

Gouvernement du Québec

O.C. 1349-2002, 20 November 2002

Consumer Protection Act
(R.S.Q., c. P-40.1)

Regulation
— **Amendments**

Regulation to amend the Regulation respecting the application of the Consumer Protection Act

WHEREAS, under paragraph *c* of section 350 of the Consumer Protection Act (R.S.Q., c. P-40.1), the Government may make regulations determining standards for instructions respecting the maintenance or use of goods, packing, labelling or presentation of goods;

WHEREAS the Government made the Regulation respecting the application of the Consumer Protection Act (R.R.Q., 1981, c. P-40.1, r.1);

WHEREAS it is expedient to amend the Regulation to impose on any person selling ready-to-wear reading glasses without a prescription other than a dispensing optician or optometrist, the requirement for a warning label to be attached to such glasses to remind people that regular eye examinations are necessary;

WHEREAS, in accordance with sections 10 and 11 of the Regulations Act (R.S.Q., c. R-18.1), a draft Regulation attached to this Order in Council was published in Part 2 of the *Gazette officielle* du Québec of 1 May 2002, 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 an amendment;

IT IS ORDERED, therefore, upon the recommendation of the Minister of State for Population, Regions and Native Affairs and Minister of Relations with the Citizens and Immigration:

THAT the Regulation to amend the Regulation respecting the application of the Consumer Protection Act, attached to this Order in Council, be made.

JEAN ST-GELAIS,
Clerk of the Conseil exécutif

Regulation to amend the Regulation respecting the application of the Consumer Protection Act *

Consumer Protection Act
(R.S.Q., c. P-40.1, s. 350, par. *c*)

1. The Regulation respecting the application of the Consumer Protection Act is amended by inserting the following chapter after section 50:

“CHAPTER IV.1
PRESENTATION STANDARDS

50.1. A label must be attached to ready-to-wear reading glasses referred to in the second paragraph of section 15 of the Dispensing Opticians Act (R.S.Q., c. O-6) and in the fourth paragraph of section 25 of the Optometry Act (R.S.Q., c. O-7) when they are sold without prescription by a person other than a dispensing optician or an optometrist. The label must contain the following message, printed in typeface of at least 12 points:

“WARNING

Ready-to-wear reading glasses sold without prescription are designed for occasional use by persons 40 years of age or older who suffer from presbyopia. These glasses are not designed to replace corrective glasses sold by prescription. The use of ready-to-wear reading glasses does not replace regular eye examinations to assess the health of your eyes and determine your needs with respect to your vision.””

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

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* The Regulation respecting the application of the Consumer Protection Act (R.R.Q., 1981, c. P-40.1, r. 1) was last amended by the Regulation made by Order in Council 547-2001 dated 9 May 2001 (2001, *G.O.* 2, 2280). For previous amendments, refer to the *Tableau des modifications et Index sommaire*, Éditeur officiel du Québec, 2002, updated to 1 September 2002.