

Draft Regulations

Draft Regulation

An Act respecting the Régie du logement
(R.S.Q., c. R-8.1)

Procedure of the Régie du logement — Amendments

Pursuant to sections 10 and 11 of the Regulations Act (R.S.Q., c. R-18.1) notice is hereby given that the Regulation amending the Rules of procedure of the Régie du logement, to which the commissioners agreed in principle at the meeting held on 18 June, 1998, and the text of which appears below, may be adopted upon the expiry of 45 days following the present publication.

This draft regulation aims at:

— providing that the attestation of the sending of the notice of hearing constitutes a *prima facie* proof of its receipt, it is to say that the document makes authority until a contrary proof.

— changing from 6 to 12 months the delay during which a party must request a stenographic transcript of the recording of the hearing, and the delay from which the Régie may destroy the original recording and calculating this delay from the date of the hearing instead of the date of the decision.

The draft will have the following impact:

— it would have a neutral effect on both lessees and lessors, who would still have to prove that they did not receive the notice of hearing if it is what they pretend.

— the modification of the delay would have a neutral effect on both lessees and lessors, but will allow the Régie to manage with more efficiency the stock of recording cassettes because the destruction delay would be link to a more practical computation date.

Additional information may be obtained by writing to M^e Pierre H. Cadieux at the Régie du logement, Village olympique — Pyramide Ouest (D), 5199, rue Sherbrooke Est, Montréal, (Québec) H1T 3X1, by telephone at (514) 873-6575 or by fax at (514) 873-6805).

Anyone with comments on this subject is asked to write to the Chairperson of the Régie du logement, Village olympique — Pyramide Ouest (D), 5199, rue Sherbrooke Est, Montréal (Québec) H1T 3X1.

FRANCE DESJARDINS,
Chairperson of the Régie du logement

Regulation to amend the Rules of procedure of the Régie du logement*

An Act respecting the Régie du logement
(R.S.Q., c. R-8.1, a. 85)

1. Section 16 of the Rules of procedure of the Régie du logement is amended by the replacement in the second paragraph of the words “sent to the” by the words “received by”.

2. Section 39.3 of the Rules of procedure is amended by the replacement in the first paragraph of the words “6 months of the date of the decision” by the words “12 months of the date of the hearing”.

3. Section 39.4 of the Rules of procedure is amended by the replacement of the number “6” by the number “12”.

4. The present regulation comes into effect on the fifteenth day following its publication in the *Gazette officielle du Québec*.

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* The last amendments to the Rules of procedure of the Régie du logement, approved by the minister responsible for the application of the Loi sur la Régie du logement on 23 November, 1992 (1992, G.O. 2, 5055) were made by the rules of procedure adopted by the commissioners of the Régie on 24 April, 1998 (1998, G.O. 2, 1821). For prior amendments, see the “Tableau des modifications et Index sommaire”, Éditeur officiel du Québec, 1998, updated on 1 March, 1998.