

Regulation respecting fees payable to the Régie de l'énergie

An Act respecting the Régie de l'énergie (1996, c. 61, s. 112, 1st par., subpar. 2)

1. The fees for the application referred to in section 94 of the Act respecting the Régie de l'énergie (1996, c. 61) shall be \$30.

2. The fees for an application other than that referred to in section 94 of the Act, by a person other than a distributor subject to the payment of duty under a government regulation, shall be \$500.

3. This Regulation comes into force on 11 February 1998.

2019

Gouvernement du Québec

O.C. 55-98, 14 January 1998

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

Road vehicle registration — Amendments

Regulation to amend the Regulation respecting road vehicle registration

WHEREAS under paragraphs 7, 8.5, 8.7, 8.8, 8.9, 10, 11 and 11.2 of section 618 of the Highway Safety Code (R.S.Q., c. C-24.2), amended by section 15 of Chapter 85 of the Statutes of 1997, sections 619.1 and 619.3 of that code, the Government may, by regulation, establish the standards on the subjects referred to by those provisions, particularly on the additional duty payable to obtain registration of a motor vehicle, the right to operate it and to retain the right to operate it;

WHEREAS under section 619.4 of that Code, introduced by section 16 of Chapter 85 of the Statutes of 1997, the Government may determine by regulation the class of road vehicles that are 7 years old or less whose value exceeds \$40 000 and in respect of which an additional duty is payable; that fee shall correspond on an annual basis to 1 % of the value of the vehicle in excess of \$40 000 as well as the rules for calculation for the additional duty and the age of a vehicle and those of the determination of the value of a vehicle, which, in order to determine its value, may refer to a price or a value fixed by another government, a body or another person specified by the Regulation, which may further provide

that references made therein to other texts include any subsequent amendments to those texts, where such is the case;

WHEREAS under section 776 of Chapter 85 of the Statutes of 1997, the first regulation made under paragraphs 7, 8.5, 8.7, 8.8, 8.9, 10, 11 and 11.2 of section 618, sections 619.1, 619.3 and 619.4 of that Code intended to provide the terms and conditions of application of the additional duty are not subject to the provisions concerning the obligation of publication or to the date of coming into force set out in sections 8 and 17 of the Regulations Act (R.S.Q., c. R-18.1) and come into force on the date of its publication in the *Gazette officielle du Québec* and has effect from 1 January 1998;

WHEREAS it is expedient to make the Regulation;

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

THAT the Regulation to amend the Regulation respecting road vehicle registration, attached to this Order in Council, be made.

MICHEL CARPENTIER,
Clerk of the Conseil exécutif

Regulation to amend the Regulation respecting road vehicle registration*

Highway Safety Code
(R.S.Q., c. C-24.2, s. 618, pars. 7, 8.5, 8.7, 8.8, 8.9, 10, 11 and 11.2 and ss. 619.1, 619.3 and 619.4; 1997, c. 85, ss. 15 and 16)

1. The Regulation respecting road vehicle registration is amended by inserting the following after section 2:

“**2.1** The additional duty exigible for obtaining the registration of a road vehicle and the right to operate it and the additional duty exigible to retain that right applies solely to a motor vehicle with a net weight of 3 000 kg or less, except for an ambulance, a bus engaged in the transportation of schoolchildren, a hearse, a moped, a tow truck, a motor home, a minibus, a motorcycle, a snowmobile, a taxi, a vehicle engaged in the transportation of people

* The Regulation respecting road vehicle registration made by Order in Council 1420-91 dated 16 October 1991 (1991, *G.O.* 2, 4111) was last amended by the Regulation made by Order in Council 438-97 dated 26 March 1997 (1997, *G.O.* 2, 1434). For previous amendments, refer to the *Tableau des modifications et Index sommaire*, Éditeur officiel du Québec, 1997, updated to 1 September 1997.

during weddings, funerals and christenings, a vehicle belonging to a foreign government insofar as that government grants such exclusion to the Gouvernement du Québec, a vehicle used exclusively in train stations, harbours and airports, a passenger vehicle whose licence plate bears the prefix "CC" or "CD" and a vehicle belonging to the Gouvernement du Québec or to a public agency within the meaning of section 1 of the Act respecting land use planning and development (R.S.Q., c. A-19.1) except those of government corporations listed in Schedule I and their subsidiaries."

