

Anticipated crop				
			• Cigarette tobacco	
			• Tomatoes	
			• Strawberries, raspberries	
	• Other crops, excluding market- garden and fruit crops		• Other market-garden and fruit crops	
Phosphorus content of the soil (kg P/ha) ²	151 to 250	251 or more	301 to 400	401 or more
Classification of the parcel	“Rich”	“Excessively rich”	“Rich”	“Excessively rich”

¹ Classification derived from “Grilles de référence en fertilisation” (Agdex 540, 2nd edition), published in 1996 by the Conseil des productions végétales du Québec inc., except for “Other crops”.

² The phosphorus content of the soil is calculated in the first 20 cm of soil in cases where the soil’s organic matter content exceeds 30% and in the first 16.9 cm of soil in all other cases, according to the MEHLICH III method described in Schedule IV.

1478

Gouvernement du Québec

O.C. 746-97, 4 June 1997Tourist Establishments Act
(R.S.Q., c. E-15.1)**Tourist establishments**
— **Amendments**

Regulation to amend the Regulation respecting tourist establishments

WHEREAS under section 36 of the Tourist Establishments Act (R.S.Q., c. E-15.1), the Government may make regulations on the matters mentioned therein;

WHEREAS it is expedient to amend the Regulation respecting tourist establishments made by Order in Council 747-91 dated 29 May 1991;

WHEREAS in accordance with sections 10 and 11 of the Regulations Act (R.S.Q., c. R-18.1), a draft of the Regulation attached to this Order in Council was published in Part 2 of the *Gazette officielle du Québec* of 19 March 1997 with a notice that it could be made by the

Government upon the expiry of 45 days following that publication;

WHEREAS the 45 days have expired;

WHEREAS comments have been received;

WHEREAS it is expedient to make the Regulation with amendments;

IT IS ORDERED, therefore, upon the recommendation of the Minister for Industry and Trade:

THAT the Regulation to amend the Regulation respecting tourist establishments, attached hereto, be made.

MICHEL CARPENTIER,
Clerk of the Conseil exécutif

Regulation to amend the Regulation respecting tourist establishments

Tourist Establishments Act
(R.S.Q., c. E-15.1, s. 36, 1st. par., subpars. 1, 2, 5, 7, 8.1, 9, 10, 12 and 15)

1. The Regulation respecting tourist establishments, made by Order in Council 747-91 dated 29 May 1991 and amended by Order in Council 1486-93 dated 27 October 1993, is further amended by substituting the following for section 2:

“**2.** The “sleeping-accommodation establishments” class comprises establishments that, on a regular basis or through advertisements in the media or in public places, offer the public, in return for payment, at least one sleeping-accommodation unit for periods not exceeding 31 days.”.

2. Section 3 is amended by substituting the words “a house, a cottage, a camp, a framed tent square or a wigwam” for the words “a cottage or a camp”.

3. Section 4 is amended by adding the following at the end:

“A framed tent square is a permanent building with a floor and fixed, rigid half-walls over which a non-rigid material is stretched on supports.

A wigwam is a building whose cone- or dome-shaped walls are attached to supports.”.

4. The following is substituted for sections 5 to 9:

5. The following are the subclasses of sleeping-accommodation establishments:

- (1) small hotels;
- (2) medium-sized hotels;
- (3) large hotels;
- (4) tourist homes;
- (5) rugged furnished lodgings;
- (6) holiday centres;
- (7) bed and breakfast establishments;
- (8) hospitality villages;
- (9) youth hostels;
- (10) teaching establishments;
- (11) outfitting operations.

6. The “small hotels” subclass comprises establishments that do not belong to another subclass of sleeping-accommodation establishments and offer the public a maximum of 39 sleeping-accommodation units.

6.1 The “medium-sized hotels” subclass comprises establishments that do not belong to another subclass of sleeping-accommodation establishments and offer the public from 40 to 199 sleeping-accommodation units.

6.2 The “large hotels” subclass comprises establishments that do not belong to another subclass of sleeping-accommodation establishments and offer the public a minimum of 200 sleeping-accommodation units.

7. The “tourist homes” subclass comprises establishments that offer the public sleeping-accommodation only in apartments, houses or cottages that are furnished and have kitchen facilities.

7.1 The “rugged furnished lodgings” subclass comprises establishments that offer the public sleeping-accommodation only in camps, framed tent squares or wigwams that are furnished and have kitchen facilities.

8. The “holiday centres” subclass comprises establishments that offer the public, for an all-inclusive price, sleeping accommodation, restaurant services or kitchen facilities, recreational or group activities, and recreational facilities and equipment.

9. The “bed and breakfast establishments” subclass comprises establishments that are run by a person in his own domicile or in outbuildings thereof and offer the public a maximum of five rooms, with breakfast served on the premises and included in the rental price.

9.1 The “hospitality villages” subclass comprises establishments that offer the public, for an all-inclusive price, sleeping accommodation, breakfast and the noon or evening meal at the domicile of each participant receiving a maximum of six persons, including individual reception and group activities.”.

5. Section 10 is amended by substituting the words “that offer the public sleeping accommodation, with” for the words “offering the public a minimum of four”.

