

3. The Code is amended in section 73 by replacing paragraph (3) with the following:

(3) “from accepting, in his capacity as a physician or by using his title of physician, any commission, rebate or material benefit with the exception of customary presents and gifts of modest value.”.

4. The Code is amended by inserting, after section 73, the following:

“**73.1.** Specifically constituting a material advantage as contemplated by subparagraph (3) of section 73 is the enjoyment of a building or a space at no charge or at a discount for the practice of the medical profession granted to a physician or to a partnership or corporation of which he is a partner or shareholder by:

(1) a pharmacist or a partnership or corporation of which the pharmacist is a partner or shareholder;

(2) a person whose activities are linked, directly or indirectly, to the practice of pharmacy;

(3) another person in a context that may present a conflict of interests, whether real or only apparent.

Whether a rent is fair and reasonable is determined as a function of local socio-economic conditions at the time it is fixed.”.

5. This regulation comes into force on March 1, 2008, except for section 2, which comes into force on December 4, 2008.

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Gouvernement du Québec

O.C. 53-2008, 31 January 2008

Forest Act
(R.S.Q., c. F-4.1)

Changes in the destination of timber allocated to a holder of a timber supply and forest management agreement

Regulation respecting changes in the destination of timber allocated to a holder of a timber supply and forest management agreement

WHEREAS, under the first paragraph of section 43.1.1 of the Forest Act (R.S.Q., c. F-4.1), enacted by section 5 of chapter 45 of the Statutes of 2006, a holder of a timber

supply and forest management agreement may, with no further formality than that described in the third paragraph, send timber harvested during the year which, under the agreement, was intended for the agreement holder’s wood processing plant to other processing plants operating under a timber supply and forest management agreement, except that the sum of the volumes of timber that may be sent to other processing plants during a given year may not exceed the volume of timber determined by regulation of the Government;

WHEREAS, under the second paragraph of section 43.1.1, the sum of the volumes of timber from other wood processing plants operating under a timber supply and forest management agreement that are sent to the processing plant referred to in the agreement holder’s agreement during a given year may not exceed the volume of timber determined by regulation of the Government and additional volumes of timber equal to the volumes of timber that the agreement holder may have sent to other processing plants under the first paragraph of section 43.1.1 may be added to that volume;

WHEREAS, under subparagraph 6.1 of the first paragraph of section 172 of the Forest Act, the Government may, by regulation, determine, for the purposes of the first and second paragraphs of section 43.1.1, the volume of timber that, during a given year, may be sent to wood processing plants not referred to in the holder’s agreement and the volume of timber that, during a given year, may be sent from other wood processing plants to a wood processing plant referred to in a holder’s agreement;

WHEREAS, under that subparagraph, those volumes of timber may be expressed as a percentage of the annual volumes set in the holder’s agreement or be based on any other rule for calculating them determined by regulation of the Government;

WHEREAS, under section 35 of chapter 45 of the Statutes of 2006, section 5 of the Act comes into force on the date of coming into force of the first regulation made under subparagraph 6.1 of the first paragraph of section 172 of the Forest Act;

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 changes in the destination of timber allocated to a holder of a timber supply and forest management agreement was published in Part 2 of the *Gazette officielle du Québec* of 11 July 2007 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 it is expedient to make the Regulation without amendment;

IT IS ORDERED, therefore, on the recommendation of the Minister of Natural Resources and Wildlife:

THAT the Regulation respecting changes in the destination of timber allocated to a holder of a timber supply and forest management agreement, attached to this Order in Council, be made.

GÉRARD BIBEAU,
Clerk of the Conseil exécutif

Regulation respecting changes in the destination of timber allocated to a holder of a timber supply and forest management agreement

Forest Act
(R.S.Q., c. F-4.1, s. 172, 1st par., subpar. 6.1)

1. The volume of timber harvested during the year which, under a timber supply and forest management agreement, is intended for the agreement holder's wood processing plant and which may, pursuant to the first paragraph of section 43.1.1 of the Forest Act (R.S.Q., c. F-4.1), be sent to other wood processing plants operating under such an agreement may not exceed, during a given year, 10% of the annual volumes of timber allocated to the agreement holder under the holder's agreement.

2. The volume of timber which, pursuant to the second paragraph of section 43.1.1 of the Act, may be sent to an agreement holder's plant from other plants operating under a timber supply and forest management agreement may not exceed, during a given year, 10% of the annual volumes of timber allocated to the agreement holder under the holder's agreement.

3. 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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Gouvernement du Québec

O.C. 54-2008, 31 January 2008

An Act respecting the conservation and development of wildlife
(R.S.Q., c. C-61.1)

Scale of fees and duties related to the development of wildlife — Amendments

Regulation to amend the Regulation respecting the scale of fees and duties related to the development of wildlife

WHEREAS, under paragraph 10 of section 162 of the Act respecting the conservation and development of wildlife (R.S.Q., c. C-61.1), the Government may make regulations determining the cost of issuing, replacing and renewing a licence or certificate;

WHEREAS the Government made the Regulation respecting the scale of fees and duties related to the development of wildlife by Order in Council 1291-91 dated 18 September 1991;

WHEREAS it is expedient to amend the Regulation;

WHEREAS, pursuant to section 75 of the Act respecting hunting and fishing rights in the James Bay and New Québec territories (R.S.Q., c. D-13.1), under which all drafts of regulations the Government intends to make relating to the Hunting, Fishing and Trapping Regime are to be submitted to the Hunting, Fishing and Trapping Coordinating Committee for its advice, the Committee has been consulted;

WHEREAS, in accordance with sections 10 and 11 of the Regulations Act (R.S.Q., c. R-18.1), a draft of the Regulation to amend the Regulation respecting the scale of fees and duties related to the development of wildlife was published in Part 2 of the *Gazette officielle du Québec* of 13 June 2007 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 no comments have been submitted in respect of the draft Regulation since that publication;

WHEREAS it is expedient to make the Regulation without amendment;