2. The following is substituted for the first paragraph of section 19:

"19. The period during which the owner of a motor home with a net weight of 3 000 kg or less that is used for personal purposes or of a passenger vehicle must pay the fees, the duties, the insurance contribution, the contribution of motorists to public transit and, where applicable, the additional duty to retain the right to operate a road vehicle are determined according to an order based on the owner's surname."

3. The following is substituted for section 20:

"20. Notwithstanding section 19, the owner of a passenger vehicle covered by section 137 or which is used in a locality not linked to the Québec highway system and covered by sections 124 to 125 or who holds a ham radio operator's licence, must, between the first day of January and the last day of March, pay the fees, the duties, the insurance contribution, the contribution of motorists to public transit and, where applicable, the additional duty to retain the right to operate the road vehicle."

4. The following is substituted for section 21:

"21. The owner of a farm motor vehicle, of a farm tractor if the owner is a farmer, of a motor home if the owner is a legal person, of a motor home with a net weight of more than 3 000 kg, of a motorcycle or of a moped must, between the first day of February and the last day of April, pay the fees, the duties, the insurance contribution and, where applicable, the additional duty to retain the right to operate the road vehicle."

5. The following is substituted for the first paragraph of section 22:

"22. The owner of a vehicle engaged in the transportation of schoolchildren or of a bus engaged in the transportation of schoolchildren must, between the first day of July and the last day of September, pay the fees, the duties, the insurance contribution and, where appli-

cable, the additional duty to retain the right to operate the road vehicle."

6. The following is substituted for the text preceding paragraph 1 of section 24:

"24. Between the first day of January and the last day of March, the owner of the following road vehicles must pay the fees, the duties, the insurance contribution, the contribution of motorists to public transit and, where applicable, the additional duty to retain the right to operate the road vehicle:"

7. The following is substituted for the second paragraph of section 25:

"Notwithstanding the foregoing, the owner having paid \$15 000 and more of fees, duties, insurance contribution, tax on that contribution and, where applicable, additional duty to obtain or retain the right to operate his vehicles during the last calendar year may pay, during the period applicable to his category of vehicles and determined in one of sections 19 to 24, half of the amounts referred to in the first paragraph of section 31.1 of the Highway Safety Code and the second half of those amounts, 5 months after the first payment is due."

8. The following is inserted after section 55:

"55.1 For the purposes of sections 61.1 to 142.1, the age of any motor vehicle is the number of years passed from the model year of the vehicle to the current calendar year inclusively and the vehicle whose model year is the same as or subsequent to the current calendar year is considered a vehicle of less than one year.

The model year of a motor vehicle designates the year used by the manufacturer of that vehicle to designate a distinct model of vehicle, regardless of the calendar year of its production.

The model year of a motor vehicle is the one indicated by a code in the identification number of the vehicle in accordance with the Motor Vehicle Safety Act (S.C., 1993, c. 16)."

9. The following is substituted for the first paragraph of section 61:

"61. Subject to sections 61.1 to 66, the fees and duties payable for registration of a road vehicle and the right to operate that vehicle are calculated by multiplying the monthly fees fixed in one of sections 86 to 90 according to the category of the road vehicle, its net weight, the number of its axles, its use and the date on which registration is obtained, by the number of full

months, plus one, between the date on which registration is applied for and the last day of the month preceding the last month during which the amounts provided for in the first paragraph of section 31.1 of the Highway Safety Code next become due.”.

10. The following is inserted after section 61:

“**61.1** In addition to the fees fixed in this Division, if a motor vehicle is 7 years old or less and valued at more than \$40 000, an additional duty is payable for registration of that vehicle and the right to operate it. The duty is calculated by multiplying the monthly fee provided for in section 90.1 by the number of full months, plus one, between the date on which registration is applied for and the last day of the month preceding the last month during which the amounts provided for in the first paragraph of section 31.1 of the Highway Safety Code next become due.”.

