

Regulations and other acts

Gouvernement du Québec

O.C. 1405-2000, 6 December 2000

An Act respecting prescription drug insurance
(R.S.Q., c. A-29.01)

Basic prescription drug insurance plan — Amendments

Regulation to amend the Regulation respecting the basic prescription drug insurance plan

WHEREAS under subparagraph 7 of the first paragraph of section 78 of the Act respecting prescription drug insurance (R.S.Q., c. A-29.01), amended by section 2 of chapter 23 of the Statutes of 2000, the Government may, after consulting the Régie de l'assurance maladie du Québec, make regulations to determine, for the purposes of section 23 of that Act, amended by section 1 of that same chapter, the rules pursuant to which the rate of adjustment of the premium is fixed annually;

WHEREAS by Order in Council 1519-96 dated 4 December 1996, the Government made the Regulation respecting the basic prescription drug insurance plan;

WHEREAS it is expedient to amend that 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 to amend the Regulation respecting the basic prescription drug insurance plan was published in Part 2 of the *Gazette officielle du Québec* of 19 October 2000 with a notice that it could be made by the Government upon the expiry of 45 days following that publication;

WHEREAS in accordance with section 78 of the Act respecting prescription drug insurance, the Régie de l'assurance maladie du Québec has been consulted on the amendments;

WHEREAS the 45-day period has expired;

WHEREAS it is expedient to make the Regulation with amendments;

IT IS ORDERED, therefore, on the recommendation of the Minister of State for Health and Social Services and Minister of Health and Social Services:

THAT the Regulation to amend the Regulation respecting the basic prescription drug insurance plan, attached to this Order in Council, be made.

MICHEL NOËL DE TILLY,
Clerk of the Conseil exécutif

Regulation to amend the Regulation respecting the basic prescription drug insurance plan*

An Act respecting prescription drug insurance
(R.S.Q., c. A-29.01, s. 78, 1st par., subpar. 7; 2000, c. 23, s. 2)

1. The Regulation respecting the basic prescription drug insurance plan is amended by inserting the following after section 6:

“DIVISION IV.1 ANNUAL PREMIUM

6.1 The rules pursuant to which the Board, in accordance with section 23 of the Act respecting prescription drug insurance, amended by section 1 of chapter 23 of the Statutes of 2000, shall fix annually the rate of adjustment of the maximum amount of the annual premium are as follows:

(1) the maximum amount of the annual premium shall be adjusted on 1 January, on the basis of the experience of the months of October to September of the period ending during the preceding year, in order to cover the payments that must be made under section 40.2 of the Act respecting the Régie de l'assurance maladie du Québec;

* The Regulation respecting the basic prescription drug insurance plan, made by Order in Council 1519-96 dated 4 December 1996 (1996, *G.O.* 2, 4941), was last amended by a Minister's Order of the Minister of State for Health and Social Services and Minister of Health and Social Services dated 29 September 1999 (1999, *G.O.* 2, 3621). For previous amendments, refer to the *Tableau des modifications et Index sommaire*, Éditeur officiel du Québec, 2000, updated to 1 February 2000.

(2) the adjustment shall take into account, on the same basis, the anticipated cost of changes to coverage under the plan, particularly the cost of adding new medications to the list of medications ;

(3) the adjustment shall also take into account any other factor having a direct effect on the cost of the plan.”.

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