

2° for all road vehicles except for a motorcycle and a moped: the transmission, the rear axle, the hood, the fenders, the side panels, the trunk lid, the doors, the seats, the dashboard, the siderails whether or not complete, the grill, the roof, the front pillar, centre pillar and rear pillar, the rocker panel and the tailgate;

3° the fork and the faring of a motorcycle and a moped;

4° the cab and the body of a truck and a van.”.

16. Section 13 of this regulation is amended by deleting the words “or permit”;

17. Section 14 of this regulation is amended:

1° by deleting, in subparagraph 3, the words “of the domicile”;

2° by replacing subparagraph 4 by the following:

“(4) the name and address of the licence applicant;”;

3° by replacing, in subparagraph 6, the figure “90” by the figure “45”;

4° by replacing subparagraph 8 by the following:

“(8) the statement that the amount of the security must equal at all times the amount stipulated in section 19 or 20.

The responsibility of the surety is limited to the amount stipulated in these sections.”;

5° by deleting, in subparagraph 10, the words “or permit”.

18. Section 15 of this regulation is amended:

1° by deleting, in subparagraphs 3 and 4, the words “of the domicile”;

2° by replacing, in subparagraph 6, the figure “90” by the figure “45”;

3° by replacing subparagraph 8 by the following:

“(8) the statement that the amount of the security must equal at all times the amount stipulated in section 19 or 20.

The responsibility of the surety is limited to the amount stipulated in these sections.”.

19. Section 16 of this regulation is amended by deleting the words “or permit”.

20. Section 19 of this regulation is amended by replacing subparagraphs 2 and 3 by the following:

“(1) by adding, at the end of subparagraph 1, the words “other than farm machinery”;

“(2) by replacing subparagraphs 2 and 3 by the following:

“(2) by adding after the word “mopeds” the words “and farm machinery”;

(3) a sum of 25,000 \$ for the retail trade of motorcycles, snowmobiles, mopeds and farm machinery”.

21. This regulation enters into force on 1 December 1997 with the exception of sections 12.1 to 12.3 enacted by Section 15 of this regulation, which will enter into force on 1 May 1998.

1603

Draft Regulation

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

Fees exigible — Amendments

Notice is hereby given, in accordance with sections 10 and 11 of the Regulations Act (R.S.Q., c. R-18.1), that the “Regulation to amend the Regulation respecting fees exigible under the Highway Safety Code and the return of confiscated objects” made by the Société de l’assurance automobile du Québec, the text of which appears below, may be submitted to the Government for approval after forty-five days have elapsed from the date of this publication.

Section 76 of the Highway Safety Code (R.S.Q., c. C-24.2), replaced by section 17 of Chapter 56 of the statutes of 1996, provides that a person convicted of driving while under the influence of alcohol may be authorized to drive a road vehicle under a restricted licence if the vehicle is equipped with a device that is designed to ascertain the presence of alcohol in the driver’s body and to prevent the vehicle from being started. The Regulation sets the fee for obtaining a restricted licence at \$6.

Section 106 of the Code, amended by section 29 of Chapter 56 of the statutes of 1996, provides that the

owner or lessee of a road vehicle may not allow the vehicle to be driven by a person who is not the holder of a licence of the appropriate class or by a person while disqualified from driving a vehicle. Section 611.1 of the Code, made by section 128 of Chapter 56 of the statutes of 1996, also authorizes the Société to convey information, on request, concerning the validity of the driver's licence of a person for the purpose of preventing offences and vehicle seizure. The Regulation sets a fee of \$1.50 per telephone call for communicating such information.

Section 543.2 of the Code, made by section 106 of Chapter 56 of the statutes of 1996, states that the owner of a road vehicle may apply to the Société for certification of his preventive maintenance program to stand in place of mechanical inspection. For this purpose the Regulation sets a fee of \$75 for study of an application for recognition of a preventive maintenance program and the purchase price of a sticker validating preventive maintenance program recognition at \$5.

Furthermore, the Regulation to amend the Regulation respecting dealers and recyclers extends the period of validity of a dealer's licence and a recycler's licence to two years from one, which represents a reduction in administrative expenses by 14 % for the Société in this area of activity. Fees for renewal of such licences must be adjusted upward to cover expenditures, taking into account the fewer number of licences issued on a yearly basis. Accordingly, the fee for renewal of a dealer's licence or a recycler's licence is \$150 instead of \$100 and the fee for renewal of both at the same time is \$225 instead of \$150.

Further information is available from Mr. Marcel Lesieur, Société de l'assurance automobile du Québec, 333 boulevard Jean-Lesage, C-4-1, P.O. Box 19600, Québec, QC G1K 8J6, Tel. (418) 528-4417.

