

## Regulations and other acts

Gouvernement du Québec

### O.C. 1336-2000, 1 November 2000

Mining Act  
(R.S.Q., c. M-13.1; 1998, c. 24)

#### Mineral substances other than petroleum, natural gas and brine

##### — Amendments

Regulation to amend the Regulation respecting mineral substances other than petroleum, natural gas and brine

WHEREAS, under paragraphs 1, 2, 3, 6 to 8, 10, 13.1 and 30 of section 306 and sections 306.1, 307 and 311 of the Mining Act (R.S.Q., c. M-13.1), as amended or enacted by sections 128 and 129 of chapter 24 of the Statutes of 1998, the Government may, by regulation, establish the standards related to mineral substances other than petroleum, natural gas and brine;

WHEREAS, under the first paragraph of section 158 of the Act to amend the Mining Act and the Act respecting the lands in the public domain (1998, c. 24), the Government may, by regulation, prescribe any other transitional provision that is not inconsistent with the provisions of that Act to ensure the carrying out of that Act;

WHEREAS, under the second paragraph of section 158 of that Act, a regulation made under that section is not subject to the publication requirements set out in section 8 of the Regulations Act (R.S.Q., c. R-18.1) and may apply, once published and if the Regulation so provides, from any date not prior to the date of coming into force of section 158;

WHEREAS, under Order in Council 1041-2000 dated 30 August 2000, section 158 comes into force on 22 November 2000;

WHEREAS the Regulation to amend the Regulation respecting mineral substances other than petroleum, natural gas and brine attached to this Order in Council prescribes a transitional provision to ensure the carrying out of the Act to amend the Mining Act and the Act respecting the lands in the public domain and it is expedient that the provision have effect from 22 November 2000;

WHEREAS, under Order in Council 1042-2000 dated 30 August 2000, the Government made the Regulation respecting mineral substances other than petroleum, natural gas and brine and that Regulation will replace, from 22 November 2000, the Regulation respecting mineral substances other than petroleum, natural gas and brine made by Order in Council 1443-88 dated 21 September 1988;

WHEREAS it is expedient to amend the Regulation respecting mineral substances other than petroleum, natural gas and brine made by Order in Council 1042-2000 dated 30 August 2000 to take into account new representations from the mining industry;

WHEREAS the amendments' main purpose is to reduce the fees for mining exploration titles and the minimum cost of the work that title holders must carry out on the land subject to the claim;

WHEREAS, under section 12 of the Regulations Act (R.S.Q., c. R-18.1), a draft Regulation may be made without having been published as required in section 8 of that Act, where the authority making it is of the opinion that the urgency of the situation requires it;

WHEREAS, under section 18 of the Act, a regulation may come into force on the date of its publication in the *Gazette officielle du Québec* or between that date and the date applicable under section 17, 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 the Act, the reason justifying the absence of prior publication and such coming into force must be published with the Regulation;

WHEREAS it is the opinion of the Government that the slowdown in mining exploration and the recent increase in the number of mining exploration titles that were not renewed justify the absence of prior publication and the coming into force on 22 November 2000, which is the date of coming into force of new provisions of the Mining Act and the new Regulation respecting mineral substances other than petroleum, natural gas and brine, so as to stop, as of that date, the rise in the number of mining exploration titles that are abandoned and to take into account the financial means of exploration ventures;

WHEREAS it is expedient to make the Regulation;

IT IS ORDERED, therefore, upon the recommendation of the Minister of Natural Resources:

THAT the Regulation to amend the Regulation respecting mineral substances other than petroleum, natural gas and brine, attached to this Order in Council, be made.

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

### Regulation to amend the Regulation respecting mineral substances other than petroleum, natural gas and brine\*

Mining Act

(R.S.Q., c. M-13.1, s. 306, pars. 1, 2, 3, 6 to 8, 10, 13.1 and 30 and ss. 306.1, 307 and 311; 1998, c. 24, s. 128, 129 and 158)

1. Section 1 of the Regulation respecting mineral substances other than petroleum, natural gas and brine is amended by substituting “\$27.50” for “\$30” in the second paragraph.

2. Section 2 is amended by substituting “\$11” for “\$15”.

3. Section 3 is amended by substituting “\$4” for “\$5”.

4. Section 7 is amended by substituting “\$22” for “\$29”.

5. Section 8 is amended

(1) by substituting the following for paragraphs 1 to 3 of the first paragraph:

“(1) north of the fifty-second degree of latitude:

Area of land subject to a claim			
Less than 25 ha	25 to 45 ha	46 to 50 ha	More than 50 ha
\$22/claim	\$80/claim	\$90/claim	\$100/claim

(2) south of the fifty-second degree of latitude:

Area of land subject to a claim		
Less than 25 ha	25 to 100 ha	More than 100 ha
\$22/claim	\$44/claim	\$66/claim

”.

