

(2) by substituting the following for the definition of “tow truck”:

““tow truck” means a tow truck within the meaning of section 4 of the Highway Safety Code (R.S.Q., c. C-24.2; 1998, c. 40, s. 55) (*dépanneuse*);”;

(3) by substituting the following for the definition of “commercial vehicle”:

““commercial vehicle” means a motor vehicle, other than a bus, a minibus or a vehicle covered by paragraphs 2 to 10 of section 40, having a net weight of 3,000 kg or less and owned by a legal person (*véhicule commercial*);”;

(4) by inserting the following definition:

““equipment transport vehicle” means a road vehicle having a net weight of more than 3,000 kg that is used solely for the transportation of machinery with which it is permanently equipped and of its operating accessoires. This definition does not cover emergency vehicles or vehicles that are or could be used to carry other goods (*véhicule de transport d'équipement*);”;

(5) by substituting the following for the definition of “special mobile equipment”:

““tool vehicle” means a tool vehicle within the meaning of section 4 of the Highway Safety Code (*véhicule-outil*);”.

2. Section 21 of the Regulation is amended by substituting the following for paragraphs 6 and 7:

“(6) a tow truck having a net weight of 3,000 kg or less;

(7) an ambulance and a hearse;

(8) a tow truck having a net weight over 3,000 kg that is used solely for the towing or moving of no more than two road vehicles;

(9) an equipment transport vehicle.”.

3. Section 40 of the Regulation is amended by substituting the following for paragraphs 7 and 8:

“(7) a tow truck having a net weight of 3,000 kg or less;

(8) an ambulance and a hearse;

(9) a tow truck having a net weight over 3,000 kg that is used solely for the towing or moving of no more than two road vehicles;

(10) an equipment transport vehicle.”.

4. The following is substituted for section 50:

“50. The insurance contribution payable to retain the right to operate an equipment transport vehicle, a tool vehicle, a winter tool vehicle or a snowblower whose owner is covered by any of paragraphs 1 to 8 of section 47 is \$122.94.”.

5. This regulation comes into force on the fifteenth day following the date of its publication in the *Gazette officielle du Québec*.

2613

Draft Regulation

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

Fees exigible — Amendment

Notice is hereby given, in accordance with sections 10 and 11 of the Regulations Act (R.S.Q., c. R-18.1), that the “Regulation to amend the Regulation respecting fees exigible under the Highway Safety Code and the return of confiscated objets” made by the Société de l'assurance automobile du Québec, the text of which appears below, may be submitted to the Government for approval after forty-five days have elapsed from the date of this publication.

Currently, subparagraph *c* of paragraph 2 of section 5 of the Regulation respecting fees exigible under the Highway Safety Code and the return of confiscated objets sets \$35 as the fee for a mechanical inspection by the Société de l'assurance automobile du Québec of trucks and special mobile equipment designated by a peace officer who has reason to believe that they have undergone modifications likely to reduce vehicle stability or braking or that their condition represents a safety hazard.

The Regulation refers to trucks and special mobile equipment (*véhicule-outil*), defined by the Regulation respecting vehicle registration. The draft Regulation to amend the Regulation respecting vehicle registration sets forth a new definition of “truck”, strikes the definition of special mobile equipment and establishes a new category of “equipment transport vehicle” which covers

some vehicles formerly considered to be trucks or special mobile equipment, whereas tool vehicles are henceforth defined under section 4 of the Highway Safety Code, as amended by section 55 of chapter 40 of the Statutes of 1998.

The draft Regulation to amend the Regulation respecting fees exigible under the Highway Safety Code and the return of confiscated objects changes subparagraph *c* of paragraph 2 of section 5 so as to be coherent with the new definitions of truck, equipment transport vehicle and tool vehicle, without raising fees for their users.

Further information is available from Mr. Bernard Drolet, Société de l'assurance automobile du Québec, 333 boulevard Jean-Lesage, C-3-12, P.O. Box 19600, Québec, QC, 1K 8J6, tel. (418) 528-3233.

Any person wishing to make comments on the matter must forward them in written form, before expiry of the 45-day period, to the Chairman and CEO of the Société de l'assurance automobile du Québec, 333 boulevard Jean-Lesage, N-6-2, P.O. Box 19600, Québec, QC, G1K 8J6.

JEAN-YVES GAGNON,
Chairman and CEO of the
Société de l'assurance automobile du Québec

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

Highway Safety Code
(R.S.Q., c. C-24.2, s. 624, par. 9 of the first par.)

1. Section 5 of the Regulation respecting fees exigible under the Highway Safety Code and the return of confiscated objects is amended by substituting the following for subparagraph *c* of paragraph 2:

“(c) trucks and equipment transport vehicles as defined in the Regulation respecting road vehicle registration, as well as tool vehicles, that are designated by a

peace officer under paragraph 10 of section 521 of the Highway Safety Code;”.

2. This regulation comes into force on the fifteenth day following the date of its publication in the *Gazette officielle du Québec*.

2614

Draft Regulation

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

Road vehicle registration — Amendments

Notice is hereby given, in accordance with sections 10 and 11 of the Regulations Act (R.S.Q., c. R-18.1), that the Regulation to amend the Regulation respecting road vehicle registration, the text of which appears below, may be made by the Government upon the expiry of 45 days following this publication.

Section 4 of the Highway Safety Code, as amended by section 55 of Chapter 40 of the Statutes of 1998, now defines “tool vehicle” (*véhicule-outil*) and “tow truck” (*dépanneuse*), thereby replacing the terms “special mobile equipment” and “tow truck” defined by the Regulation respecting road vehicle registration and by the Regulation respecting insurance contributions. Since the definition of tool vehicle excludes some types of cranes and compressors, the rate for a truck would be applied to them, whereas cranes and compressors are similar to tool vehicles with respect to road use. Furthermore, vehicles equipped with well-drills or concrete pumps are charged the rate for trucks, whereas they are similar to tool vehicles with respect to road use.

Therefore, a definition is proposed for “equipment transport vehicle” to cover cranes, compressors, and vehicles equipped with well-drills or concrete pumps, and to set the appropriate registration fee and the fee required to retain the right to use the vehicle, based on its net weight, as is the case for tool vehicles. The draft Regulation also amends the definitions of truck, tow truck, commercial vehicle and tool vehicle to ensure their harmonization with the Regulation respecting insurance contributions and section 4 of the Highway Safety Code. It also proposes that the fees payable for the right to operate a tow truck apply to trucks used solely for towing a maximum of two vehicles at a time.

In order to obtain a single trip certificate under the draft Regulation, the owner of a road vehicle of more

* The last amendment to the Regulation respecting fees exigible under the Highway Safety Code and the return of confiscated objects, approved by Order in Council 646-91 dated 8 May 1991 (1991, *G.O.* 2, 1695), was made by the regulation approved by O. C. 799-98 dated 10 June 1998 (1998, *G.O.* 2, 2224). For prior amendments, see the Tableau des modifications et Index sommaire, Éditeur officiel du Québec, 1998, updated to 1 September 1998.