Any person wishing to make comments on the matter must forward them in written form, before expiry of the 45-day period, to the Chairman and CEO of the Société de l'assurance automobile du Québec, 333 boulevard Jean-Lesage, N-6-2, P.O. Box 19600, Québec, QC G1K 8J6

JEAN-YVES GAGNON,
Chairman and CEO of the
Société d'assurance automobile du Québec

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

Highway Safety Code
(R.S.Q., c. C-24.2, s. 624, pars. 1,3, 7, 10.1 to 10.3 and 11; 1996, c. 56, s. 138, par.2)

1. The Regulation to amend the Regulation respecting fees exigible under the Highway Safety Code and the return of confiscated objects, approved by Order in Council 646-91 dated 8 May 1991 and amended by the regulations approved by O.C. 1423-91 dated 16 October 1991, 1877-92 dated 16 December 1992, 532-95 dated 12 April 1995, 295-96 dated 6 March 1996, 486-97 dated 6 April 1997 and 727-97 dated 28 May 1997, is further amended by substituting the following for paragraph 3.2 of section 2:

“(3.2) \$4 to obtain authorization to put a vehicle back into operation in the cases provided for in the fourth paragraph of section 31.1 of the Highway Safety Code and in sections 67 to 72 to 77 of the Regulation respecting road vehicle registration, made by Order in Council 1420-91 du 16 October 1991, where the owner pays by mail or through a financial institution that has entered into a contract with the Société for the sole purpose of collecting the fees payable to retain the right to operate a road vehicle and the fees referred to in the first and second paragraphs of section 93.1 of the Code;

(3.3) \$7 to obtain authorisation to put a vehicle back into operation in the cases provided for in the fourth paragraph of section 31.1 of the Highway Safety Code and in sections 67 to 69 and 72 to 77 of the Regulation respecting road vehicle registration, made by Order in Council 1420-91 dated 16 October 1991, where the owner pays in an establishment of the Société or through a person authorized under section 9 of the Code to collect the fees payable to obtain the registration of a road vehicle and the right to put that vehicle into operation, as well as the fees payable to retain the right to operate a vehicle. From December 1, 1997 through January 31, 1998, those the fees are reduced to \$4 for a farmer who owns a farm vehicle or tractor;”.

2. Section 4 of the Regulation is amended:

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

“(1) \$6 to obtain a restricted licence under section 76 of the Highway Safety Code, a probationary licence or a paper driver's licence;”;

(2) by substituting the following for paragraph 3.2:

“(3.2) \$4 on payment of the fees referred to in the fourth paragraph of section 93.1 of the Highway Safety Code and in the cases provided for in sections 62 to 64, 66 to 69 and 71 to 73 of the Regulation respecting licences, made by Order in Council 1421-91 dated 16 October 1991, where the owner pays by mail or through a financial institution that has entered into a contract with the Société for the sole purpose of collecting the fees payable to retain the right to operate a road vehicle and the fees referred to in the first and second paragraphs of section 93.1 of the Code;

(3.3) \$7 on payment of the fees referred to in the fourth paragraph of section 93.1 of the Highway Safety Code and in the cases provided for in sections 62 to 64, 66 to 69 and 71 to 73 of the Regulation respecting licences, made by Order in Council 1421-91 dated 16 October 1991, where the person pays in an establishment of the Société or through a person authorized under section 69.1 of the Code to collect those fees. The fee is reduced to \$4 where the person must go to one of these places to obtain, renew or replace a probationary licence or a plastic-encased driver’s licence;”

3. Division 4 is amended by the addition of the words “AND PREVENTIVE MAINTENANCE” to the title.

4. The following is inserted after section 6:

“(6.1) The fee exigible for study of an application for recognition of a preventive maintenance program is \$75.

(6.2) The purchase price of a sticker validating preventive maintenance program recognition is \$5.”.

5. Section 7 is amended:

(1) by substituting the following for paragraphs 4 to 6:

“(4) \$150 for renewal of a dealer’s licence;

(5) \$150 for renewal of a recycler’s licence;”;

(2) by revoking paragraph 7;

(3) by adding the following paragraph at the end:

“The fee exigible for renewal of a dealer’s and a recycler’s licence on the same date is reduced to \$225.”.

6. The following Division is inserted after section 12:

**“DIVISION 10.1
FEE EXIGIBLE FOR THE COMMUNICATION
OF INFORMATION**

12.1 The fee payable for obtaining information from the Société on the validity of a licence under section 65 of the Highway Safety Code is \$1.50 for each telephone call.”.

7. The Regulation comes into force on December 1, 1997.

1605

Draft Regulation

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

**Licences
— Amendments**

Notice is hereby given, in accordance with sections 10 and 11 of the Regulations Act (R.S.Q., c. R-18.1), that the “Regulation amending the Regulation respecting licences” the text of which appears hereafter, may be enacted by the government upon the expiry of 45 days following this publication.

Chapter 56 of the 1996 statutes provides that a person convicted for having driven while inebriated, may obtain a restricted permit authorizing the driving of a road vehicle equipped with a device designed to ascertain the presence of alcohol in the driver’s body and to prevent the vehicle from being started.

This draft regulation stipulates that to obtain a restricted licence, a person must demonstrate to the Société that he has entered into a contract for the rental and installation of the aforementioned device. In addition, it sets the monthly duties payable at \$1.33 to obtain such a licence with the exception of a licence only authorizing the driving of a farm tractor or a moped, for which the monthly duties are set at \$1.75. It also provides for the reimbursement of the duties, upon request, in the case of a revocation, suspension or cancellation of the restricted licence.

Further information may be obtained by contacting Ms. Huguette Dugas, Société de l’assurance automobile du Québec, 333, boulevard Jean-Lesage, C-4-1, C.P. 19600, Québec (Québec) G1K 8J6, Telephone (418) 528-3512.