

## Regulations and other acts

Gouvernement du Québec

### O.C. 1189-98, 16 September 1998

An Act respecting prescription drug insurance  
(R.S.Q., c. A-29.01)

#### 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 (R.S.Q., c. A-29.01), 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 under section 60 of the Act is covered by the basic 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 the Government made the Regulation respecting the basic prescription drug insurance plan by Order in Council 1519-96 dated 4 December 1996;

WHEREAS it is expedient to amend the Regulation;

WHEREAS in accordance with section 78 of the Act respecting prescription drug insurance, the Régie de l'assurance-maladie du Québec was consulted about the 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 NOËL DE TILLY,  
*Clerk of the Conseil exécutif*

#### Regulation to amend the Regulation respecting the basic prescription drug insurance plan\*

An Act respecting prescription drug insurance  
(R.S.Q., c. A-29.01, 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 inserting “, contraindicated” after the word “ineffective” in subparagraph 5.1;

(2) by striking out the words “and not responding to non-pharmacological measures” in subparagraphs 7, 23, 24, 44, 73, 81 and 84 and in paragraph *a* of subparagraph 80;

(3) by inserting the following after subparagraph 7.1:

“(7.2) BUPROPION: for treatment of depression;”;

(4) by inserting the following after subparagraph 12:

“(12.1) CARBOMER 940/SORBITOL: for treatment of keratoconjunctivitis sicca or other severe conditions accompanied by markedly reduced tear production;”;

(5) by striking out “, where preservatives are not tolerated or are contraindicated” after the word “production” in subparagraph 13;

(6) by inserting the following after subparagraph 13:

“(13.1) CARBOXYMETHYLCELLULOSE SODIUM/PURITE: for treatment of keratoconjunctivitis sicca or other severe conditions accompanied by markedly reduced tear production;”;

(7) by inserting the following after subparagraph 15:

\* 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), was last amended by the Regulations made by Orders in Council 391-98 dated 25 March 1998 (1998, *G.O.* 2, 1454) and 834-98 dated 17 June 1998 (1998, *G.O.* 2, 2509). For previous amendments, refer to the Tableau des modifications et Index sommaire, Éditeur officiel du Québec, 1998, updated to 1 March 1998.

“(15.1) CIPROFLOXACIN, i.v. perf. sol.: for treatment of infections where oral ciprofloxacin cannot be used;”;

(8) by substituting the following for subparagraph 17:

“(17) CLINDAMYCIN PHOSPHATE, vag. cr.:

(a) for treatment of bacterial vaginosis during the first term of pregnancy;

(b) where intravaginal metronidazole is ineffective, contraindicated or poorly tolerated;”;

(9) by inserting “, contraindicated” after the word “ineffective” in paragraph *b* of subparagraph 24.1;

(10) by striking out the word “symptomatic” before the word “anemia” in paragraphs *a* and *b* of subparagraph 27;

(11) by substituting the following for subparagraph 28:

“(28) ESTRADIOL-17 $\beta$ :

(a) in persons unable to tolerate oral estrogens;

(b) in persons unable to take oral estrogens because of esophageal dysfunction, dysphagia or malabsorption;

(c) in persons unable to take oral estrogens because of a history of venous thromboembolic disorders;”;

(12) by substituting the following for subparagraph 29:

“(29) ESTRADIOL-17 $\beta$ /NORETHINDRONE ACETATE:

(a) in persons unable to tolerate oral estrogens or progestogens;

(b) in persons unable to take oral estrogens or progestogens because of esophageal dysfunction, dysphagia or malabsorption;

(c) in persons unable to take oral estrogens because of a history of venous thromboembolic disorders;”;

(13) by inserting the words “of a person’s diet and” after the word “content” in subparagraph 35;

(14) by substituting the following for subparagraphs 38, 39 and 40:

“(38) NUTRITIVE FORMULAS — MONOMERIC, POLYMERIC WITH RESIDUES, AND LOW-RESIDUE POLYMERIC:

(a) for enteral feeding;

(b) for total oral feeding of persons requiring nutritive formulas as their source of nutrition in presence of esophageal dysfunction or dysphagia, maldigestion or malabsorption;

(c) for children suffering from growth failure, malabsorption or malnutrition related to a medical condition;

(d) for persons suffering from cystic fibrosis;”;

(15) by inserting “, contraindicated” after the word “ineffective” in paragraph *c* of subparagraph 43:

