

Gouvernement du Québec

O.C. 947-2002, 21 August 2002

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

Fees exigible and the return of confiscated objects

Regulation to amend the Regulation respecting fees exigible under the Highway Safety Code and the return of confiscated objects

WHEREAS, under subparagraph 3 of the first paragraph of section 624 of the Highway Safety Code (R.S.Q., c. C-24.2), the Société de l'assurance automobile du Québec may by regulation fix, according to the nature, class or category of a licence, the amount of the fee exigible for obtaining or renewing such a licence and the amount of the fee exigible on payment of the duties and insurance contribution referred to in section 93.1 and establish the terms and conditions of payment of such fees;

WHEREAS the Regulation respecting fees exigible under the Highway Safety Code and the return of confiscated objects was approved by Order in Council 646-91 dated 8 May 1991;

WHEREAS at its sitting of 22 July 2002, the Société adopted the Regulation to amend the Regulation respecting fees exigible under the Highway Safety Code and the return of confiscated objects so as to increase by \$20 the fee to obtain, renew or replace a plasticized licence given priority processing;

WHEREAS, under section 625 of the Code, every regulation made by the Société is subject to the approval of the Government;

WHEREAS, under section 12 of the Regulations Act (R.S.Q., c. R-18.1), a regulation may be approved without the prior publication required by 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 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 that Act where the authority that has approved 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:

— after repeated thefts of equipment and supplies, the most recent being armed robberies, the Société de l'assurance automobile du Québec has deemed it essential to centralize, as of 3 September 2002, the production of plasticized driver's licences and probationary licences to ensure the safety of persons and to better control the process for issuing those licences;

— since some clients could need plasticized licences within a shorter time period, the fee payable for the priority processing of those applications must be fixed by regulation by 3 September 2002;

WHEREAS it is expedient to approve the Regulation;

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

THAT the Regulation to amend the Regulation respecting fees exigible under the Highway Safety Code and the return of confiscated objects, attached to this Order in Council, be approved.

JEAN ST-GELAIS,
Clerk of the Conseil exécutif

Regulation to amend the Regulation respecting fees exigible under the Highway Safety Code and the return of confiscated objects*

Highway Safety Code
(R.S.Q., c. C-24.2, s. 624, first par., subpar. 3)

1. Section 4 of the Regulation respecting fees exigible under the Highway Safety Code and the return of confiscated objects is amended by adding the following paragraph after the first one:

“The fee payable to obtain, renew or replace a plasticized licence given priority processing is increased by \$20.”

* The Regulation respecting fees exigible under the Highway Safety Code and the return of confiscated objects, approved by Order in Council 646-91 dated 8 May 1991 (1991, *G.O.* 2, 1695), was last amended by the Regulation approved by Order in Council 1498-2000 dated 20 December 2000 (2001, *G.O.* 2, 11). For previous amendments, refer to the *Tableau des modifications et Index sommaire*, Éditeur officiel du Québec, 2002, updated to 1 March 2002.

2. This Regulation comes into force on 3 September 2002.

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Gouvernement du Québec

O.C. 948-2002, 21 August 2002

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

Licences

— Amendments

Regulation to amend the Regulation respecting licences

WHEREAS, under paragraph 1 of section 619 of the Highway Safety Code (R.S.Q., c. C-24.2), the Government may by regulation determine, in relation to the nature of a licence, the information it must contain, its form and, except for a restricted licence, its term of validity;

WHEREAS, under paragraph 6.0.2 of section 619 of that Code, the Government may by regulation determine, according to the category and class of a licence, the circumstances and conditions in and on which the Société may issue a licence that does not bear the photograph or signature of the holder or may issue a licence in paper form;

WHEREAS the Government made the Regulation respecting licences by Order in Council 1421-91 dated 16 October 1991;

WHEREAS it is expedient to make provision for a temporary licence and its term of validity until a plasticized driver's licence is obtained, renewed or replaced, when the conditions are met;

WHEREAS, under section 12 of the Regulations Act (R.S.Q., c. R-18.1), a proposed regulation may be made without the prior publication required by 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 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 that 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:

— after repeated thefts of equipment and supplies, the most recent being armed robberies, the Société de l'assurance automobile du Québec has deemed it essential to centralize, as of 3 September 2002, the production of plasticized driver's licences and probationary licences to ensure the safety of persons and to better control the process for issuing those licences;

— until a plasticized licence is issued, an applicant will be given a temporary licence in paper form whose legality must be ensured by amendments to the Regulation respecting licences, made by Order in Council 1421-91 dated 16 October 1991;

WHEREAS it is expedient to make the Regulation;

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

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

JEAN ST-GELAIS,
Clerk of the Conseil exécutif

Regulation to amend the Regulation respecting licences*

Highway Safety Code
(R.S.Q., c. C-24.2, s. 619, pars. 1 and 6.0.2)

1. Section 5 of the Regulation respecting licences is amended by adding the following after the first paragraph:

* The Regulation respecting licences, made by Order in Council 1421-91 dated 16 October 1991 (1991, *G.O.* 2, 4146), was last amended by section 12 of chapter 31 of the Statutes of 2000. For previous amendments, refer to the *Tableau des modifications et Index sommaire*, Éditeur officiel du Québec, 2002, updated to 1 March 2002.