

“1. The fees to be paid under Part IA of the Companies Act (R.S.Q., c. C-38) are the following:

(1) Upon the issuance of:

(a) a certificate of constitution as a legal person: \$300;

(b) a certificate of amalgamation: \$643;

(c) a certificate of continuance: \$262;

(d) a certificate of amendment: \$187;

(2) For an application for a name reservation or for the reservation of a version of a name, for the search and preparation of a research report: \$37;

Where the requested name or version was not reserved, for the search and preparation of a research report for each proposed name or version: \$37;

(3) The fees for certifying a copy of a document are \$38;

(4) The fees for a certification of a company's dissolution or a certification that a company has not been dissolved are \$26;

(5) The fees for the handling of a document are \$5.

1.1 The fees for a petition under section 123.27.1 of the Act are \$212.”

2. The following is substituted for section 3:

“3. The fees prescribed in this Regulation shall be increased on 1 April 2002, and on 1 April every three years thereafter, on the basis of the cumulative rate of increase in the Consumer Price Index for Canada as established by Statistics Canada for the three-year period ending on 31 December of the preceding year.

The indexed amounts shall be decreased to the nearest dollar where they contain a dollar fraction under \$0.50; they shall be increased to the nearest dollar where the dollar fraction is equal to or over \$0.50.

The Inspector General of Financial Institutions shall inform the public of the indexing under this section in the *Gazette officielle du Québec* and by any other means he may consider appropriate.”

3. This Regulation comes into force on 1 April 2000.

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Gouvernement du Québec

O.C. 276-2000, 15 March 2000

An Act respecting the legal publicity of sole proprietorships, partnerships and legal persons (R.S.Q., c. P-45)

Application of the Act — Amendments

Regulation to amend the Regulation respecting the application of the Act respecting the legal publicity of sole proprietorships, partnerships and legal persons

WHEREAS under sections 97 to 99 and 526 of the Act respecting the legal publicity of sole proprietorships, partnerships and legal persons (R.S.Q., c. P-45), the Government may make regulations for the application of that Act;

WHEREAS the Government made the Regulation respecting the application of the Act respecting the legal publicity of sole proprietorships, partnerships and legal persons by Order in Council 1856-93 dated 15 December 1993;

WHEREAS it is expedient to amend that Regulation;

WHEREAS under section 12 of the Regulations Act (R.S.Q., c. R-18.1), a proposed regulation may be made without having been published in accordance with section 8 of that Act if the authority making it is of the opinion that the urgency of the situation requires it;

WHEREAS under section 18 of that Act, a regulation may come into force between the date of its publication in the *Gazette officielle du Québec* and the date applicable under section 17 of the Act where the authority that has made it is of the opinion that the urgency of the situation requires it;

WHEREAS under sections 13 and 18 of that Act, the reason justifying the absence of prior publication and such coming into force shall be published with the regulation;

WHEREAS the Government is of the opinion that the urgency due to the following circumstances justifies the absence of prior publication and such coming into force:

— in order to preclude the indexing of the fees prescribed under the Regulation respecting the application of the Act respecting the legal publicity of sole

proprietorships, partnerships and legal persons at the beginning of the next fiscal year, which would cause administrative problems both for those governed by the Regulation and for the Administration, the Regulation attached to this Order in Council must come into force on 1 April 2000;

— those governed by the Regulation must be able to benefit as soon as possible from the free consultation, through telematics, of the register of sole proprietorships, partnerships and legal persons, in accordance with the objectives of the implementation of the governmental information highway;

WHEREAS it is expedient to make the Regulation;

IT IS ORDERED, therefore, upon the recommendation of the Minister of State for the Economy and Finance and Minister of Finance:

THAT the Regulation to amend the Regulation respecting the application of the Act respecting the legal publicity of sole proprietorships, partnerships and legal persons, attached to this Order in Council, be made.

MICHEL NOËL DE TILLY,
Clerk of the Conseil exécutif

Regulation to amend the Regulation respecting the application of the Act respecting the legal publicity of sole proprietorships, partnerships and legal persons*

An Act respecting the legal publicity of sole proprietorships, partnerships and legal persons (R.S.Q., c. P-45, ss. 97 to 99 and 526)

1. The Regulation respecting the application of the Act respecting the legal publicity of sole proprietorships, partnerships and legal persons is amended by substituting the following for sections 9 to 11:

“9. The fees for the deposit of a declaration of registration are as follows:

- (1) \$212 for a profit-making legal person;
- (2) \$43 for a partnership;
- (3) \$32 for a non-profit legal person and for a natural person; and

(4) \$32 for any other person or group.

