

Draft Regulations

Draft Regulation

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

Fees exigible and return of confiscated objects — Amendment

Notice is hereby given, in accordance with sections 10 and 11 of the Regulations Act (R.S.Q., c. R-18.1), that the Regulation to amend the Regulation respecting fees exigible under the Highway Safety Code and the return of confiscated objects, made by the Société de l'assurance automobile du Québec and the text of which appears below, may be submitted to the Government for approval on the expiry of 45 days following this publication.

The draft Regulation proposes fees to apply when the amounts to be paid annually to retain the right to operate registered road vehicles are paid in six equal instalments. The proposed fee is \$4.75 per vehicle, plus an amount based on the interest rate fixed pursuant to the Act respecting the Ministère du Revenu regarding debts owed to the State. The draft Regulation was the subject of a regulatory impact statement attached to the memorandum in support of the draft Regulation submitted to the Cabinet.

The instalment payment program is available to road vehicle owners who in the previous year paid amounts exceeding \$15,000, and to bus and truck owners whose vehicles have a net mass in excess of 3,000 kg. The program eligibility conditions are set out in the draft of the Regulation to amend the Regulation respecting road vehicle registration.

It is estimated that approximately 50% of eligible owners will participate in the instalment payment program, or nearly 23,000 owners of some 172,000 heavy vehicles.

Further information may be obtained by contacting Nathalie Surprenant, Société de l'assurance automobile du Québec, 333, boulevard Jean-Lesage, C-3-21, C.P. 19600, Québec (Québec) G1K 8J6; telephone: (418) 528-4898.

Any interested person having comments to make on the matter is asked to send them in writing, before the expiry of the 45-day period, to the Chair of the Société de l'assurance automobile du Québec, 333, boulevard Jean-Lesage, N-6-2, C.P. 19600, Québec (Québec) G1K 8J6.

JACQUES BRIND'AMOUR,
*Chair of the Société de
l'assurance automobile du Québec*

Regulation to amend the Regulation respecting fees exigible under the Highway Safety Code and the return of confiscated objects¹

Highway Safety Code
(R.S.Q., c. C-24.2, s. 624, subpar. 1 of the first par.)

1. The Regulation respecting fees exigible under the Highway Safety Code and the return of confiscated objects is amended by substituting the following for section 2.1 :

“**2.1.** In addition to the fees fixed in paragraph 3.1 of section 2, the owner of road vehicles who makes payment by six instalments of the sums covered by the first paragraph of section 31.1 of the Highway Safety Code, shall pay \$4.75 per vehicle and the sum of the fee exigible at the time of the second, third, fourth, fifth and sixth instalments, calculated using the following formula :

$$F = S \times N \times I \times J/365$$

Where :

F is the fee ;

S is one-sixth of the sum of the following amounts :

¹ The last amendment to 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 made by the regulation approved by O.C. 947-2002 dated 21 August 2002 (2002, *G.O.* 2, 4506). For prior amendments, see the *Tableau des modifications et Index sommaire*, Éditeur officiel du Québec, 2004, updated to 1 March 2004.

(1) the fees payable to retain the right to operate each of the owner's vehicles, covered by Chapter IV of the Regulation respecting road vehicle registration;

(2) the insurance contribution payable to retain the right to operate each of the owner's vehicles, covered by Division V of Chapter II of the Regulation respecting insurance contributions, approved by Order in Council 1422-91 dated 16 October 1991;

(3) the contribution of motorists to public transit set under section 88.3 of the Transport Act (R.S.Q., c. T-12);

(4) any additional fee covered by section 31.1 of the Highway Safety Code;

(5) the tax on the insurance contribution covered by section 512 of the Act respecting the Québec sales tax (R.S.Q., c. T-0.1);

(6) the fees covered by paragraph 3.1 of section 2;

I is the rate of interest equal to the rate determined under the first paragraph of section 28 of the Act respecting the Ministère du Revenu (R.S.Q., c. M-31) in force on the first day of the month preceding the month in which the first instalment comes due;

J is the number of days following the last instalment including the applicable due date;

N is the total number of instalment payments less those already made.

For purposes of applying the variables "J" and "N" of the formula, calculation must be made of the due date for payment of the second, third, fourth, fifth and sixth instalments as determined under section 24.1 of the Regulation respecting road vehicle registration."

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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Draft Regulation

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

Road vehicle registration — Amendments

Notice is hereby given, in accordance with sections 10 and 11 of the Regulations Act (R.S.Q., c. R-18.1), that the Regulation to amend the Regulation respecting road vehicle registration, the text of which appears below, may be made by the Government on the expiry of 45 days following this publication.

The draft Regulation proposes to allow payment of the amounts to be paid annually to retain the right to operate registered road vehicles in six equal instalments where those amounts exceeded \$15,000 in the previous year, or in the case of bus and truck owners whose vehicles have a net mass in excess of 3,000 kg. The fees payable under the laws of other administrative authorities in Canada and the United States must be paid in one instalment.

The draft Regulation was the subject of a regulatory impact statement attached to the memorandum in support of the draft Regulation submitted to the Cabinet. It is estimated that approximately 50% of the eligible owners will choose this type of payment, or nearly 23,000 owners of some 172,000 heavy vehicles.

Owners who choose to pay in instalments will have to pay a fee of \$4.75 per vehicle plus fees based on the interest rate fixed pursuant to the Act respecting the Ministère du Revenu regarding debts owed to the State. Those fees are set out in the draft of the Regulation to amend the Regulation respecting fees exigible under the Highway Safety Code and the return of confiscated objects.

The most recent data indicate that in 2001, there were 370 families in Québec composed of at least nine persons. Certain families acquired a minibus because they were unable to find passenger vehicles able to carry all the family members, although the registration fees for a minibus are higher than those for a passenger vehicle.