

Gouvernement du Québec

O.C. 1118-2003, 22 October 2003

Professional Code
(R.S.Q., c. C-26)

Appraisers
— Code of ethics
— Amendment

Regulation to amend the Code of ethics of the members of the Ordre des évaluateurs agréés du Québec

WHEREAS, under the first paragraph of section 87 of the Professional Code (R.S.Q., c. C-26), the Bureau of a professional order must make, by regulation, a code of ethics governing the general and special duties of the professional towards the public, the clients and the profession, particularly the duty to discharge professional obligations with integrity;

WHEREAS, under the second paragraph of that section of the Professional Code, the code of ethics must include provisions stating the terms and conditions according to which a professional may communicate the information therein pursuant to the third paragraph of section 60.4 of the Code;

WHEREAS the Bureau of the Ordre des évaluateurs agréés du Québec made the Regulation to amend the Code of ethics of the members of the Ordre des évaluateurs agréés du Québec;

WHEREAS, under section 95.3 of the Professional Code, the secretary of the Order sent a draft of the Regulation to every member of the Order at least 30 days before being made by the Bureau;

WHEREAS, in accordance with the Regulations Act (R.S.Q., c. R-18.1), a draft of the Regulation was published in Part 2 of the *Gazette officielle du Québec* of 11 June 2003, with a notice that it could be submitted to the Government for approval on the expiry of 45 days following that publication;

WHEREAS, in accordance with section 95 of the Professional Code, the Office des professions du Québec has made its recommendations:

WHEREAS it is expedient to approve the Regulation with amendments;

IT IS ORDERED, therefore, on the recommendation of the Minister responsible for the administration of legislation respecting the professions:

THAT the Regulation to amend the Code of ethics of the members of the Ordre des évaluateurs agréés du Québec, the text of which is attached to this Order in Council, be approved.

ANDRÉ DICAIRE,
Clerk of the Conseil exécutif

Regulation to amend the Code of ethics of the members of the Ordre des évaluateurs agréés du Québec*

Professional Code
(R.S.Q., c. C-26, s. 87)

1. The Code of ethics of the members of the Ordre des évaluateurs agréés du Québec is amended by inserting the following after section 51:

“**51.1.** An appraiser who communicates information in accordance with the third paragraph of section 60.4 of the Professional Code shall communicate the information immediately and enter in the record the reasons supporting the decision to communicate the information, the content of the communication, the mode of communication and the name of the person to whom the information was communicated.

If the well-being of the person exposed to the danger requires it, the appraiser shall consult the syndic before communicating the information, provided the consultation will not prejudicially delay communication of the information.”

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

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* The Code of ethics of the members of the Ordre des évaluateurs agréés du Québec, approved by Order in Council 1282-2000 dated 1 November 2000 (2000, *G.O.* 2, 5300), has never been amended.