6. Section 11 is amended by substituting the words “that offer the public sleeping accommodation” for the words “offering the public a minimum of four sleeping-accommodation units”.

7. The following is substituted for section 14:

14. The “camping establishments” class comprises establishments that offer the public, in return for payment, camping sites making it possible to accommodate camping vehicles or tents.”.

8. Section 15 is amended

(1) by substituting the following for the first paragraph:

15. Sleeping-accommodation establishments in the “teaching establishments” subclass, in respect of sleeping-accommodation units that are rented only to students of such establishments, sleeping-accommodation establishments in the “rugged furnished lodgings” subclass and camping establishments are not subject to the Tourist Establishments Act (R.S.Q., c. E-15.1) or to this Regulation.”; and

(2) by substituting the words ““holiday centres” and “hospitality villages” subclasses” for the words ““holiday centres” subclass” in the second paragraph.

9. The following is substituted for section 16:

16. Only section 35, the first paragraph of section 36 and sections 37, 38, 39 and 92 apply to an outfitting operation referred to in section 2 of the Act.”.

10. Section 17 is amended

(1) by substituting the words “the address of his domicile and his telephone number and, where applicable, those same particulars for” for the words “address and telephone number and where applicable, the name, address and telephone number of” in paragraph 1;

(2) by substituting the following for paragraph 2:

“(2) where applicable, his registration number in the register of sole proprietorships, partnerships and legal persons, established under the Act respecting the legal publicity of sole proprietorships, partnerships and legal persons (R.S.Q., c. P-45);” and

(3) by substituting the words “members and the addresses of their domiciles” for the word “partners” in paragraph 3.

11. Section 18 is amended

(1) by deleting the words “, camping establishments” in paragraph 1; and

(2) by substituting the following for paragraphs 2 to 4:

“(2) for sleeping-accommodation establishments, the number and type of sleeping-accommodation units and the services and activities offered to the public;

(3) for tourist information offices, the establishment’s period of operation, the days on which it is open, its business hours, the services offered to the public and a description of the facilities and equipment available for that purpose.”.

12. Section 18.1 is amended by deleting the words “, a camping establishment” in the first paragraph.

13. The following is substituted for section 23:

“**23.** Every person applying for a permit or for renewal of a permit to operate a sleeping-accommodation establishment must file with the Minister responsible for the application of the Tourist Establishments Act a statement of rents for the sleeping-accommodation units, indicating the maximum daily price per sleeping-accommodation unit for one person, for two persons and for any additional person or, as the case may be, for a specific number of persons.”.

14. Sections 24 and 25 are revoked.

15. Section 26 is amended by deleting the words “or camping sites”.

16. Section 28 is amended by deleting the words “or camping sites”.

17. Section 29 is amended

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

“(1) for a sleeping-accommodation establishment:

(a) in the “small hotels”, “medium-sized hotels”, “large hotels”, “tourist homes”, “bed and breakfast establishments”, “hospitality villages” and “teaching establishments” subclasses: \$181 plus \$3 per sleeping-accommodation unit;

(b) in the “holiday centres” and “youth hostels” subclasses: \$181;”;

(2) by striking out subparagraph 3 of the first paragraph; and

(3) by substituting the following for subparagraph 2 of the third paragraph:

“(2) where the duties in force are less than \$35, the increase is applied on the value of the duties provided for in clause *a* of subparagraph 1 of the first paragraph, on the basis of the cumulative rate of increase in the general Consumer Price Index for Canada, as determined by Statistics Canada for the period beginning on 30 September 1996 and ending on 30 September of the year preceding the increase.”.

18. Section 30 is amended by substituting the following for the first paragraph:

“**30.** The term of a permit issued or renewed for a sleeping-accommodation establishment other than an establishment in the “hospitality villages” subclass expires on 30 November of each year.”.

19. The following is inserted after section 30:

“**30.1** The term of a permit issued or renewed for a sleeping-accommodation establishment in the “hospitality villages” subclass expires on 31 May of each year.

Where such a permit is issued after 1 June, its term shall correspond to the period from its issue date to the following 31 May.”.

20. Section 31 is revoked.

21. Section 33 is amended

(1) by inserting the following after the word “December” in the first paragraph: “and the duties payable for a permit for a sleeping-accommodation establishment in the “hospitality villages” subclass issued after 1 June”; and

(2) by striking out the words “and the duties payable for a permit for a camping establishment issued after 1 November” in the first paragraph.

22. Section 36 is amended

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

“(1) each room, apartment, house or cottage must be equipped with a smoke alarm;”;

(2) by substituting the words “an establishment in the “bed and breakfast establishments” or “hospitality villages” subclass” for the words “a bed and breakfast establishment” in the second paragraph.

23. Section 37 is amended by striking out the second paragraph.

24. The following is inserted after section 37:

“**37.1** Every sleeping-accommodation establishment must provide its guests with access to one bathroom per group of four sleeping-accommodation units or part thereof. The bathroom must contain a toilet, a washbasin and a bathtub or shower.

