

Gouvernement du Québec

**O.C. 1708-97, 17 décembre 1997**

Fuel Tax Act  
(R.S.Q., c. T-1; 1997, c. 14)

**Fuel tax**  
— **Amendments**

Regulation to amend the Regulation respecting the application of the Fuel Tax Act

WHEREAS under the second paragraph of section 10.2 of the Fuel Tax Act (R.S.Q., c. T-1; as amended by section 365 of Chapter 14 of the Statutes of 1997), the Government may define the words “Indian”, “Band” and “reserve”;

WHEREAS the Regulation respecting the application of the Fuel Tax Act (R.R.Q., 1981, c. T-1, r.1) was made under the Fuel Tax Act;

WHEREAS it is expedient to amend the Regulation respecting the application of the Fuel Tax Act in order to give effect to the fiscal measures introduced by chapter 14 of the statutes of 1997 and announced by the Minister of Finance in the Budget Speeches of 20 May 1993 and 9 May 1995;

WHEREAS under section 12 of the Regulations Act (R.S.Q., c. R-18.1), a proposed regulation may be made without having been published as prescribed by section 8 of that Act where the authority making it is of the opinion that the fiscal nature of the norms established, amended or repealed therein warrants it;

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* where the authority that has made it is of the opinion that the fiscal nature of the norms established, amended or repealed therein so warrants;

WHEREAS the fiscal nature of the norms established, amended or repealed by the Regulation justifies the absence of prior publication and such coming into force;

WHEREAS under section 27 of the Regulations Act, a regulation may take effect before the date of its publication in the *Gazette officielle du Québec* where the Act under which it is made expressly provides therefor;

WHEREAS under the eighth paragraph of section 56 of the Fuel Tax Act, regulations made in the year 1997 under that Act in respect of the reimbursement of tax that an Indian or band may receive in accordance with

section 10.2 may, after publication and if they so provide, apply to a date prior to their publication but not prior to 1 January 1991;

IT IS ORDERED, therefore, on the recommendation of the Minister of State for the Economy and Finance and of the Minister for Revenue:

THAT the Regulation to amend the Regulation respecting the application of the Fuel Tax Act, attached hereto, be made.

MICHEL CARPENTIER,  
Clerk of the Conseil exécutif

**Regulation to amend the Regulation respecting the application of the Fuel Tax Act<sup>1</sup>**

Fuel Tax Act  
(R.S.Q., c. T-1, ss. 10.2, 2nd par., and 56, 8th par.; 1997, c. 14, s. 365)

**1.** The Regulation respecting the application of the Fuel Tax Act is amended

(1) by adding the following at the end of paragraph *a* of section 10.2R1:

“and a designated corporation within the meaning of section 2 of the Indians and Bands on certain Indian Settlements Remission Order, made by Order in Council P.C. 1992-1052 dated 14 May 1992, as amended by Order in Council P.C. 1994-2096 dated 14 December 1994, under the Financial Administration Act (Revised Statutes of Canada, 1985, c. F-11) that is resident in Québec;”

(2) by inserting in alphabetical order, in the enumeration of the establishments in section 2 of schedule I, “Oujé-Bougoumou”.

**2.** Paragraph 1 of section 1 has effect from 1 January 1991.

**3.** Paragraph 2 of section 1 has effect

1. The last amendment to the Regulation respecting the application of the Fuel Tax Act (R.R.Q., 1981, c. T-1, r.1) was made by the Regulation approved by Order in Council 1635-96 dated 18 December 1996, (1996, *G.O.* 2, 5561). For prior amendments, see the “Tableau des modifications et Index sommaire”, Éditeur officiel du Québec, 1997, updated to September 1, 1997.

(a) from 1 January 1991 in respect of an application for a reimbursement by a designated corporation within the meaning of section 2 of the Indians and Bands on certain Indian Settlements Remission Order, made by Order in Council P.C. 1992-1052 dated 14 May 1992, as amended by Order in Council P.C. 1994-2096 dated 14 December 1994, under the Financial Administration Act (Revised Statutes of Canada, 1985, c. F-11);

(b) from 1 July 1992 in respect of an application for a reimbursement by an Indian.

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

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Gouvernement du Québec

### **O.C. 1709-97, 17 December 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 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 in accordance with section 60 of the Act is covered by the basic prescription drug insurance 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 date of coming into force contained in sections 8 and 17 of the Regulations Act (R.S.Q., c. R-18.1);

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 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 those amendments;

IT IS ORDERED, therefore, upon 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. 78, 1st par., subpar. 3)

**1.** The Regulation respecting the basic prescription drug insurance plan is amended in the second paragraph of section 2.1

(1) by striking out subparagraph 3;

(2) by inserting the following paragraph after paragraph *b* of subparagraph 11:

“(c) as a phosphate binder in persons suffering from severe renal failure and unable to take tablets;”;

(3) by inserting the following after subparagraph 24:

“(24.1) DOLASETRON MESYLATE, tab.:

(a) during the first day of a highly emetic chemotherapy or radiotherapy treatment;

(b) during chemotherapy or radiotherapy undergone by persons for whom the conventional antiemetic therapy is ineffective or poorly tolerated;”;

(4) by substituting the following for subparagraph 30:

\* The Regulation respecting the basic prescription drug insurance plan, made by Order in Council 1519-96 dated 4 December 1996 (1996, *G.O.* 2, 4941), has most recently been amended by the Regulation made by Order in Council 1217-97 dated 17 September 1997 (1997, *G.O.* 2, 4996). For earlier amendments, see the Tableau des modifications et Index sommaire, Éditeur officiel du Québec, 1997, updated to 1 September 1997.