11. The following is substituted for the first and second paragraphs of section 67:

“**67.** The owner of a registered road vehicle who notifies the Société, prior to the due date for payment of the annual amounts to retain the right to operate the vehicle, that he elects not to operate his vehicle during part of the twelve-month period corresponding to the payment of those amounts, must pay before the due date the fees, the insurance contribution and the contribution of motorists to public transit established pursuant to section 88.2 of the Transport Act and, where applicable, the additional duty for the part of the twelve-month period not affected by his election when he applies to the Société for authorization to again operate his road vehicle.

The fees and duties are calculated by multiplying the monthly fees fixed for that road vehicle in one of sections 78 to 90 by the number of full months, plus one, which comprise the part of the twelve-month period not affected by the election.

The insurance contribution is calculated by multiplying the monthly insurance contribution fixed for that vehicle in the Regulation respecting insurance contributions, approved by Order in Council 1422-91 dated 16 October 1991 by the number of full months, plus one, which comprise the part of the twelve-month period not affected by the election.

The contribution of motorists to public transit is calculated by multiplying the monthly contribution of \$2.50 by the number of full months, plus one, which comprise the part of the twelve-month period not affected by the election.

The additional duty is calculated by multiplying the monthly fee fixed in section 90.1 by the number of full months, plus one, which comprise the part of the twelve-month period not affected by the election.”.

12. The following is substituted for the first paragraph of section 68:

“**68.** The owner of a registered road vehicle who has not paid the annual amounts to retain the right to operate the vehicle by the due date for the payment of those amounts, nor notified the Société that he elects not to operate his road vehicle for all or part of the twelve-month period corresponding to the payment of those amounts, must pay the annual fees, the annual insurance contribution and the supplementary fees prescribed in the Regulation respecting fees exigible under the Highway Safety Code and the return of confiscated objects and, where applicable, the additional duty provided for in section 142.1 in order to obtain authorization to again operate his road vehicle until the end of the twelve-month period.”.

13. The following is substituted for the first paragraph of section 69:

“**69.** The owner of a registered vehicle who has failed more than once to pay the annual amounts to retain the right to operate the vehicle by the due date for the payment of those amounts, and who has not notified the Société that he elects not to operate his road vehicle for all or part of the twelve-month period corresponding to the payment of each of those amounts, must pay the latest amount of annual fees, annual insurance contribution, and supplementary fees prescribed in the Regulation respecting fees exigible under the Highway Safety Code and the return of confiscated objects and, where applicable, the additional duty provided for in section 142.1 in order to obtain authorization to again operate his road vehicle until the end of the twelve-month period corresponding to that amount.”.

14. Section 72 is amended

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

“**72.** The owner of a registered road vehicle who has not paid the annual amounts to retain the right to operate the vehicle by the due date for the payment of those amounts nor notified the Société that he elects not to operate his road vehicle for all or part of the twelve-month period corresponding to the payment of those amounts, but whose registration was cancelled during that twelve-month period, must, upon cancellation or obtention of new registration within the period, pay the

fees, the insurance contribution, the contribution of motorists to public transit established pursuant to section 88.2 of the Transport Act, and the supplementary fees prescribed in the Regulation respecting fees exigible under the Highway Safety Code and the return of confiscated objects and, where applicable, the additional duty for the part of the twelve-month period preceding registration cancellation.”; and

(2) by adding the following at the end:

“The additional duty is calculated by multiplying the monthly fee fixed in section 90.1 by the number of full months, plus one, which comprise the part of the twelve-month period preceding registration cancellation. If such duty is paid upon issue of new registration, the applicant for registration must also pay the additional duty prescribed by section 61.1.”.

15. The following is substituted for the first and second paragraphs of section 73:

“73. The owner of a registered road vehicle who is subject to a prohibition from putting his vehicle back into operation under section 188 or 189 of the Highway Safety Code during a payment period prescribed for that vehicle in one of sections 19 to 24 is exempted for the duration of that prohibition from paying the annual amounts to retain the right to operate his vehicle. Upon the lifting of the prohibition he must pay the fees, insurance contribution and contribution of motorists to public transit established pursuant to section 88.2 of the Transport Act and, where applicable, the additional duty for the part of the twelve-month period not covered by the prohibition.

The fees and duties are calculated by multiplying the monthly fees fixed for that road vehicle by one of sections 78 to 90 by the number of full months, plus one, between the date of the lifting of the prohibition and the following due date for payment of fees.

