

## Regulations and other acts

Gouvernement du Québec

### O.C. 599-2006, 28 June 2006

Police Act  
(R.S.Q., c. P-13.1)

#### Minimum qualifications required to exercise investigative functions within a police force

Regulation respecting the minimum qualifications required to exercise investigative functions within a police force

WHEREAS, under section 116 of the Police Act (R.S.Q., c. P-13.1), the Government may, by regulation, determine the minimum qualifications required to exercise investigative or managerial functions within a police force;

WHEREAS, in accordance with sections 10 and 11 of the Regulations Act (R.S.Q., c. R-18.1), a draft of the Regulation respecting the minimum qualifications required to exercise investigative functions within a police force was published in Part 2 of the *Gazette officielle du Québec* of 9 November 2005 with a notice that it could be made by the Government on the expiry of 45 days following that publication;

WHEREAS, the 45-day period has expired;

WHEREAS comments were sent to the Minister following that publication;

WHEREAS it is expedient to make the Regulation respecting the minimum qualifications required to exercise investigative functions within a police force with amendments;

IT IS ORDERED, therefore, on the recommendation of the Minister of Public Security:

THAT the Regulation respecting the minimum qualifications required to exercise investigative functions within a police force, attached to this Order in Council, be made.

ANDRÉ DICAIRE,  
*Clerk of the Conseil exécutif*

#### Regulation respecting the minimum qualifications required to exercise investigative functions within a police force

Police Act  
(R.S.Q., c. P-13.1, s. 116)

1. A police officer who exercises an investigative function must have successfully completed the basic training program in police investigation offered by the École nationale de police du Québec.

A police officer who holds a full-time position and whose main duty is to conduct criminal investigations exercises an investigative function.

2. Despite section 1, a police officer who, while acquiring the required training, has successfully completed the course entitled *Droit pénal appliqué à l'enquête policière* given by the School may exercise an investigative function under the supervision of a police investigator, provided the police officer begins the training within six months after the date on which the officer's investigative function commences and completes the training not later than 30 months after that date.

The director of the police force may, for a valid reason, authorize an extension of the training period. The Director is to submit an annual report to the Minister explaining the extensions.

3. A police officer who, on 12 July 2006 is exercising an investigative function or is on an eligibility list for such employment is not required to successfully complete the training referred to in sections 1 and 2 so long as the police officer remains employed by the Sûreté du Québec, the same municipal police force or the police force that succeeds the municipal police force following the creation of a board or an amalgamation of municipalities, or following integration of the police force into the Sûreté du Québec.

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

7690