

## Regulations and other acts

Gouvernement du Québec

### O.C. 21-2000, 12 January 2000

Forest Act  
(R.S.Q., c. F-4.1)

#### Forest royalties — Amendments

Regulation to amend the Regulation respecting forest royalties

WHEREAS under the first paragraph of section 5 of the Forest Act (R.S.Q., c. F-4.1), no one may hold a forest management permit unless he pays the dues prescribed by the Minister;

WHEREAS under the second paragraph of that section the Minister shall prescribe the dues according to the unit rate applicable to the species or groups of species and to the quality of timber the harvest of which is authorized by the permit or, where such is the case, according to the unit rate applicable per surface unit in the forest area covered by the permit;

WHEREAS under paragraph 1 of section 172 of the Forest Act, the Government may, by regulation, determine, for each species, group of species and quality of timber, the unit rate or the rules of calculation of the unit rate at which the Minister is to determine, for any class of forest management permit, the dues payable by the permit holder;

WHEREAS under paragraph 2 of section 172 of the Act, the Government may, by regulation, establish forest tariffing zones for the establishment of the unit rates at which the amounts of dues are to be determined by the Minister and, under the fourth paragraph of section 5 of the Act, unit rates may vary according to forest tariffing zones;

WHEREAS under paragraph 3 of section 172 of the Act, the Government may, by regulation, establish rules for calculating the value of silvicultural treatments and other forest management activities as well as contributions to the financing of the treatments or activities admitted as payment of prescribed dues and establish the conditions governing the granting of credits applicable to the payment of dues referred to in the fourth paragraph of section 73.1;

WHEREAS under paragraph 9 of section 172 of the Act, the Government may, by regulation, prescribe a schedule for the payment of the dues payable under that Act;

WHEREAS the Government made the Regulation respecting forest royalties by Order in Council 372-87 dated 18 March 1987;

WHEREAS it is expedient to further amend the Regulation;

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 6 October 1999, 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 Natural Resources:

THAT the Regulation to amend the Regulation respecting forest royalties, attached to this Order in Council, be made.

MICHEL NOËL DE TILLY,  
*Clerk of the Conseil exécutif*

### Regulation to amend the Regulation respecting forest royalties\*

Forest Act  
(R.S.Q., c. F-4.1, ss. 5 and 172, pars. 1, 2, 3 and 9)

1. Section 1 of the Regulation respecting forest royalties is amended:

(1) by substituting “One hundred and sixty-one” for “Sixty-five” in the first paragraph; and

\* The Regulation respecting forest royalties, made by Order in Council 372-87 dated 18 March 1987 (1987, *G.O.* 2, 1099), was last amended by the Regulation made by Order in Council 52-99 dated 27 January 1999 (1999, *G.O.* 2, 109). For previous amendments, refer to the *Tableau des modifications et Index sommaire*, Éditeur officiel du Québec, 1999, updated to 1 September 1999.

(2) by substituting “on the maps” for “in the map” in the second paragraph.

2. Section 3 is amended by inserting the following after the first paragraph:

“Costs related to management planning such as research of areas to be treated and inventories, costs related to monitoring, costs related to repair of road infrastructures providing access to the work sites, as well as any other cost not directly incurred for the carrying out of silvicultural treatments or other forest management activities, shall not be considered as part of the cost of carrying out the silvicultural treatments and other forest management activities.”.

3. The following is substituted for the first paragraph of section 5:

“5. The unit rate for holders of a forest management permit for sugar bush management for acericultural purposes is fixed, for the year 2000, at \$50, \$45, \$40, \$35 or \$30 per hectare according to the location of the sugar bush in one of the following forest tariffing zones:

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**Zone 1** (\$50 per hectare)

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05 – Estrie administrative region

12 – Chaudière-Appalaches administrative region, except L’Islet and Montmagny regional county municipalities

16 – La Montérégie administrative region

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**Zone 2** (\$45 per hectare)

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01 – Bas Saint-Laurent administrative region, except La Matapédia and Matane regional county municipalities

La Jacques-Cartier and Portneuf regional county municipalities

04 – Mauricie administrative region, except municipalité régionale de comté Le Haut-Saint-Maurice

La Vallée-de-la-Gatineau, Les Collines-de-l’Outaouais and Papineau regional county municipalities

14 – Lanaudière and 15 – Les Laurentides administrative regions

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**Zone 3** (\$40 per hectare)

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Charlevoix, Charlevoix-Est and La Côte-de-Beaupré regional county municipalities

Municipalité régionale de comté Pontiac

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**Zone 4** (\$35 per hectare)

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La Matapédia and Matane regional county municipalities

Municipalité régionale de comté Avignon

Municipalité régionale de comté Témiscamingue

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**Zone 5** (\$30 per hectare)

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1. All other territories not included in zones 1 to 4

The administrative regions are those determined by the Government by Décret 2000-87 dated 22 December 1987, as amended by Décret 1399-88 dated 14 September 1988, Décret 1389-89 dated 23 August 1989, Décret 965-97 dated 30 July 1997 and Décret 1437-99 dated 15 December 1999.”.

