

## Regulation to amend the Regulation respecting the scale of fees and duties related to the development of wildlife (\*)

An Act respecting the conservation and development of wildlife

(R.S.Q., c. C-61.1, s. 162, pars. 10, 10.1 and 16; 1998, c. 29, s. 22)

**1.** The Regulation respecting the scale of fees and duties related to the development of wildlife is amended by inserting the following after subparagraph *c* of paragraph 1 of section 14:

“(c.1) white-tailed deer elsewhere than in Area 20 and white-tailed deer, female or male whose antlers measure less than 7 cm valid for the southern part of Area 5, 6 or 8 \$3.25;”.

**2.** The following is inserted after Division VI:

### “DIVISION VI.I REGISTRATION

**14.1** The fees exigible upon registration of an animal are determined as follows:

(1) Caribou	\$5.00
(2) White-tailed deer	\$5.00
(3) Moose	\$5.00
(4) Black bear	\$5.00”.

**3.** Section 15 is amended by substituting “, the amounts of the minimum annual rents in section 12 and the fees exigible for the registration of an animal in section 14.1” for the words “and the amounts of the minimum annual rents in section 12” in the first paragraph.

**4.** Schedule I is amended by inserting the following after paragraph *b* of section 2:

Section	Column I Type of licence	Column II Annual fee
2	(c) Elsewhere than in Area 20 and white-tailed deer, female or male whose antlers measure less than 7 cm valid for the southern part of Area 5, 6 or 8 for a resident	\$44.78

**5.** This Regulation comes into force on 1 August 1998.

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Gouvernement du Québec

### O.C. 986-98, 21 July 1998

An Act respecting owners and operators of heavy vehicles (1998, c. 40)

### Regulation

Regulation respecting the Act respecting owners and operators of heavy vehicles

WHEREAS under paragraph 1 of section 3 of the Act respecting owners and operators of heavy vehicles (1998, c. 40), the Government may, by regulation and subject to the conditions it determines, exempt certain heavy vehicles or certain classes of heavy vehicles from the application of all or part of the Act;

WHEREAS under the second paragraph of section 4 of that Act, the Government may, by regulation, exempt any group or any class of persons it determines from the requirement to be entered in the Registre des propriétaires et des exploitants de véhicules lourds; the exemption may be subject to conditions and be granted for a limited period;

WHEREAS under section 6 and the second paragraph of section 13 of that Act, the Government may, by regulation, fix the fees to be paid for an application for registration, for updating a registration and for consulting the Registre des propriétaires et des exploitants de véhicules lourds;

WHEREAS under section 178 of that Act, the first regulations made under section 3, the second paragraph of section 4, section 6 or the second paragraph of sec-

\* The Regulation respecting the scale of fees and duties related to the development of wildlife made by Order in Council 1291-91 dated 18 September 1991 (1991, G.O. 2, 3908) was last amended by Order in Council 308-98 dated 18 March 1998 (1998, G.O. 2, 1362). For previous amendments, refer to the Tableau des modifications et Index sommaire, Éditeur officiel du Québec, 1998, updated to 1 March 1998.

tion 13 of that Act are not subject to the publication requirement in section 8 of the Regulations Act (R.S.Q., c. R-18.1);

WHEREAS under section 18 of the Regulations Act, a regulation may come into force within a period shorter than that 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 section 18 of that Act, the reason justifying such coming into force shall be published with the regulation;

WHEREAS in the opinion of the Government, the urgency due to the following circumstances justifies the absence of prior publication and such coming into force:

— section 174 of the Act respecting owners and operators of heavy vehicles establishes that the Commission des transports du Québec initiates the procedure for the pre-registration of owners and operators as of 1 August 1998. To that end, the Commission must know the exemptions referred to in section 3 and in the second paragraph of section 4 of the Act, as well as the fees that the Government intends to charge for an application for registration and for the updating of a registration in the Registre des propriétaires et des exploitants de véhicules lourds. Notwithstanding section 178 of the Act, which provides that the first regulations made under section 3, the second paragraph of section 4, section 6 and the second paragraph of section 13 of that Act may be made without having been published as provided for in section 8 of the Regulations Act, the period between the date the Act was assented to, 20 June 1998, and the date set for the beginning of pre-registration by the Commission, 1 August 1998, is not long enough to make it possible to respect the intention of the National Assembly unless the Regulation respecting the Act respecting owners and operators of heavy vehicles comes into force within a period shorter than that applicable under section 17 of the Regulations Act;

WHEREAS it is expedient to make the Regulation respecting the Act respecting owners and operators of heavy vehicles, attached to this Order in Council;

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

THAT the Regulation respecting the Act respecting owners and operators of heavy vehicles, attached to this Order in Council, be made.

MICHEL NOËL DE TILLY,  
*Acting Clerk of the Conseil exécutif*

## Regulation respecting the Act respecting owners and operators of heavy vehicles

An Act respecting owners and operators of heavy vehicles  
(1998, c. 40, s. 3, par. 1, s. 4, 2nd par., ss. 6 and 13, 2nd par.)

