
Regulations and other acts

Gouvernement du Québec

O.C. 909-2005, 4 October 2005

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

Road vehicle registration — International Registration Plan — Amendments

International Registration Plan and the Regulation to amend the Regulation respecting road vehicle registration

WHEREAS the International Registration Plan is an agreement among Canadian provinces, including Québec, and American states for the registration of vehicles travelling in at least one jurisdiction, province or state in addition to their base jurisdiction;

WHEREAS, under that agreement, the holder of the registration is not required to make full payment of the fees for each jurisdiction in which the holder's vehicles travel since that requirement is replaced by an apportioned registration system based on the number of kilometres travelled in the territory of the various jurisdictions;

WHEREAS participation in that agreement requires, among other things, the filing of an application with International Registration Plan Inc., that a legal person be responsible for the administration of the agreement, and unanimous consent from all parties to the agreement;

WHEREAS, under section 629 of the Highway Safety Code (R.S.Q., c. C-24.2), the Minister of Transport or the Société de l'assurance automobile du Québec may, according to law, enter into an agreement with any government, department, or body respecting any matter referred to in the Code;

WHEREAS, on 28 May 1999, the Société de l'assurance automobile du Québec filed an application with International Registration Plan Inc. for membership in the International Registration Plan, which was granted on 29 September 1999;

WHEREAS the International Registration Plan is exempted from the application of the Act respecting the Ministère du Conseil exécutif (R.S.Q., c. M-30) and the Act respecting the Ministère des Relations internationales (R.S.Q., c. M-25.1.1) under Order in Council 951-2000 dated 26 July 2000;

WHEREAS, under section 631 of the Highway Safety Code, the Government may, by regulation, adopt the necessary measures to give effect to an agreement under section 629 of the Code;

WHEREAS, under section 631 of the Highway Safety Code, the publication requirement set out in section 8 of the Regulations Act (R.S.Q., c. R-18.1) does not apply to a regulation under that section;

WHEREAS the Government made the Regulation to amend the Regulation respecting road vehicle registration by Order in Council 951-2000 dated 26 July 2000, amended by Order in Council 786-2003 dated 16 July 2003, to give effect to the International Registration Plan;

WHEREAS it is expedient to amend again the Regulation respecting road vehicle registration to give effect to the International Registration Plan;

IT IS ORDERED, therefore, on the recommendation of the Minister of Transport and Minister responsible for the Capitale-Nationale region:

THAT the Regulation to amend the Regulation respecting road vehicle registration, attached to this Order in Council, be made.

ANDRÉ DICAIRE,
Clerk of the Conseil exécutif

Regulation to amend the Regulation respecting road vehicle registration *

Highway Safety Code
(R.S.Q., c. C-24.2, s. 631)

1. The Regulation respecting road vehicle registration is amended by inserting the following in the second paragraph of section 2 after the definition of “owner-operator”:

““total distance” means the total kilometres travelled in all states of the United States of America, including the District of Columbia, and all Canadian provinces and territories.”. (*distance totale*)

2. Section 60.11 is amended by inserting the following after subparagraph 5 of the first paragraph:

“(5.1) the total distance travelled during the preceding year by the vehicles in the fleet that includes the vehicle for which apportioned registration is sought;”.

3. Section 60.13 is amended by replacing “the number of kilometres travelled in the territory of all the administrative authorities” in paragraph 1 by “the total distance travelled”.

4. Section 60.21 is amended by replacing “total distance” in paragraph 2 by “sum of the total distance travelled and the estimated distances in the territory of all the administrative authorities”.

5. Section 60.22 is amended by replacing “the total of the distances travelled” in paragraph 3 by “the sum of the total distance travelled”.

6. Section 60.23 is replaced by the following:

“**60.23.** The Société must estimate the number of kilometres if it considers that the estimate provided by the carrier in the apportioned registration application is inaccurate if the carrier does not provide any.

To make that estimate, the Société must calculate the average number of kilometres travelled in the territory of each administrative authority by

(1) determining the total number of kilometres travelled in the territory of each administrative authority during the preceding year by the carriers for which an IRP registration certificate has been issued in Québec;

(2) determining the total number of road vehicles proportionally registered by the Société that travelled in the territory of each administrative authority during the preceding year; and

(3) dividing the number obtained in subparagraph 1 by the number obtained in subparagraph 2.

The result of the calculation under the first paragraph must be used to calculate the fees in accordance with section 60.13.

The Société must update that estimate within 5 years and thereafter at least once every 5 years.

The Société may estimate the number of kilometres travelled using a method differing from the method prescribed in the first paragraph should it lack adequate information or data to comply with the prescribed method.”.

7. Section 60.25 is amended by replacing the first paragraph by the following:

“**60.25.** For buses used on a regular intercity transport line, the person applying for apportioned registration may, at the person’s option, provide the total distance travelled or the total distance covered by the regular routes, from the starting point to the destination in the regular transit service that are most distant from each other.”.

8. 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 Regulation respecting road vehicle registration, made by Order in Council 1420-91 dated 16 October 1991 (1991, *G.O.* 2, 4111), was last amended by the regulation made by Order in Council 1218-2004 dated 21 December 2004 (2005, *G.O.* 2, 64). For previous amendments, refer to the *Tableau des modifications et Index sommaire*, Québec Official Publisher, 2005, updated to 1 March 2005.