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

“Fees that shall be included with the notice of map designation upon presentation for registration of claims obtained on all or part of a territory subject to a mining exploration licence shall be fixed by adding, for each of the claims covered by the notice, the amounts applicable as in the following table, determined according to the area of land subject thereto:

Area of land subject to a claim			
Less than 25 ha	25 to 45 ha	46 to 50 ha	More than 50 ha
\$22/claim	\$80/claim	\$90/claim	\$100/claim

”.

6. Section 15 is amended by substituting the following for paragraphs 1 to 3:

“(1) north of the fifty-second degree of latitude:

Number of terms of the claim	Area of land subject to a claim		
	Less than 25 ha	25 to 45 ha	More than 45 ha
1	\$48	\$120	\$135
2	\$160	\$400	\$450
3	\$320	\$800	\$900
4	\$480	\$1 200	\$1 350
5	\$640	\$1 600	\$1 800
6	\$750	\$1 800	\$1 800
7 and more	\$1 000	\$2 500	\$2 500

\* The Regulation respecting mineral substances other than petroleum, natural gas and brine was made by Order in Council 1042-2000 dated 30 August 2000 (2000, G.O. 2, 4512) and has not been amended since that time.

(2) south of the fifty-second degree of latitude:

Number of terms of the claim	Area of land subject to a claim		
	Less than 25 ha	25 to 100 ha	More than 100 ha
1	\$500	\$ 1200	\$1 800
2	\$500	\$ 1200	\$1 800
3	\$500	\$ 1200	\$1 800
4	\$750	\$1 800	\$2 700
5	\$750	\$1 800	\$2 700
6	\$750	\$1 800	\$2 700
7 and more	\$1 000	\$ 2 500	\$3 600

7. Section 34 is amended by substituting “\$100/km<sup>2</sup>” for “\$110/km<sup>2</sup>”.

8. Section 36 is amended by substituting the following paragraphs for paragraphs 3 to 6:

“(3) \$500/km<sup>2</sup> for each of the third and fourth years of the term of the licence;

(4) \$1 000/km<sup>2</sup> for the fifth year of the term of the licence and for the first year of the term of the renewed licence;

(5) \$1 500/km<sup>2</sup> for each of the second and third years of the term of the renewed licence;

(6) \$2 000/km<sup>2</sup> for each of the fourth and fifth years of the term of the renewed licence.”.

9. Section 45 is amended by substituting “\$55” for “\$65” in the second paragraph.

10. Section 57 is amended by substituting “\$440” for “\$1 250”.

11. Section 128 is amended

(1) by substituting “shall be \$11 per mining right, up to a maximum of \$1 000 per instrument” for “shall be \$12.50 per mining right, up to a maximum of \$1 250 per instrument” in the first paragraph; and

(2) by substituting “\$1.10” for “\$2” in the second paragraph.

12. The following is inserted after section 137:

“**137.1** Paragraph 2 of section 32 of the Act to amend the Mining Act and the Act respecting the lands in the public domain (1998, c. 24) does not apply to claims expired before 22 November 2000.”.

13. Section 141 is amended by substituting “in accordance with the provisions of section 13” for “in accordance with the provisions of sections 13 and 14”.

14. Sections 140 and 142 and Schedule I are deleted.

15. Section 12 of this Regulation has effect from 22 November 2000.

16. Sections 1 to 11, 13 and 14 of this Regulation come into force on 22 November 2000.

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## M.O., 2000-029

### Order of the Minister responsible for Wildlife and Parks dated 11 October 2000

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

Establishment of the Îlet-aux-Alouettes wildlife sanctuary

THE MINISTER RESPONSIBLE FOR WILDLIFE AND PARKS,

CONSIDERING that section 122 of the Act respecting the conservation and development of wildlife (R.S.Q., c. C-61.1), modified by section 85, Chapter 40 and by section 96, Chapter 36 of the Acts of 1999, provides that the Minister may establish, on lands in the domain of the State, private lands or both at once, after consultation with the Minister of Natural Resources where lands in the domain of the State are concerned, a wildlife sanctuary the resources whereof may be used on conditions fixed in view of preserving the wildlife habitat or the habitat of a species of wildlife;

CONSIDERING that the territory contemplated for the establishment of the Îlet-aux-Alouettes wildlife sanctuary is comprised of lands in the domain of the State;

CONSIDERING that the Minister of Natural Resources has been consulted;