4. Section 6 is revoked.

5. Section 6.1 is amended:

(1) by substituting “rate provided for in section 4” for “rates provided for in sections 4 and 6” in the first paragraph; and

(2) by substituting the following for the second paragraph:

“The amount indexed in the manner prescribed in the first paragraph shall be reduced to the nearest fraction of \$0.10/m<sup>3</sup> where it contains a fraction less than \$0.03/m<sup>3</sup>; it shall be rounded off to the nearest fraction of \$0.05/m<sup>3</sup> where it contains a fraction equal to or greater than \$0.03/m<sup>3</sup> but less than \$0.08/m<sup>3</sup>; and it shall be increased to the nearest fraction of \$0.10/m<sup>3</sup> where it contains a fraction equal to or greater than \$0.08/m<sup>3</sup>.”.

6. Section 8 is amended:

(1) by substituting “, for mining activities and for a wildlife or recreational development project” for “and for mining activities” in the first paragraph; and

(2) by deleting “, in section 6 and in section 234 of the Act” in the second paragraph.

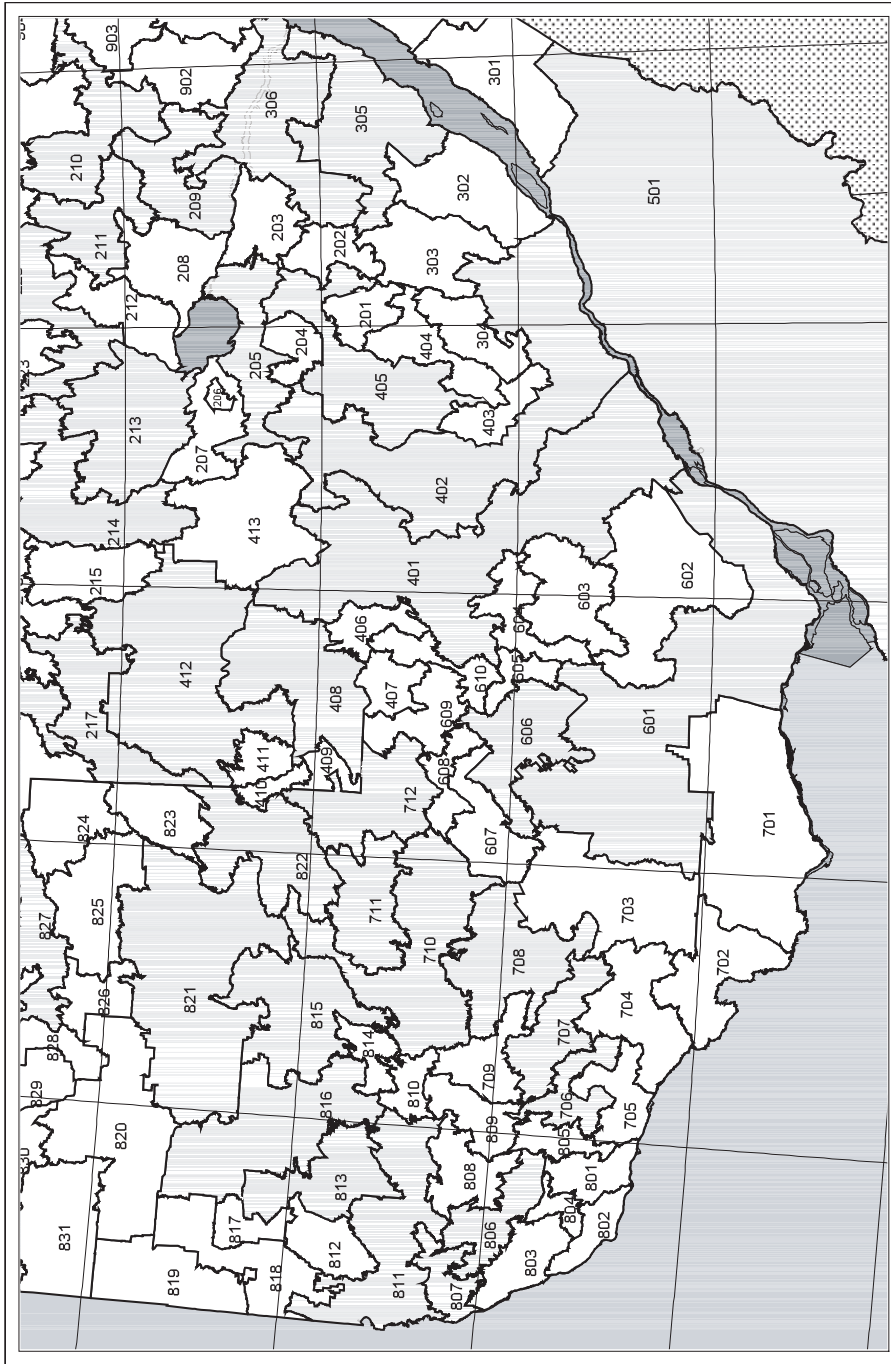
7. The Schedule attached hereto is substituted for Schedule I to the Regulation.