10. The fees for the filing of an initial declaration after the prescribed time limit are as follows:

- (1) \$73 for a profit-making legal person and for a mutual insurance association;
- (2) \$38 for a cooperative;
- (3) \$32 for a non-profit legal person and for a mutual benefit association; and
- (4) \$32 for any other person or group.

11. The fees for the deposit of an annual declaration are as follows:

- (1) \$79 for a profit-making legal person and for a mutual insurance association;
- (2) \$48 for a partnership;
- (3) \$38 for a cooperative;
- (4) \$32 for a non-profit legal person, for a natural person and for a mutual benefit association; and
- (5) \$32 for any other person or group.”.

2. The following is substituted for section 13:

“13. The fees for an application for revocation of striking off are as follows:

- (1) \$212 for a profit-making legal person and for a mutual insurance association;
- (2) \$160 for a partnership;
- (3) \$107 for a cooperative, for a non-profit legal person, for a natural person and for a mutual benefit association; and
- (4) \$107 for any other person or group.”.

3. Section 16.1 is repealed.

4. The following is substituted for sections 18 to 21:

“18. The fee for the certification of a document is \$38.

19. The fee for the issue of an attestation given under section 81 of the Act is \$26.

20. The fee for the rental of a box in the offices of the Inspector General is \$102 a year.

21. Where a petition is presented under the following sections of the Act, the fees are

- (1) \$212 for a petition presented under section 83;
- (2) \$80 for a petition presented under section 84; and
- (3) \$80 for a petition presented under section 85.”.

5. The following is substituted for section 23:

“**23.** The fees prescribed in this Regulation shall be increased on 1 April 2002, and on 1 April every three years thereafter, on the basis of the cumulative rate of increase in the Consumer Price Index for Canada established by Statistics Canada for the three-year period ending on 31 December of the preceding year.

The indexed amounts shall be decreased to the nearest dollar where they contain a dollar fraction under \$0.50; they shall be increased to the nearest dollar where the dollar fraction is equal to or over \$0.50.

The Inspector General of Financial Institutions shall inform the public of the indexing under this section in the *Gazette officielle du Québec* and by any other means he deems appropriate.

In the case of the fees payable for the deposit of the annual declaration of natural persons and partnerships, the indexing of 1 April shall be postponed until 1 October of the same year.”.

6. The following is substituted for sections 26 to 30:

“**26.** The fee for the issue of a copy or an extract of a document under section 517 of the Act is \$2 per page.

The fee for the certification of a document by the Inspector General is \$38.

The fee for the issue of an attestation given under section 517 is \$26.

27. The fee for the deposit of the declaration contemplated in section 521 of the Act is \$79 for a profit-making legal person and for a mutual insurance association.

Such fee is \$32 for a non-profit legal person and for a mutual benefit association.

28. The fees contemplated in section 524 of the Act, where registration took place during the periods prescribed by sections 519 and 520, are as follows:

- (1) \$79 for a profit-making legal person and for a mutual insurance association;
- (2) \$48 for a partnership;
- (3) \$38 for a cooperative; and
- (4) \$32 for a non-profit legal person, for a natural person and for a mutual benefit association.

29. The fees contemplated in section 532 for the delivery of an annual return not delivered before the replacement of the Companies Information Act (R.S.Q., c. R-22) are as follows:

- (1) \$84 in the case of a profit-making legal person; and
- (2) \$40 in the case of a non-profit legal person.

30. The fees for a corporation to resume existence under section 534 are \$410 for a profit-making legal person and \$176 for a non-profit legal person.”.

7. The following is substituted for section 32:

“**32.** The fees prescribed in this Regulation shall be increased on 1 April 2002, and on 1 April every three years thereafter, on the basis of the cumulative rate of increase in the Consumer Price Index for Canada established by Statistics Canada for the three-year period ending on 31 December of the preceding year.

The indexed amounts shall be decreased to the nearest dollar where they contain a dollar fraction under \$0.50; they shall be increased to the nearest dollar where the dollar fraction is equal to or over \$0.50.

The Inspector General of Financial Institutions shall inform the public of the indexing under this section in the *Gazette officielle du Québec* and by any other means he deems appropriate.”.

8. This Regulation comes into force on 1 April 2000.