply to the holder of a learner's licence or a probationary licence.”.

4. Schedule I to the Regulation is amended

(1) by inserting “1.1 Driving with the presence of alcohol in the body or failure to provide a sample of breath” after Point 1, in the column entitled “Summary description of offence for reference purposes only”;

(2) by inserting “202.2 or 202.9” after Point 1, in the column entitled “Description”;

(3) by inserting “202.9” after Point 1, in the column entitled “Penal provisions”; and

(4) by inserting the figure “4” after Point 1, in the column entitled “Points”.

5. This Regulation comes into force on 30 June 1997.

1457

Gouvernement du Québec

O.C. 726-97, 28 May 1997

Highway Safety Code
(R.S.Q., c. C-24.2)

Driving Schools — Revocation

Regulation to revoke the Driving Schools Regulation

WHEREAS under paragraphs 1, 3, 6 and 10 to 22 of section 619 of the Highway Safety Code (R.S.Q., c. C-24.2), the Government may make regulations on the matters mentioned therein;

WHEREAS under sections 10 and 11 of the Regulations Act (R.S.Q., c. R-18.1), the Regulation to revoke the Driving Schools Regulation was published in Part 2 of the *Gazette officielle du Québec* of 12 March 1997 with a notice that it could be submitted to the Government for adoption upon the expiry of 45 days following that publication;

WHEREAS it is expedient for the Government to adopt the Regulation without amendment;

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

THAT the Regulation to revoke the Driving Schools Regulation, attached to this Order in Council, be adopted.

MICHEL CARPENTIER,
Clerk of the Conseil exécutif

Regulation to revoke the Driving Schools Regulation

Highway Safety Code
(R.S.Q., c. C-24.2, s. 619, pars. 1, 3, 6, 10 to 22)

1. The Driving Schools Regulation made by Order in Council 1765-89 dated 15 November 1989 is revoked.

2. This Regulation comes into force on 30 June 1997.

1458

Gouvernement du Québec

O.C. 727-97, 28 May 1997

Highway Safety Code
(R.S.Q., c. C-24.2)

Fees exigible and return of confiscated objects — Amendments

Regulation to amend the Regulation respecting the fees exigible under the Highway Safety Code and the return of confiscated objects

WHEREAS under subparagraph 6 of the first paragraph of section 624 of the Highway Safety Code (R.S.Q., c. C-24.2), the Société de l'assurance automobile du Québec may, by regulation, determine the amount of the licence fee relating to each classroom used by a driving school and the amount, nature, object, duration and the terms and conditions of the security that may be required from a driving school;

WHEREAS under section 625 of the Code, every regulation made by the Société is subject to the approval of the Government;

WHEREAS at its sitting of 12 December 1996, the Société made the Regulation to amend the Regulation respecting the fees exigible under the Highway Safety Code and the return of confiscated objects;

WHEREAS under sections 10 and 11 of the Regulations Act (R.S.Q., c. R-18.1), the Regulation to amend the Regulation respecting the fees exigible under the Highway Safety Code and the return of confiscated objects was published in Part 2 of the *Gazette officielle du Québec* of 12 March 1997 with a notice that it could be submitted to the Government for approval upon the expiry of 45 days following that publication;

WHEREAS it is expedient for the Government to approve the Regulation;