The insurance contribution is calculated by multiplying the monthly insurance contribution fixed for that vehicle in the Regulation respecting insurance contributions by the number of full months, plus one, between the date of the lifting of the prohibition and the following due date for payment of the contribution.

The contribution of motorists to public transit is calculated by multiplying the monthly contribution of \$2.50 by the number of full months, plus one, between the date of the lifting of the prohibition and the following due date for payment of the contribution of motorists to public transit.

The additional duty is calculated by multiplying the monthly fee fixed in section 90.1 by the number of full months, plus one, between the date of the lifting of the prohibition and the following due date for payment of the duty.”.

16. The following is substituted for the first and second paragraphs of section 74:

“74. The owner of a registered road vehicle who has not paid the annual amounts to retain the right to operate his vehicle by the due date for those amounts nor notified the Société prior to such date that he elects not to operate his vehicle during all or part of the twelve-month period corresponding to the payment of those amounts, but who is subject to a prohibition from putting his vehicle back into operation under section 188 or 189 of the Highway Safety Code for part of that twelve-month period, must upon the lifting of the prohibition, if it occurs within the twelve-month period, pay the fees, insurance contribution and the contribution of motorists to public transit established pursuant to section 88.2 of the Transport Act and the supplementary fees prescribed in the Regulation respecting fees exigible under the Highway Safety Code and the return of confiscated objects and, where applicable, the additional duty for the part of the twelve-month period not affected by the prohibition.

The fees and duties are calculated by multiplying the monthly fees fixed for that road vehicle in one of sections 78 to 90 by the number of full months, plus one, which comprise that part of the twelve-month period.

The insurance contribution fixed for that vehicle in the Regulation respecting insurance contributions by the number of full months, plus one, which comprise that part of the twelve-month period.

The contribution of motorists to public transit is calculated by multiplying the monthly contribution of \$2.50 by the number of full months, plus one, which comprise that part of the twelve-month period.

The additional duty is calculated by multiplying the monthly fee fixed in section 90.1 by the number of full months, plus one, which comprise that part of the twelve-month period.”.

17. The following is substituted for the first and second paragraphs of section 75:

“75. Subject to section 74, the owner of a registered road vehicle subject to a prohibition from putting his vehicle back into operation pursuant to section 188 or 189 of the Highway Safety Code during the twelve-

month period corresponding to the payment of the annual amounts to retain the right to operate his vehicle and who has obtained a reimbursement under section 162 must, upon the lifting of the prohibition, pay the fees, the insurance contribution, the contribution of motorists to public transit established pursuant to section 88.2 of the Transport Act and, where applicable, the additional duty for the part of the twelve-month period following the lifting of the prohibition.

The fees and duties are calculated by multiplying the monthly fees fixed for that road vehicle in one of sections 78 to 90 by the number of full months, plus one, between the date of lifting of the prohibition and the following due date for payment of fees and duties.

The insurance contribution is calculated by multiplying the monthly insurance fixed for that vehicle in the Regulation respecting insurance contributions, by the number of full months, plus one, between the date of lifting of the prohibition and the following due date for payment of the contribution.

The contribution of motorists to public transit is calculated by multiplying the monthly contribution of \$2.50 by the number of full months, plus one, between the date of lifting of the prohibition and the following due date for payment of the contribution of motorists to public transit.

The additional duty is calculated by multiplying the monthly fee fixed in section 90.1 by the number of full months, plus one, between the date of lifting of the prohibition and the following due date for payment of the duty.”.

18. Section 76 is amended by

(1) substituting the following for the first paragraph:

“**76.** The owner of a registered road vehicle who has failed more than once to pay the annual amounts to retain the right to operate his vehicle by the due date for the payment of those amounts, and who has not notified the Société that he elects not to operate his road vehicle for all or part of the twelve-month period corresponding to the payment of each of those amounts, but whose registration has been cancelled during the twelve-month period corresponding to the latest of those amounts, must, upon such cancellation or upon obtention of new registration during the said twelve-month period, pay the fees, the insurance contribution, the contribution of motorists to public transit established pursuant to section 88.2 of the Transport Act and the supplementary fees prescribed by the Regulation respecting fees exigible under the Highway Safety Code and the return of confis-

cated objects and, where applicable, the additional duty for the part of the twelve-month period preceding registration cancellation.”;

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

“The additional duty is calculated by multiplying the monthly fee fixed in section 90.1 by the number of full months, plus one, which comprise the part of the twelve-month period preceding cancellation. If that duty is paid upon the issue of registration, the applicant for registration must also pay the duty prescribed by section 61.1.”.