Where the establishment offers sleeping-accommodation in a dormitory, sanitary installations including a toilet, a washbasin, a mirror, a waste basket and a bathtub or shower per group of ten beds or part thereof must be available to customers. The doors of toilets must be lockable from the inside.

37.2 In every establishment in the “small hotels”, “medium-sized hotels”, “large hotels”, “tourist homes” and “bed and breakfast establishments” subclasses, the doors into sleeping-accommodation units made available to customers must be numbered or otherwise identified and must be fitted with locks. The doors must be lockable from the inside, as must the doors of bathrooms located outside the sleeping-accommodation units.

37.3 In every sleeping-accommodation establishment in the “small hotels”, “medium-sized hotels” and “large hotels” subclasses, connecting rooms must be separated by a door fitted with a double lock.”.

25. Section 38 is amended by deleting the words “or camping” in the first paragraph.

26. The following is inserted after section 38:

“**38.1** Every sleeping-accommodation establishment that offers kitchen facilities must make a room or facility available to customers for the preparation and consumption of food. The room or facility must contain a cooking device, a refrigerator, a kitchen sink and the items required for the preparation and consumption of food.”.

27. Section 39 is amended by striking out the words “or camping establishment”.

28. Section 40 is amended

(1) by substituting the following for paragraph 1:

“(1) noon, for sleeping-accommodation establishments in the “small hotels”, “medium-sized hotels”, “large hotels”, “bed and breakfast establishments” and “teaching establishments” subclasses;”;

(2) by inserting the words “, “tourist homes”, “hospitality villages”” after the words “holiday centres”” in paragraph 2; and

(3) by striking out paragraph 3.

29. The following is substituted for section 41:

“**41.** Sleeping-accommodation establishments in the “small hotels”, “medium-sized hotels”, “large hotels”, “holiday centres”, “bed and breakfast establishments”, “hospitality villages” and “teaching establishments” subclasses must have on duty, in a location that is posted at the reception desk, a person able to intervene at any time the need arises.”.

30. Section 42 is revoked.

31. The heading of Subdivision 1 of Division V and sections 43 to 47 are revoked.

32. The heading of Subdivision 2 of Division V and sections 48 to 51 are revoked.

33. Sections 52 to 54 are revoked.

34. The following is substituted for the heading of Subdivision 4 of Division V:

“§4. *Bed and breakfast establishments and hospitality villages*”.

- 35.** Sections 56 and 57 are revoked.
- 36.** Sections 59 and 60 are revoked.
- 37.** Section 62 is revoked.
- 38.** Sections 64 to 66 are revoked.
- 39.** Subdivision 6 of Division V, comprising sections 68 to 76, is revoked.
- 40.** Section 80 is amended by deleting the word “public” preceding the word “telephone”.

- 41.** The following is substituted for section 81:

“**81.** Every tourist information office must also offer the public an area large enough to park at least five automobiles, if no public parking is available within a 100-metre radius of the establishment.”.

- 42.** The following is substituted for section 82:

“**82.** The days on which a tourist information office is open and its business hours must be posted in public view outside the establishment.”.

- 43.** Section 83 is amended

(1) by deleting the words “or a camping establishment” in the part preceding paragraph 1; and

(2) by striking out paragraph 7.

- 44.** Section 86 is amended

(1) by deleting the words “or camping establishment” in the part preceding paragraph 1; and

(2) by substituting the following for paragraphs 1 and 2:

“(1) in every sleeping-accommodation unit, for an establishment in the “small hotels”, “medium-sized hotels”, “large hotels”, “tourist homes” or “bed and breakfast establishments” or “teaching establishments” subclass;

(2) in the area for receiving and registering customers, for an establishment in the “youth hostels” subclass.”.

- 45.** This Regulation comes into force on the fifteenth day following the date of its publication in the *Gazette officielle du Québec*, except section 7, paragraph 1 of section 8 in respect of camping establishments, para-

graph 1 of section 11 and paragraph 2 of that section in respect of camping establishments, sections 12, 15 and 16, paragraph 2 of section 17, section 20, paragraph 2 of section 21, sections 25 to 27, paragraph 3 of section 28 and sections 39 and 43, which will come into force on 1 November 1997.

1482

Gouvernement du Québec

O.C. 776-97, 11 juin 1997

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

Basic prescription drug insurance plan

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

WHEREAS under subparagraph 3 of the first paragraph of section 78 of the Act respecting prescription drug insurance and amending various legislative provisions (1996, c. 32), the Government may, after consulting the Régie de l'assurance-maladie du Québec, make regulations to determine the cases, conditions and therapeutic indications in and for which the cost of certain medications included in the list drawn up by the Minister under section 60 of the Act is covered by the basic plan; the conditions may vary according to whether the coverage is provided by the Board or under a group insurance contract or an employee benefit plan;

WHEREAS under section 79 of the Act, such a regulation is not subject to the requirements concerning publication and the date of coming into force contained in sections 8 and 17 of the Regulations Act (R.S.Q., c. R-18.1);

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

WHEREAS it is expedient to amend the Regulation;

WHEREAS in accordance with section 78 of the Act respecting prescription drug insurance and amending various legislative provisions, the Régie de l'assurance-maladie du Québec has been consulted on the amendments;

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