

WHEREAS, in accordance with sections 10 and 11 of the Regulations Act (R.S.Q., c. R-18.1), the text of that Regulation was published as a draft in the *Gazette officielle du Québec* of 5 October 2005 with a notice that it could be submitted to the Government for approval on the expiry of 45 days following that publication;

WHEREAS it is expedient to approve the Regulation without amendments;

IT IS ORDERED, therefore, on the recommendation of the Minister of Finance:

THAT the Regulation to amend the Regulation respecting the eligibility of a claim submitted to the Fonds d'indemnisation des services financiers, attached to this Order in Council, be approved without amendments.

ANDRÉ DICAIRE,
Clerk of the Conseil exécutif

Regulation to amend the Regulation respecting the eligibility of a claim submitted to the Fonds d'indemnisation des services financiers*

An Act respecting the distribution of financial products and services
(R.S.Q., c. D-9.2, s. 228, par. 4)

1. Paragraph 5 of section 1 of the Regulation respecting the eligibility of a claim submitted to the Fonds d'indemnisation des services financiers is amended by replacing “the Secretary of the Board of Directors of the Fonds” by “the Autorité des marchés financiers”.

2. Section 3 is amended by replacing “The Board of Directors of the Fonds” by “the Authority”.

3. Section 6 is amended by replacing “by the Secretary of the Fonds or of one of its directors” by “by the Authority”.

4. This Regulation comes into force on 1 January 2006.

7307

Gouvernement du Québec

O.C. 1185-2005, 7 December 2005

An Act respecting the distribution of
Financial products and services
(R.S.Q., c. D-9.2)

Annual fees and other fees payable — Amendments

Regulation to amend the Regulation respecting annual fees and other fees payable

WHEREAS, under section 226 of the Act respecting the distribution of financial products and services (R.S.Q., c. D-9.2), the Autorité des marchés financiers shall, by regulation, determine the fees payable for any formality or other measure prescribed by the Act or the regulations, and the charges for the goods and services provided by the Authority;

WHEREAS, under section 278 of that Act, the Autorité des marchés financiers shall determine, by regulation, the amount of the contribution to be paid by each firm, independent representative and independent partnership; the Authority shall determine the contribution on the basis of the risk presented by each sector or class of sectors and any other criteria it considers relevant and, in the event of insufficient assets, the contribution must be determined so as to make up the insufficiency over a maximum period of five years;

WHEREAS, under the first paragraph of section 217 of the Act, a regulation made pursuant to the Act shall be submitted to the Government for approval with or without amendment;

WHEREAS the Government approved the Regulation respecting annual fees and other fees payable by Order in Council 836-99 dated 7 July 1999;

WHEREAS it is expedient to amend the Regulation;

WHEREAS, on 22 August 2005, the Autorité des marchés financiers made the Regulation to amend the Regulation respecting annual fees and other fees payable;

WHEREAS, in accordance with sections 10 and 11 of the Regulations Act (R.S.Q., c. R-18.1), the text of the Regulation was published as a draft in the *Gazette officielle du Québec* of 5 October 2005 with a notice that it could be submitted to the Government for approval on the expiry of 45 days following that publication;

* The Regulation respecting the eligibility of a claim submitted to the Fonds d'indemnisation des services financiers, approved by Order in Council 831-99 dated 7 July 1999 (1999, *G.O.* 2, 2091), has not been amended since being made.

WHEREAS it is expedient to approve the Regulation with amendments;

IT IS ORDERED, therefore, on the recommendation of the Minister of Finance:

THAT the Regulation to amend the Regulation respecting annual fees and other fees payable, attached to this Order in Council, be approved with amendments.

ANDRÉ DICAIRE,
Clerk of the Conseil exécutif

Regulation to amend the Regulation respecting annual fees and other fees payable*

An Act respecting the distribution of financial products and services
(R.S.Q., c. D-9.2, ss. 226 and 278)

1. The title of the Regulation respecting annual fees and other fees payable is replaced by the following:

“Regulation respecting the dues, contributions and fees payable”.

2. The following is inserted after Division 1:

“DIVISION 1.1 CONTRIBUTION TO THE FONDS D’INDEMNISATION DES SERVICES FINANCIERS

3.1. The contribution to be paid by an independent representative and by a firm or an independent partnership to the Fonds d’indemnisation des services financiers for each representative through whom the firm or the independent partnership pursues or intends to pursue its activities is, for each sector in which the representative is authorized to pursue activities,

(1) \$137 for the damage insurance sector or the claims adjustment sector; and

(2) \$85 for the other sectors.

The contribution is discounted by 25% if a representative operates in two sectors and by 40% if a representative operates in three sectors or more.

* The Regulation respecting annual fees and other fees payable, approved by Order in Council 836-99 dated 7 July 1999 (1999, G.O. 2, 2102), has been amended once, by the regulation approved by Order in Council 1204-2004 dated 21 December 2004 (2005, G.O. 2, 63).

However, the contribution for 2006 and 2007 per representative is \$120 and \$128 respectively for the damage insurance sector and the claims adjustment sector, and \$75 and \$80 respectively for the other sectors.”.

3. The following is inserted after section 7:

“**7.1.** The fees payable at the time of an application for an exemption from a requirement prescribed by the Act respecting the distribution of financial products and services (R.S.Q., c. D-9.2) or any of its regulations are \$500.”.

4. Section 19 is amended by deleting “respecting the distribution of financial products and services (1998, c. 37).”.

5. This Regulation comes into force on 1 January 2006.

7306

Gouvernement du Québec

O.C. 1186-2005, 7 December 2005

An Act respecting the legal publicity of sole proprietorships, partnerships and legal persons
(R.S.Q., c. P-45; 2005, c. 14)

Regulation — Amendments

Regulation to amend the Regulation respecting the application of the Act respecting the legal publicity of sole proprietorships, partnerships and legal persons

WHEREAS, under sections 97 to 99 and 526 of the Act respecting the legal publicity of sole proprietorships, partnerships and legal persons (R.S.Q., c. P-45), the Government may make regulations for the purposes of the Act;

WHEREAS the Government made the Regulation respecting the application of the Act respecting the legal publicity of sole proprietorships, partnerships and legal persons, by Order in Council 1856-93 dated 15 December 1993;

WHEREAS it is expedient to amend the Regulation;

WHEREAS, in accordance with sections 10 and 11 of the Regulations Act (R.S.Q., c. R-18), a draft Regulation to amend the Regulation respecting the application of the Act respecting the legal publicity of sole proprietorships, partnerships and legal persons was published in Part 2 of the *Gazette officielle du Québec* of