**1.** The following groups or classes of persons are exempt from registration in the Registre des propriétaires et des exploitants de véhicules lourds, provided that they meet the conditions applicable to their exemption:

(1) the owner and operator who uses a heavy vehicle to apply emergency measures in the event of disaster within the meaning of the Act respecting the protection of persons property in the event of disaster (R.S.Q., c. P-38.1);

(2) persons who rent a heavy vehicle for less than 30 days to transport persons or goods for purposes that are not commercial or professional;

(3) owners of campers, motor homes or trailers, as well as persons who rent such campers, motor homes or trailers, when they are used for purposes that are not commercial or professional;

(4) lessors, except as regards the application of section 519.22 of the Highway Safety Code (R.S.Q., c. C-24.2);

(5) owners of heavy vehicles who do not operate heavy vehicles in Québec, those who do not have such vehicles registered in Québec and those whose heavy vehicles are not covered by Title IX of the Highway Safety Code.

**2.** Tool vehicles within the meaning of section 4 of the Highway Safety Code (R.S.Q., c. C-24.2; 1998, c. 40, s. 55) are totally exempt from the application of the Act respecting owners and operators of heavy vehicles.

**3.** The fees for an application for registration under section 6 of the Act respecting owners and operators of heavy vehicles and those for the annual updating of a registration are

(1) \$50, for owners and operators who own or operate no more than 2 heavy vehicles, during a calendar year;

(2) \$100, for owners and operators who own or operate more than 2 heavy vehicles, during a calendar year.

**4.** The fees prescribed in this Regulation shall be indexed on 1 April of each year, as of 1 April 1999, 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 31 December 1997 and ending on 31 December of the year preceding the indexing.

The fees indexed in the prescribed manner shall be reduced to the nearest dollar where they contain a fraction of a dollar less than \$0.50; they shall be increased to the nearest dollar where they contain a fraction of a dollar equal to or greater than \$0.50.

The president of the Commission des Transports du Québec shall inform the public, through the *Gazette officielle du Québec* and by such other means as he considers appropriate, of the indexing calculated under this section.

**5.** This Regulation comes into force on 1 August 1998.

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## M.O., 1998-1

### Order of the Minister of the Environment and Wildlife dated 14 July 1998

An Act respecting the conservation and development of wildlife  
(R.S.Q., c. C-61.1)

Regulation to amend the Regulation respecting hunting

THE MINISTER OF THE ENVIRONMENT AND WILDLIFE,

CONSIDERING that under section 54.1 of the Act respecting the conservation and development of wildlife (R.S.Q., c. C-61.1) replaced by section 7 of Chapter 29 of the Statutes of 1998, the Minister of the Environment and Wildlife may, by regulation,

“(1) fix the kinds and classes of licences and certificates, in particular for residents and non-residents, and limit the number of licences of each class for an area, territory or place the Minister indicates;

(2) determine the content and term of a licence or certificate and the manner of issuing, replacing and renewing a licence or certificate according to the category of persons concerned or according to the species of wildlife sought or the age or sex of animals.”;

CONSIDERING that under the second and third paragraphs of section 56 amended by section 8 of Chapter 29

of the Statutes of 1998, the Minister may, by regulation, allow the hunting and trapping of any animal or any animal of a class of animals it determines and may also determine,

“(1) on the basis of sex or age, what animal or animal of a class of animals may be hunted;

(2) the period of the year, day or night during which the animal may be hunted or trapped;

(3) the area, territory or place in which the animal may be hunted or trapped;

(4) the types of arms or traps which may be used.”;

CONSIDERING that under the fourth paragraph of section 56 of the Act, the Minister may also, by regulation,

“(1) determine the means and their specifications, and the animals, including domestic animals and dogs, with which hunting, trapping or capturing an animal the Minister indicates is permitted;

(2) determine the maximum number of animals that may be killed or captured by a person or group of persons during a period and in an area, territory or place the Minister indicates.”;

CONSIDERING that under section 35 of the Act to amend the Act respecting the conservation and development of wildlife and the Act respecting commercial fisheries and aquaculture (1998, c. 29), the provisions of the regulations made by the Government under section 56, paragraphs 5, 6, 8 and 10 in respect of the determination of the tenor and term of a licence or certificate, its mode of issue, replacement or renewal according to the category of persons concerned or according to the species of wildlife sought or the age or sex of animals, as well as paragraphs 14 and 15 of section 162 of the Act respecting the conservation and development of wildlife before 17 June 1998 remain in force until they are replaced or repealed by order of the Minister of the Environment and Wildlife;

CONSIDERING that the Regulation respecting hunting was made by Order in Council 1383-89 dated 23 August 1989;

CONSIDERING that under section 164 of the Act respecting the conservation and development of wildlife replaced by section 23 of Chapter 29 of the Statutes of 1998, a regulation made by the Minister under sections 54.1 and 56 is not subject to the publication requirements set out in section 8 of the Regulations Act (R.S.Q., c. R-18.1);