

Gouvernement du Québec

O.C. 445-98, 1 April 1998

An Act respecting registry offices
(R.S.Q., c. B-9)

Register of personal and movable real rights

— **Tariff of fees**

— **Amendements**

Regulation to amend the Tariff of fees respecting the register of personal and movable real rights

WHEREAS under section 8 of the Act respecting registry offices (R.S.Q., c. B-9), the Government may, by order, make tariffs of fees to be collected by registrars for their services;

WHEREAS the Tariff of fees respecting the register of personal and movable real rights was made by Order in Council 1595-93 dated 17 November 1993 under that provision;

WHEREAS it is expedient to amend the Regulation;

WHEREAS, in accordance with sections 10 and 11 of the Regulations Act (R.S.Q., c. R-18.1), a draft Regulation entitled “Regulation to amend the Tariff of fees respecting the register of personal and movable real rights” was published in Part 2 of the *Gazette officielle du Québec* of 31 December 1997 with a notice that it could be made by the Government upon the expiry of 45 days following that publication;

WHEREAS comments were made following that publication;

WHEREAS it is expedient to make the Regulation to amend the Tariff of fees respecting the register of personal and movable real rights, with minor amendments;

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

THAT the Regulation to amend the Tariff of fees respecting the register of personal and movable real rights, attached to this Order in Council, be made.

MICHEL CARPENTIER,
Clerk of the Conseil exécutif

Regulation to amend the Tariff of fees respecting the register of personal and movable real rights(*)

An Act respecting registry offices
(R.S.Q., c. B-9, s. 8)

1. The Tariff of fees respecting the register of personal and movable real rights is amended by substituting the following for sections 1 to 3:

“**1.** The fee for the registration of the rights mentioned in an application is \$42.00 per application.

2. The fee for the registration of an address or for a change or alteration in a beneficiary’s name, address or fax number is \$42.00 per application.

Notwithstanding the foregoing, no fee is exigible for a period of one year starting on 19 May 1998 for adding a fax number to an address already in the list of addresses on that date.

3. Notwithstanding section 1, no fee is exigible to register:

(1) a judgment, as notified by the court clerk pursuant to article 817.2 of the Code of Civil Procedure (R.S.Q., c. C-25);

(2) a marriage contract referred to in article 442 of the Civil Code (1991, c. 64);

(3) a correction with regard to the rights referred to in paragraphs 1 and 2; or

(4) a cancellation or reduction of a registration.”.

2. Sections 4 and 5 are revoked.

3. Section 7 is amended by substituting the following for paragraph 2:

“(2) if the statement is made under a name other than that of a natural person, \$12.00 per name; and”.

4. Section 8 is amended by substituting the following for the first paragraph:

* The Tariff of fees respecting the register of personal and movable real rights was made by Order in Council 1595-93 dated 17 November 1993 (1993, *G.O.* 2, 6238) and has not yet been amended.

“The fee for the issue by the registrar of a copy of or extract from an application for registration or a memorial of presentation is \$5.00 per copy or extract.”

5. The following is inserted after section 8:

“8.1. Notwithstanding sections 6 and 8, no fee is exigible for the issue of a certified statement or copy by the registrar pursuant to section 46.1 of the Regulation respecting the register of personal and movable real rights.”

6. The following is substituted for section 10:

“10. A fee of \$5.00 per document shall be added to the fees provided for in sections 6, 7 and 8 where a statement, copy or extract is sent by fax.”

7. Sections 12 and 13 are revoked.

8. The following is inserted after section 13:

“13.1. The fee exigible for consulting the register for a name is \$8.00 per name or, in the case of a natural person, \$8.00 per name coupled to a date of birth.

13.2. The fee exigible for consulting the register using the identification number of a road vehicle is \$5.00 per number.

13.3. The fee exigible for consulting a specific entry in the register using its number or the form number of the application whereby that entry was made is \$3.00 per number.

13.4. The fee exigible for consulting the list of addresses using a name is \$3.00 per name or, in the case of a natural person, \$3.00 per name coupled to a date of birth.

The fee exigible for consulting the list using the notice of address number is \$3.00 per number.

13.5. The fees exigible under sections 13.1 to 13.4 shall be increased by \$3.00 per name or per number, where the register or the list of addresses is consulted by telephone.”

9. This Regulation comes into force on 16 May 1998.

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Gouvernement du Québec

O.C. 499-98, 8 April 1998

Code of Civil Procedure
(R.S.Q., c. C-25; 1997, c. 42)

Family mediation — Amendment

Regulation to amend the Regulation respecting family mediation

WHEREAS under article 827.3 of the Code of Civil Procedure (R.S.Q., c. C-25), amended by section 14 of Chapter 42 of the Statutes of Québec of 1997, the Government, by regulation, may establish the conditions a mediator must satisfy to be certified;

WHEREAS by Order in Council 1686-93 dated 1 December 1993, the Government made the Regulation respecting family mediation;

WHEREAS under sections 10 and 11 of the Regulations Act (R.S.Q., c. R-18.1), a draft of the Regulation to amend the Regulation respecting family mediation, attached to this Order in Council, was published in Part 2 of the *Gazette officielle du Québec* of 4 February 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 to make the Regulation without amendment;

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

THAT the Regulation to amend the Regulation respecting family mediation, attached hereto, be made.

MICHEL CARPENTIER,
Clerk of the Conseil exécutif

Regulation to amend the Regulation respecting family mediation^(*)

Code of Civil Procedure
(R.S.Q., c. C-25, s. 827.3; 1997, c. 42, s. 14)

1. The Regulation respecting family mediation is amended by substituting “1 September 1997” for “1 May 1996” in the third paragraph of section 1.

* The Regulation respecting family mediation, made by Order in Council 1686-93 dated 1 December 1993 (1993, *G.O.* 2, 6734), was amended by the Regulation made by Order in Council 459-96 dated 17 April 1996 (1996, *G.O.* 2, 2108) and by section 23 of Chapter 42 of the Statutes of Québec, 1997.