8. This Regulation comes into force on 1 April 2000, except section 3 which comes into force on the fifteenth day following the date of its publication in the *Gazette officielle du Québec*.

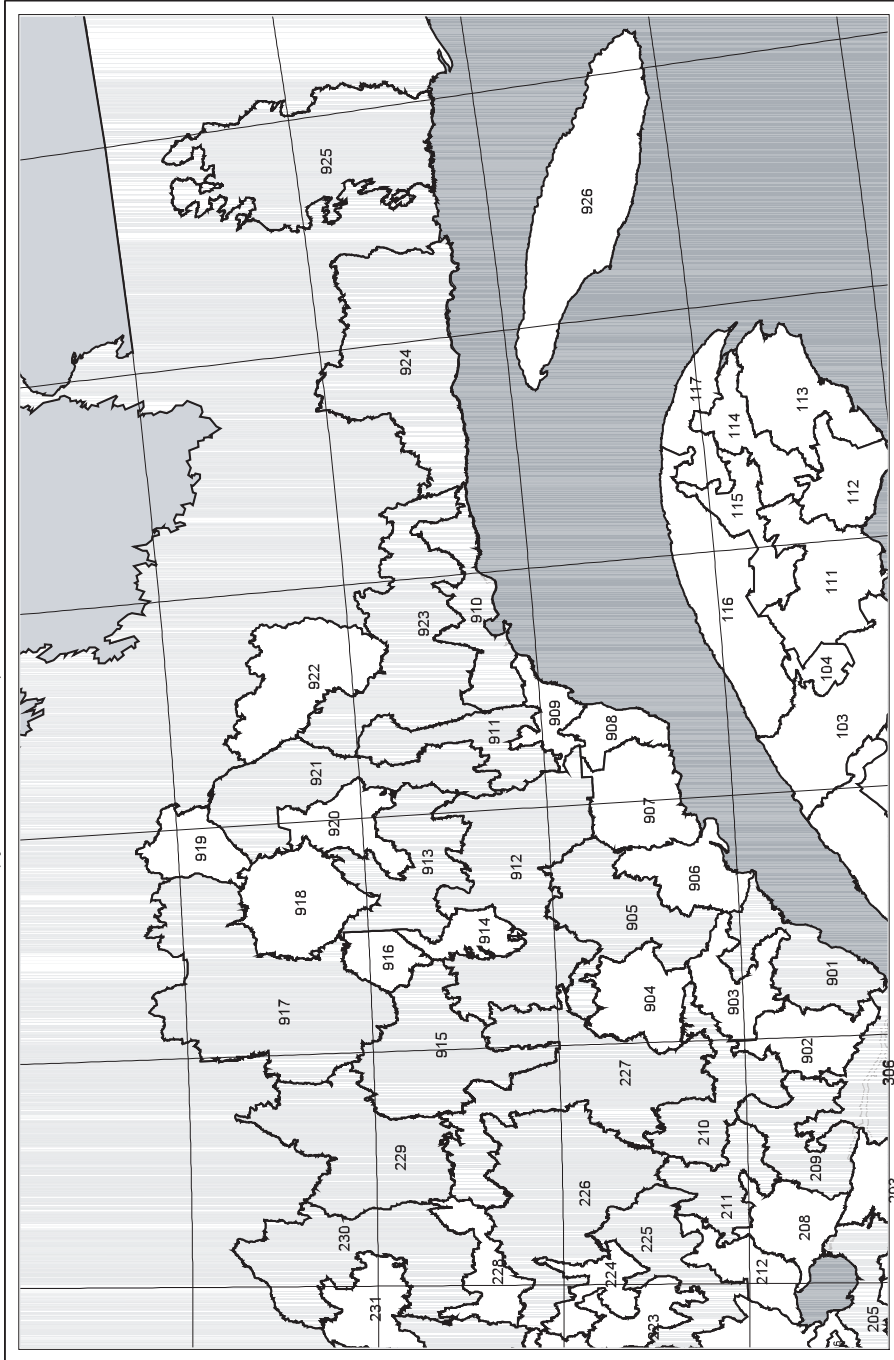
**SCHEDULE 1**  
**FOREST TARIFFING ZONE (south-eastern section)**



**SCHEDULE 1**  
FOREST TARIFFING ZONE (south-western section)



**SCHEDULE 1**  
FOREST TARIFFING ZONE (north-eastern section)



**SCHEDULE 1**  
FOREST TARIFFING ZONE (north-western section)