19. The following is substituted for the first and second paragraphs of section 77:

“**77.** The owner of a registered road vehicle who has failed more than once to pay the annual amounts to retain the right to operate his vehicle by the due date for the payment of those amounts, and who has not notified the Société that he elects not to operate his road vehicle for all or part of the twelve-month period corresponding to the payment of each of those amounts, but who is subject to a prohibition from putting his vehicle back into operation under section 188 or 189 of the Highway Safety Code during the twelve-month period corresponding to the latest of those amounts, must, upon the lifting of the prohibition pay the fees, the insurance contribution and the contribution of motorists to public transit established pursuant to section 88.2 of the Transport Act and the supplementary fees prescribed by the Regulation respecting fees exigible under the Highway Safety Code and the return of confiscated objects and, where applicable, the additional duty for the part of the twelve-month period not covered by the prohibition.

The fees and duties are calculated by multiplying the monthly fees fixed for that road vehicle in one of sections 78 to 90 by the number of full months, plus one, which comprise that part of the twelve-month period.

The insurance contribution is calculated by multiplying the monthly insurance contribution fixed for that vehicle in the Regulation respecting insurance contributions, by the number of full months, plus one, which comprise that part of the twelve-month period.

The contribution of motorists to public transit is calculated by multiplying the monthly contribution of \$2.50 by the number of full months, plus one, which comprise that part of the twelve-month period.

The additional duty is calculated by multiplying the monthly fees fixed for that road vehicle in section 90.1 by the number of full months, plus one, which comprise that part of the twelve-month period.”.

20. The following is inserted after section 90:

“**90.1** The additional monthly duty is obtained by dividing by 12 the amount corresponding to 1 % of the value of a vehicle exceeding \$40 000.

The value of a vehicle is the most recent value established during registration or the value established during the calculation of the latest additional duty to retain the right to operate the registered vehicle.

DIVISION III.1 **ASSESSMENT RULES OF A VEHICLE**

90.2 For the purposes of this section, “average wholesale price” means the average wholesale price for a vehicle of the same brand, model and characteristics entered in the latest edition of the Guide d’Évaluation des Automobiles or the Guide d’Évaluation des Camions Légers published by Hebdo Mag Inc..

90.3 Where the owner elects not to operate his motor vehicle and applies for authorization to operate it, between the date on which he notified the Société of that election and the last day of the month during which the payment of the additional duty provided for in the first paragraph of section 31.1 of the Highway Safety Code next becomes due, the value of the vehicle used for calculating the additional duty payable to obtain that authorization shall be the one used during the calculation of the additional duty payable for registration of the vehicle and the right to operate it, without regard to the age of the vehicle on the date of the application for authorization to operate it.

90.4 Where the owner elects not to operate his motor vehicle and applies for authorization to operate it, during the twelve-month period corresponding to the payment of the additional duty provided for in the first paragraph of section 31.1 of the Highway Safety Code, the value of the vehicle used for calculating the additional duty payable to obtain that authorization shall be the one used during the calculation of the latest payment of the additional duty provided for in the first paragraph of section 31.1 of that Code, without regard to the age of the vehicle on the date of the application for authorization to operate it again.

90.5 In the case of a new motor vehicle sold by a dealer, the value used for calculating the additional duty payable to obtain registration of the vehicle and the right to operate it is the sale price entered by the dealer on the form that the Société provided him with and that the owner of the vehicle must provide to the Société upon registration.

If the new vehicle sold is imported from another Canadian province, the value used for calculating the additional duty payable to obtain registration of the vehicle and the right to operate it is the amount entered on the sales contract. The owner of the vehicle must provide a copy of that contract to the Société upon registration.

90.6 In the case of a new motor vehicle that is leased or received following a trade, the value used for calculating the additional duty payable to obtain registration of the vehicle and the right to operate it is the value of the vehicle entered by the dealer on the form that the Société provided him with and that the owner of the vehicle must provide to the Société upon registration.

