

Regulations and other acts

Gouvernement du Québec

O.C. 318-2005, 6 April 2005

An Act respecting immigration to Québec
(R.S.Q., c. I-0.2)

Selection of foreign nationals

— Amendment

Regulation to amend the Regulation respecting the selection of foreign nationals

WHEREAS, under subparagraphs *b*, *b.1*, *f.2* and *g* of the first paragraph of section 3.3 of the Act respecting immigration to Québec (R.S.Q., c. I-0.2), the Government may make regulations in relation to the matters set forth therein;

WHEREAS the Government made the Regulation respecting the selection of foreign nationals (R.R.Q., 1981, c. M-23.1, r. 2), which among other things prescribes the order of priority for the processing of applications for certificates and the duties or fees to be paid;

WHEREAS it is expedient to temporarily give priority to the processing of applications filed by foreign nationals who are victims of the Indian Ocean tsunami that occurred on 26 December 2004 and waive the processing duties or fees;

WHEREAS, under section 12 of the Regulations Act (R.S.Q., c. R-18.1), a draft regulation may be made without having been published as provided for in section 8 of that Act, if 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 on the date of its publication in the *Gazette officielle du Québec* 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 must 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:

— the disaster caused by the tsunami that occurred in South and South-East Asia on 26 December 2004 requires that special temporary requirements be established as soon as possible to facilitate the immigration of foreign nationals from the countries affected by the catastrophe;

WHEREAS it is expedient to make the Regulation;

IT IS ORDERED, therefore, on the recommendation of the Minister of Immigration and Cultural Communities:

THAT the Regulation to amend the Regulation respecting the selection of foreign nationals, attached to this Order in Council, be made.

ANDRÉ DICAIRE,
Clerk of the Conseil exécutif

Regulation to amend the Regulation respecting the selection of foreign nationals*

An Act respecting immigration to Québec
(R.S.Q., c. I-0.2, s. 3.3, 1st par., subpars. *b*, *b.1*, *f.2* and *g*)

1. The Regulation respecting the selection of foreign nationals is amended by adding the following after section 58:

“DIVISION VII VICTIMS OF THE DECEMBER 2004 TSUNAMI

59. This Division sets out special conditions that apply to the victims of the Indian Ocean tsunami that occurred on 26 December 2004.

60. This Division applies to an application filed with the Minister between 26 December 2004 and 25 December 2005 in relation to an undertaking on behalf of a foreign national who is a victim of the tsunami, an application

* The Regulation respecting the selection of foreign nationals (R.R.Q., 1981, c. M-23.1, r.2) was last amended by the regulations filed by Orders in Council 810-2004 dated 26 August 2004 (2004, *G.O.* 2, 2587) and 25-2005 dated 26 January 2005 (2005, *G.O.* 2, 489). For previous amendments, refer to the *Tableau des modifications et Index sommaire*, Québec Official Publisher, 2004, updated to 1 September 2004.

for a selection certificate as a worker filed by a foreign national who is a victim of the tsunami, and an application for a new certificate of acceptance to work or study filed by a foreign national already in Québec who is a victim of the tsunami.

61. A victim of the tsunami includes a foreign national seriously and personally affected by the tsunami that occurred on 26 December 2004 in the coastal areas of Sri Lanka, India, Indonesia, Thailand, Malaysia, the Maldives, the Seychelles and Somalia.

62. Despite section 22, priority is given to the processing of an application for a selection certificate filed by a foreign national who is a victim of the tsunami referred to in this Division.

63. The duties prescribed in sections 55 to 57 do not apply to an application filed by a foreign national who is a victim of the tsunami referred to in this Division.”.

2. This Regulation comes into force on 13 April 2005 and ceases to apply on 1 July 2006.