(16) by inserting the following after subparagraph 46:

“(46.1) HYDROXYPROPYLMETHYLCELLULOSE/SODIUM PERBORATE: for treatment of keratoconjunctivitis sicca or other severe conditions accompanied by markedly reduced tear production;”;

(17) by substituting the following for subparagraph 46:

“(52) LACTULOSE:

(a) for prevention and treatment of hepatic encephalopathy;

(b) for treatment of constipation related to a medical condition;”;

(18) by inserting the following after subparagraph 52.1:

“(52.2) LEVOFLOXACIN, i.v. perf. sol.: for treatment of infections where oral levofloxacin cannot be used;”;

(19) by inserting the following after subparagraph 57.

“(57.1) MEROPENEM, inj. pd.: for treatment of infections where there is *in vitro* resistance to other betalactams, including imipenem;”;

(20) by substituting the words “ineffective, contraindicated or poorly tolerated” for the words “insufficient or contraindicated” in subparagraph 60;

(21) by striking out subparagraph 61;

(22) by inserting “, contraindicated” after the word “ineffective” in paragraph *c* of subparagraph 63;

(23) by inserting the words “or having had” after the word “having” in subparagraph 72;

(24) by inserting the following after subparagraph 74:

“(74.1) POLYETHYLENE GLYCOL 400/DEXTRAN 70: for treatment of keratoconjunctivitis sicca or other severe conditions accompanied by markedly reduced tear production;

(25) by striking out subparagraph 75;

(26) by inserting the words “or of other skin diseases necessitating a keratolytic treatment” after the word “acne” in subparagraph 87;

(27) by inserting the following at the end:

“(89) WHITE PETROLEUM JELLY/MINERAL OIL: for treatment of keratoconjunctivitis sicca or other severe conditions accompanied by markedly reduced tear production.”.

**2.** This Regulation comes into force on 1 October 1998.

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Gouvernement du Québec

## O.C. 1193-98, 16 September 1998

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

### Licences

#### — Amendments

Regulation to amend the Regulation respecting licences

WHEREAS under paragraphs 1, 2 and 6 of section 619 of the Highway Safety Code (R.S.Q., c. C-24.2), the Government may, by regulation, determine, in relation to the nature of a licence, the information it must contain, determine the cases where and establish the criteria according to which conditions may be attached to a licence, and prescribe, according to the nature, class or category of a licence, the documents and information which must be produced with an application for the issue or renewal of such a licence as well as any other condition or formality for obtaining or renewing that licence;

WHEREAS under sections 10 and 11 of the Regulations Act (R.S.Q., c. R-18.1), the Regulation to amend the Regulation respecting licences was published in Part 2 of the *Gazette officielle du Québec* of 6 May 1998 with a notice that it could be made by the Government upon the expiry of 45 days following that publication;

WHEREAS it is expedient for the Government to make the Regulation with amendments;

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

THAT the Regulation to amend the Regulation respecting licences, attached to this Order in Council, be made.

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

## Regulation to amend the Regulation respecting licences<sup>(\*)</sup>

Highway Safety Code  
(R.S.Q., c. C-24.2, s. 619, pars. 1, 2, and 6)

**1.** The Regulation respecting licences is amended by adding the following after paragraph 8 of section 5:

“(9) the indication “manual transmission”, “air braking system” or “road train” or any combination thereof in the cases provided for in this Regulation.”.

**2.** Section 12 is amended by adding the following after paragraph 2:

“In addition to the requirements of paragraphs 1 and 2, to obtain a class 1, 2 or 3 learner’s licence, a person must

(a) have produced a report of his medical examination or evaluation in accordance with section 73 of the Highway Safety Code;

(b) have fewer than 4 demerit points in his file and not have been subject to a penalty under section 185 or 191.2 of the Highway Safety Code or to a cancellation on any grounds provided for in section 180 of the Code for a minimum of two years.”.

**3.** Section 21 is revoked.

**4.** Section 28 is amended

(1) by adding the following after paragraph 1:

\* The Regulation respecting licences made by Order in Council 1421-91 dated 16 October 1991 (1991, *G.O.* 2, 4146) was last amended by the Regulation made by Order in Council 1422-97 dated 29 October 1997 (1997, *G.O.* 2, 5448). For previous amendments, refer to the Tableau des modifications et Index sommaire, Éditeur officiel du Québec, 1998, updated to 1 March 1998.