90.7 In the case of the sale of a used motor vehicle, the value used for calculating the additional duty payable to obtain registration of the vehicle and the right to operate it shall be the highest amount of the sale price declared by the owner or the average wholesale price, which shall be reduced by \$500. Where the characteristics of the model to which the vehicle belongs do not appear in the guides referred to in section 90.2, the value used shall be the one indicated on the owner’s insurance policy. The owner shall provide a copy of that policy to the Société upon registration.

Notwithstanding the foregoing, where the vehicle belongs to a model that does not appear in those guides and that was sold during the previous calendar year or the year of the model year, the value used shall be the amount entered on the sales contract entered into between the dealer and the first owner, from which is subtracted the depreciation obtained by multiplying 2.5 % of the amount entered on the contract by the number of months passed from the date of the sale to the registration date. The owner of the vehicle must provide a copy of the contract to the Société upon registration.

90.8 If there is an assessment with reasons on the repairs of the vehicle by an appraiser of material damage referred to in the second paragraph of section 55.0.3 of the Act respecting the Québec sales tax (R.S.Q., c. T-0.1), introduced by section 263 of Chapter 1 of the Statutes of 1995, the value used for calculating the additional duty payable to obtain registration of the vehicle and the right to operate it is the highest of the following amounts:

- (1) the sale price declared by the buyer;
- (2) the amount calculated according to the following formula:

$A = (p - \$500) - (r - \$500)$

A: the amount calculated;

p: the average wholesale price

r: the amount of repairs on the vehicle.

If there is a motivated assessment for the worn-out state of the vehicle by that appraiser, the value used for calculating the additional duty payable to obtain registration of the vehicle and the right to operate it shall be the highest amount of the sale price declared by the buyer or of the value of the vehicle determined by the appraiser.

The owner of the vehicle must provide those evaluations to the Société upon registration.

90.9 In the case of a new motor vehicle that is leased or received following a trade, the value used for calculating the additional duty payable to obtain registration of the vehicle and the right to operate it shall be the highest amount of the value of the vehicle declared by the dealer on the form that the Société provided him with or the average wholesale price from which \$500 is subtracted. The owner of the vehicle must provide that form to the Société upon registration.

90.10 In the case of a motor vehicle received by donation, succession or following a publicity contest, a draw or lottery system authorized in accordance with the law, the value used for calculating the additional duty payable to obtain registration of the vehicle and the right to operate it shall be the retail price suggested by the dealer if the vehicle is new or, if it is used, the average wholesale price from which \$500 is subtracted.

90.11 In the case of a motor vehicle imported from outside Canada, the value used for calculating the additional duty payable to obtain registration of the vehicle and the right to operate it shall be the amount of the value determined by the Federal Minister of Revenue in addition to excise duties applicable.

If no value is determined by the Minister, the value used shall be the retail price suggested by the manufacturer if the vehicle is new or, if it is used, the average wholesale price from which \$500 is subtracted.

90.12 The value used for calculating the additional duty payable by the owner of a motor vehicle to retain the right to operate the registered vehicle shall be the lowest of the following amounts:

(1) the average wholesale price from which \$500 is subtracted;

(2) the amount of the value used for calculating the additional duty payable to obtain registration of the vehicle and the right to operate it.

90.13 During the calculation of the additional duty payable by the owner of a registered motor vehicle to retain the right to operate the vehicle, where the average wholesale price does not appear in the guides referred to in section 90.2, the value used shall be the amount referred to in paragraph 2 of section 90.12 and reduced by 7 % annually from the due date of the latest payment made to retain the right to operate that vehicle.

Notwithstanding the foregoing, where the vehicle was registered before 1 January 1998, the value used shall be the retail price suggested by the manufacturer and reduced by 15 %. In addition, where the vehicle was registered prior to that date and where the characteristics of the model to which the vehicle belongs do not appear in the guides referred to in section 90.2, the value used shall be the one entered in one of those guides for the vehicle of the same model having characteristics similar to those of the vehicle concerned and, where there is no such model, the value used shall be the one indicated on the owner's insurance policy. He must provide a copy of that policy to the Société upon registration."

