

Regulations and other acts

Gouvernement du Québec

O.C. 910-98, 8 July 1998

General and Vocational Colleges Act
(R.S.Q., c. C-29)

Definition of resident in Québec

Regulation respecting the definition of resident in Québec

WHEREAS under section 24.4 of the General and Vocational Colleges Act (R.S.Q., c. C-29), as amended by section 19 of Chapter 87 of the Statutes of 1997, the Government may, by regulation, define the expression “resident in Québec” for the purposes of this Act;

WHEREAS, in accordance with sections 10 and 11 of the Regulations Act (R.S.Q., c. R-18.1), a draft of the Regulation attached to this Order in Council was published in Part 2 of the *Gazette officielle du Québec* of 8 April 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 with amendments;

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

THAT the Regulation respecting the definition of resident in Québec, attached hereto, be made.

MICHEL NOËL DE TILLY,
Acting Clerk of the Conseil exécutif

Regulation respecting the definition of resident in Québec

General and Vocational Colleges Act
(R.S.Q., c. C-29, s. 24.4; 1997, c. 87, s. 19)

1. For the purposes of the General and Vocational Colleges Act (R.S.Q., c. C-29), “resident in Québec” means a student who is a Canadian citizen or a permanent resident within the meaning of the Immigration Act (R.S.C., 1985, c. I-2) and who is in one of the following situations:

(1) he was born in Québec or was adopted by a person who was residing in Québec at the time of the adoption;

(2) one of his parents or his sponsor resides in Québec;

(3) his parents or sponsor are deceased and one of his parents or his sponsor was residing in Québec at the time of the death;

(4) he keeps his residence in Québec even though his parents or sponsor no longer reside in Québec;

(5) Québec is the last place where he has resided for 12 consecutive months without pursuing full-time studies during that period;

(6) he holds a selection certificate issued under section 3.1 of the Act respecting immigration to Québec (R.S.Q., c. I-0.2) or has been residing in Québec for at least 3 months without having resided in another province for more than 3 months and his parents or sponsor do not have their residence elsewhere in Canada; or

(7) his spouse was or is residing in Québec according to the criteria listed in subparagraphs 1 to 6.

For the purposes of the first paragraph, the term “parents” means the student’s father and mother and the term “sponsor” means a Canadian citizen or a permanent resident, excluding the father, mother or spouse, who sponsors the application for landing of a permanent resident within the meaning of the Immigration Act.

2. This Regulation replaces the Regulation respecting tuition fees that a general and vocational college must charge students from outside Québec, made by Order in Council 1130-82 dated 12 May 1982.

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

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