

The premium rate applicable to a self-employed worker is 0.860%.

The premium rate applicable to an employer is 0.677%.”.

**2.** This Regulation comes into force on 1 January 2009.

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Gouvernement du Québec

### O.C. 861-2008, 3 September 2008

Individual and Family Assistance Act  
(R.S.Q., c. A-13.1.1)

#### Individual and Family Assistance — Amendments

Regulation to amend the Individual and Family Assistance Regulation

WHEREAS, in accordance with the Individual and Family Assistance Act (R.S.Q., c. A-13.1.1), the Government made the Individual and Family Assistance Regulation by Order in Council 1073-2006 dated 22 November 2006;

WHEREAS it is expedient to amend the Regulation;

WHEREAS, under sections 10 and 11 of the Regulations Act (R.S.Q., c. R-18.1), a draft of the Regulation to amend the Individual and Family Assistance Regulation was published in Part 2 of the *Gazette officielle du Québec* of 2 July 2008 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 Employment and Social Solidarity:

THAT the Regulation to amend the Individual and Family Assistance Regulation, attached to this Order in Council, be made.

GÉRARD BIBEAU,  
*Clerk of the Conseil exécutif*

### Regulation to amend the Individual and Family Assistance Regulation \*

Individual and Family Assistance Act  
(R.S.Q., c. A-13.1.1, s. 131, pars. 8 and 9, s. 132, pars. 1, 3, 4, 6, 7 and 10, 134, par. 1, and s. 136)

**1.** The Individual and Family Assistance Regulation is amended in section 12 by adding “or a tutor appointed by the court under section 70.1 of the Youth Protection Act (R.S.Q., c. P-34.1), enacted by section 36 of chapter 34 of the Statutes of 2006” after “foster family”.

**2.** Section 19 is amended by replacing “or a foster family” in subparagraph 2 of the second paragraph by “, a foster family or a tutor appointed by the court under section 70.1 of the Youth Protection Act, enacted by section 36 of chapter 34 of the Statutes of 2006, unless the child was a dependant of the tutor in the month preceding the month of the tutor’s appointment,”.

**3.** Section 42 is amended by adding the following at the end of the first paragraph: “The foregoing also applies to a tutor appointed by the court under section 70.1 of the Youth Protection Act, enacted by section 36 of chapter 34 of the Statutes of 2006, in respect of the child under tutorship.”.

**4.** Section 50 is amended by replacing “or parental” in the first paragraph by “, parental or compassionate care”.

**5.** The following is added after section 63:

“**63.1.** A temporarily limited capacity allowance is added to the basic benefit if an independent adult or an adult member of a family has charge of a child for whom he or she was appointed tutor by the court under section 70.1 of the Youth Protection Act, enacted by section 36 of chapter 34 of the Statutes of 2006.”.

**6.** Section 72 is amended by replacing what follows “foster family” in the second paragraph by “, sheltered by an institution operating a rehabilitation centre or taken in charge by a tutor appointed by the court under section 70.1 of the Youth Protection Act, enacted by section 36 of chapter 34 of the Statutes of 2006.”.

\* The Individual and Family Assistance Regulation, made by Order in Council 1073-2006 dated 22 November 2006 (2006, *G.O.* 2, 3877), was last amended by the regulations made by Orders in Council 1064-2007 dated 28 November 2007 (2007, *G.O.* 2, 3688), 456-2008 dated 7 May 2008 (2008, *G.O.* 2, 1333) and 573-2008 dated 3 June 2008 (2008, *G.O.* 2, 2123). For previous amendments, refer to the *Tableau des modifications et Index Sommaire*, Québec Official Publisher, 2008, updated to 1 March 2008.

**7.** Section 73 is amended by replacing what follows “foster family” in the second paragraph by “, sheltered by an institution operating a rehabilitation centre or taken in charge by a tutor appointed by the court under section 70.1 of the Youth Protection Act, enacted by section 36 of chapter 34 of the Statutes of 2006.”.

**8.** Section 111 is amended

(1) by inserting the following after paragraph 3:

“(3.1) sums received by a tutor appointed by the court under section 70.1 of the Youth Protection Act, enacted by section 36 of chapter 34 of the Statutes of 2006, to take in charge a child;”;

(2) by striking out all that follows “tax credits” in paragraph 12;

(3) by adding the following paragraphs at the end:

“(29) lifetime payments made for the benefit of an adult from a registered disability savings plan, up to a maximum of \$300 per month for an independent adult or a family composed of only one adult and \$340 per month for a family composed of two adults; and

(30) lifetime payments made for the benefit of a dependent child from a registered disability savings plan.”.

**9.** Section 114 is amended by replacing “or parental” in the second paragraph by “, parental or compassionate care”.

**10.** The following paragraphs are added at the end of section 135:

“(12) the Indian Residential Schools Settlement Agreement concluded between the Attorney General of Canada and the other parties concerned, effective as of 19 September 2007; or

(13) the Pre-1986/Post-1990 Hepatitis C Settlement Agreement concluded between the Attorney General of Canada and the other parties concerned.”.

**11.** The following paragraph is added at the end of section 136:

“(8) the agreement concluded between the Commission des droits de la personne et des droits de la jeunesse and the Douglas Mental Health University Institute, on 21 June 2007, in respect of the former residents of Pavillon des Pins.”.

**12.** The following paragraph is added at the end of section 138:

“(13) sums accumulated in a registered disability savings plan, including sums paid into the plan in the form of Canada Disability Savings Bonds and Canada Disability Savings Grants, for the benefit of an independent adult or a family member who may dispose of them in the short term, according to the terms and conditions applicable to that plan.”.

**13.** The following paragraph is added at the end of section 146:

“(9) sums accumulated in a registered disability savings plan, including sums paid into the plan in the form of Canada Disability Savings Bonds and Canada Disability Savings Grants, for the benefit of an independent adult or a family member who may not dispose of them in the short term, according to the terms and conditions applicable to that plan.”.

**14.** Section 162 is amended by replacing “or parental” by “, parental or compassionate care”.

**15.** Section 181 is amended by adding the following paragraph:

“A person is not required to repay an amount granted under a last resort financial assistance program if the value of the right realized is composed of amounts referred to in sections 135 and 136 and intended to compensate, in whole or in part, for loss of income or loss of support.”.

**16.** This Regulation comes into force on 1 October 2008, except paragraph 3 of section 8 and sections 12 and 13, which come into force on 1 December 2008.

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