21. The following Division is inserted after section 142:

"DIVISION XII
ADDITIONAL DUTY PAYABLE TO RETAIN THE
RIGHT TO OPERATE A VEHICLE

142.1 In addition to the fees fixed in this chapter, if a vehicle is 7 years old or less and is valued at more than \$40 000, an additional annual duty is payable to retain the right to operate the vehicle. That right corresponds to 1 % of the value of the vehicle exceeding \$40 000."

22. The following is substituted for the first paragraph of section 162:

"162. An owner who elects not to operate a road vehicle during all or part of the period corresponding to the payment of the fees and duties is entitled to obtain the reimbursement, in accordance with sections 166, 167, 169, 170, 170.1, 173 to 176, 179 and 180, of that portion of the fees, of the additional duty and of the contribution of motorists to public transit paid by him for the period during which such election has effect."

23. The following is substituted for section 163:

“163. The owner of a vehicle whose registration is cancelled is entitled to the reimbursement in accordance with sections 168, 169, 171, 171.1, 173 to 175, 177, 179 and 180 of a portion of the fees, of the additional duty and of the contribution of motorists to public transit that he paid.”

24. The following is substituted for the first paragraph of section 164:

“164. Every owner of a road vehicle subject to a prohibition from putting his road vehicle back into operation, pursuant to section 188 or 189 of the Highway Safety Code, is entitled to obtain on request the reimbursement in accordance with sections 172 to 175 and 178 to 180 of a portion of the fees, the additional duty and the contribution of motorists to public transit paid by him for the period during which that prohibition has effect.”

25. The following is inserted after section 170:

“170.1 In the cases of an election not to operate a vehicle, the amount of the reimbursement of the additional duty paid is calculated by multiplying the additional monthly fee applicable to the motor vehicle at the time of the last payment according to section 90.1, by the number of full months between the date on which the Société is notified of such election and the last day of the month preceding the last month of the payment period prescribed in Division VIII of Chapter I which would have ensued had the right to operate the vehicle not been cancelled.”

26. The following is inserted after section 171:

“171.1 In cases of cancellation of registration, the amount of the reimbursement of the additional duty paid is calculated by multiplying the additional monthly duty applicable to the motor vehicle at the time of their last payment according to section 90.1, by the number of full months between the date of cancellation and the last day of the month preceding the last month of the payment period prescribed in Division VIII of Chapter I which would have ensued had the right to operate the vehicle not been cancelled.”

27. The following is inserted after section 172:

“172.1 In cases of prohibition from putting a motor vehicle back into operation, the amount of the reimbursement of the additional duty paid is calculated by multiplying the monthly fee applicable to the road vehicle at the time of its last payment according to section 90.1, by the number of full months between the date of the prohibition from putting the road vehicle back into

operation and the last day of the month preceding the month during which the prohibition is lifted.”

28. The following is substituted for section 179:

“179. A road vehicle owner may be reimbursed by cheque. Notwithstanding the foregoing, reimbursement of the fees and additional duty to the owner may be made in the form of a credit. The owner may ask that it be subsequently applied to the payment of the fees, the insurance contribution or the contribution of motorists to public transit and, where applicable, the additional duty payable for registration, for the right to operate a vehicle or retention of that right.”

29. This Regulation comes into force on the date of its publication in the *Gazette officielle du Québec* and has effect from 1 January 1998.

2020

Gouvernement du Québec

O.C. 56-98, 14 January 1998

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

Fees exigible
— **Amendments**

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

WHEREAS under subparagraph 1.1 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 fix the amount of any additional fee exigible on payment of the duties and insurance contribution prescribed under section 31.1 of the Code, in cases of failure to pay within the period determined by a regulation made under paragraph 8.8 of section 618 of that Code amended by paragraph 3 of section 15 of Chapter 85 of the Statutes of 1997;

WHEREAS under section 776 of Chapter 85 of the Statutes of 1997, the first regulation made under subparagraph 1.1 of the first paragraph of section 624 of the Code and intended to prescribe the terms and conditions for the implementation of the additional duty, is not subject to the provisions concerning the obligation of publication or to the date coming into force set out in sections 8 and 17 of the Regulations Act (R.S.Q., c. R-18.1), comes into force on the date of its publication in the *Gazette officielle du Québec* and has effect from 1 January 1998;