

(c) the fact that it was turned off, if applicable; and

(3) the driver shall provide, at the request of an inspector or a peace officer, a printout of the daily logs for the current date and for the 6, 7 or 13 days prior to the current date, depending on the work cycle.”.

13. The Regulation is amended by adding the following division after section 14:

**“DIVISION V
DRIVER’S RECORD**

14.1 The operator or the person who offers the services of a driver shall record and keep the following information and documents:

(1) a copy of the driver’s licence referred to in section 61 of the Code;

(2) the hiring date;

(3) a copy of the service contract between the person offering the services of a driver and the operator;

(4) if applicable, the driver’s signed statement referred to in section 519.7 of the Code, where the driver’s licence has been suspended, amended or cancelled; and

(5) the daily logs and the documents referred to in the second paragraph of sections 10 and 11.

However, where the driver’s services are leased by the operator, the latter shall record and keep for the said driver the documents referred to in subparagraphs 3 and 5 of the first paragraph.

14.2 The operator and the person offering the services of a driver shall keep the documents referred to in the first paragraph of section 14.1 for at least 12 months from one of the following dates:

(1) the date the driver’s contract ended, with respect to subparagraphs 1 to 3;

(2) the date on which the suspension, amendment or cancellation of the driver’s licence ends, with respect to subparagraph 4; and

(3) the date entered on the daily log or on the document referred to in subparagraph 5.”.

14. Division V of this Regulation, introduced by section 14, replaces section 1 of the Regulation respecting the registers and records of carriers made by Order in Council 147-91 dated 6 February 1991.

15. This Regulation comes into force on 1 July 1999.

2883

Gouvernement du Québec

O.C. 622-99, 2 June 1999

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

**Application of Title VIII.1 of the Code
— Exemptions**

Regulation respecting exemptions from the application of Title VIII.1 of the Highway Safety Code

WHEREAS under paragraph 42 of section 621 of the Highway Safety Code (R.S.Q., c. C-24.2), amended by paragraph 20 of section 144 of Chapter 40 of the Statutes of 1998, the Government may by regulation determine, subject to the conditions it determines, the cases where a heavy vehicle is partially or totally exempt from the application of Title VIII.1 of the Code;

WHEREAS in accordance with sections 10 and 11 of the Regulations Act (R.S.Q., c. R-18.1), a draft Regulation respecting exemptions from the application of Title VIII.1 of the Highway Safety Code was published in Part 2 of the *Gazette officielle du Québec* of 24 March 1999 with a notice that it could be submitted to the Government for adoption upon the expiry of 45 days following that publication;

WHEREAS it is expedient to make the Regulation respecting exemptions from the application of Title VIII.1 of the Highway Safety Code with amendments;

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

THAT the Regulation respecting exemptions from the application of Title VIII.1 of the Highway Safety Code, attached to this Order in Council, be made.

MICHEL NOËL DE TILLY,
Clerk of the Conseil exécutif

Regulation respecting exemptions from the application of Title VIII.1 of the Highway Safety Code

Highway Safety Code

(R.S.Q., c. C-24.2, s. 621, par. 42; 1998, c. 40, ss. 119 and 144, par. 20)

1. Unless otherwise indicated, a reference in this Regulation shall be read by taking into account any amendments that may be made to the text of the legislative and regulatory provisions to which reference is made.

2. The following heavy vehicles are exempt from the application of Title VIII.1 of the Highway Safety Code (R.S.Q., c. C-24.2):

(1) a heavy vehicle used during a disaster within the meaning of paragraph *d* of section 1 of the Act respecting the protection of persons and property in the event of disaster (R.S.Q., c. P-38.1) and the vehicle used to return to the point of departure;

(2) a heavy vehicle used by a natural person not acting for the carrying on of an enterprise involving an organized economic activity, whether or not it is commercial in nature, consisting in the production or realization of goods, their administration or their alienation, or in the performance of services;

(3) a truck with two or three axles used mainly to transport raw farm, forest or fishing products, provided that the operator of the truck is also the producer and the truck used to return to the operator's premises after such transport; in the latter case, the truck shall be empty or transport products used in the exploitation of the farm, the forest or a natural body of water;

(4) a combination of road vehicles where the net mass of each vehicle in the combination is 3000 kg or less, provided that the length of the trailer or semi-trailer, including the coupling system, is 10 metres or less, except where the combination of vehicles is subject to the Transportation of Dangerous Substances Regulation, made by Order in Council 674-88 dated 4 May 1988 and requires the display of safety marks in accordance with Division V of that Regulation;

(5) tool vehicles;

(6) a road vehicle subject to the Transportation of Dangerous Substances Regulation, made by Order in Council 674-88 dated 4 May 1988, whose net mass is less than 3000 kg and that does not require the display of safety marks in accordance the Division V of that Regulation; and

(7) a farm tractor and farm machinery within the meaning of the Regulation respecting road vehicle registration, made by Order in Council 1420-91 dated 16 October 1991, and a farm trailer within the meaning of the Regulation respecting safety standards for road vehicle, made by Order in Council 1483-98 dated 27 November 1998.

3. This Regulation comes into force on 1 July 1999.

2884

Gouvernement du Québec

O.C. 623-99, 2 June 1999

Highway Safety Code

(R.S.Q., c. C-24.2)

Safety standards for road vehicles — Amendments

Regulation respecting safety standards for road vehicles

WHEREAS under paragraphs 1, 6 to 8, 11, 14, 24, 25, 28 to 32, 32.1 to 32.8, 37 to 40.1, 42 and 49 of section 621 of the Highway Safety Code (R.S.Q., c. C-24.2), amended by section 144 of Chapter 40 of the Statutes of 1998, the Government may make regulations on the matters mentioned therein;

WHEREAS the Government made the Regulation respecting safety standards for road vehicles by Order in Council 1483-98 dated 27 November 1998;

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 safety standards for road vehicles was published in Part 2 of the *Gazette officielle du Québec* of 24 March 1999 with a notice that it could be submitted to the Government for adoption upon the expiry of 45 days following that publication;

WHEREAS it is expedient to make the Regulation to amend the Regulation respecting safety standards for road vehicles, with amendments;

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

THAT the Regulation to amend the Regulation respecting safety standards for road vehicles, attached to this Order in Council, be made.

MICHEL NOËL DE TILLY,
Clerk of the Conseil exécutif