

10° in addition to the requirements of Division III of chapter II of section 130 of the Act as well as sections 5 and 6 of the Regulation respecting supplemental pension plans, an amendment that increases the value of the commitments arising from the plan may not be made to the plan unless, taking into account the said amendment, the plan is solvent and unless either the report on the actuarial valuation of the entire plan so indicates or such fact is certified by an actuary in a report that defines the assumptions used to that end;

11° the plan may not be the object of division or merger unless it ceases to be exempted from the application of the provisions referred to in section 21;

12° unless the plan provides otherwise, only the pension committee may totally terminate the plan;

13° the plan's total surplus assets are, in the event of total termination and notwithstanding any provision to the contrary, allocated by right to the members and beneficiaries, including those who conserve such status pursuant to on or the other of sections 240.2, 308.3 or 310.1 of the Act or of section 76.1 of the Regulation respecting supplemental pension plans, in proportion to the value of their benefits.

14° where, following total termination, the plan's assets do not allow full payment of the benefits of the members and beneficiaries, payment shall be made, notwithstanding any provision to the contrary, in proportion to the value of the benefits of each member and beneficiary.

15° any amount recovered after the date of the plan's total termination as contributions due and unpaid on that date shall be used to pay the benefits of the members and beneficiaries referred to in paragraph 13 or 14, depending on whether or not the plan has surplus assets following payment of the amount recovered, proportionally to the value of the benefits of the said members and beneficiaries.

25. When a multi-employer plan no longer satisfies one of the characteristics referred to in section 22 or the condition set in paragraph 1 of the first paragraph of section 23, it ceases to be exempt from the application of the provisions referred to in section 21.”

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

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## M.O., 98020

### Order of the Minister for Wildlife and Parks dated 4 March 1999

An Act respecting the conservation and development of wildlife  
(R.S.Q., c. C-61.1)

CONCERNING the Regulation respecting the classes of licences to keep animals in captivity and their term

THE MINISTER FOR WILDLIFE AND PARKS,

CONSIDERING THAT under section 54.1 of the Act respecting the conservation and development of wildlife (R.S.Q., c. C-61.1), replaced by section 7 of Chapter 29 of the acts of 1998, the Minister may, by regulation,

“(1) fix the kinds and classes of licences and certificates, in particular for residents and non-residents, and limit the number of licences of each class for an area, territory or place the Minister indicates;

(2) determine the content and term of a licence or certificate and the manner of issuing, replacing and renewing a licence or certificate according to the category of persons concerned or according to the species of wildlife sought or the age or sex of the animals.”

CONSIDERING THAT under section 35 of the Act modifying the Act respecting the conservation and development of wildlife and the Act respecting commercial fisheries and aquaculture (1998, c. 29), which provides that the regulations made by the Government with respect to the fixing of classes and determination of terms of licences, in accordance with paragraphs 8 and 10 of section 162 of the Act respecting the conservation and development of wildlife, before June 17, 1998 continue to be in force until they are replaced or repealed by an order of the Minister;

CONSIDERING the Regulation respecting animals in captivity made by Order in Council 1029-92 dated July 8, 1992;

CONSIDERING THAT section 164 of the Act respecting the conservation and development of wildlife is replaced by section 23 of Chapter 29 of the Acts of 1998 which provides that a regulation made by the Minister under section 54.1 among others is not subject to the publication requirements set out in section 8 of the Regulations Act (R.S.Q., c. R-18.1);

CONSIDERING THAT it is expedient to replace certain provisions of the Regulation respecting animals in captivity with respect to the classes of licences and their

term and to adopt these provisions again by adding two new classes;

ORDERS THAT:

The Regulation respecting the classes of licences to keep animals in captivity and their term be made.

Québec, 4 March 1999

GUY CHEVRETTE,  
*Minister for Wildlife and Parks*

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### **Regulation respecting the classes of licences to keep animals in captivity and their term**

An Act respecting the conservation and development of wildlife  
(R.S.Q., c. C-61.1, s. 54.1; 1998, c. 29, s. 7)

**1.** The classes of licences to keep animals in captivity under the Regulation respecting animals in captivity, made by Order in Council 1029-92 dates 8 July 1992, are

- (1) the zoological garden licence;
- (2) the wildlife observation centre licence;
- (3) the wildlife rehabilitation centre licence;
- (4) the licence to keep amphibians;
- (5) the game ranch licence for exotic species;
- (6) the game ranch and breeding licence for white-tailed deer;
- (7) the animal broker's licence;
- (8) the licence to keep animals for exhibition purposes.

**2.** The licences referred to in section 1 are valid for one year and expire on 31 March, except the licence to keep animals for exhibition purposes, whose term may not exceed 30 days, according to the decision of the Minister.

**3.** Sections 1, 19, 27, 35, 43, 53 and 63 of the Regulation respecting animals in captivity are replaced by sections 1 and 2 of this Regulation.

**4.** This Regulation comes into force on the date of coming into force of section 43 of the Act respecting the conservation and development of wildlife (R.S.Q., c. C-61.1).

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