

Draft Regulations

Draft Regulation

Animal Health Protection Act
(R.S.Q., c. P-42)

Designation of a contagious disease and an infectious agent, and the confinement of captive birds

Notice is hereby given, in accordance with sections 10 and 11 of the Regulations Act (R.S.Q., c. R-18.1), that the Regulation to amend the Regulation respecting the designation of a contagious disease and an infectious agent, and the confinement of captive birds, appearing below, may be made by the Minister of Agriculture, Fisheries and Food on the expiry of 45 days following this publication.

The purpose of the draft Regulation is to change the sanitary conditions applicable to places where birds are kept in captivity to adapt them to the current level of risk of having the Asian avian influenza virus introduced into Québec. It contains certain provisions intended to strengthen the conditions if the Minister considers that the risk of having the virus introduced into Québec is high, in particular because of the presence of a highly pathogenic avian influenza virus among Québec birdlife or the presence of the H5N1 Asian strain in the Atlantic, Mississippi, Pacific or Central migration corridors.

Study of the matter has shown no significant financial impact on enterprises, including small and medium-sized businesses.

Further information may be obtained by contacting Dr. Isabelle McKenzie, Institut national de santé animale, Ministère de l'Agriculture, des Pêcheries et de l'Alimentation, 200, chemin Sainte-Foy, 11^e étage, Québec (Québec) G1R 4X6; telephone: 418 380-2100; fax: 418 380-2169.

Any person wishing to comment on the matter is requested to submit written comments to the Minister of Agriculture, Fisheries and Food, 200, chemin Sainte-Foy, 12^e étage, Québec (Québec) G1R 4X6, within the 45-day period.

LAURENT LESSARD,
*Minister of Agriculture, Fisheries
and Food*

Regulation to amend the Regulation respecting the designation of a contagious disease and an infectious agent, and the confinement of captive birds*

Animal Health Protection Act
(R.S.Q., c. P-42, s. 3, par. 3)

1. The Regulation respecting the designation of a contagious disease and an infectious agent, and the confinement of captive birds is amended by replacing the title by the following: "Regulation respecting the designation of a contagious disease and an infectious agent, and the sanitary conditions applicable to places where birds are kept in captivity".

2. Sections 3 to 8 are replaced by the following:

"3. An owner or custodian of birds may not keep birds and migrating waterfowl at the same municipal address at the same time.

For the purposes of this Regulation, "migrating waterfowl" means ducks, swans and wild geese.

4. An owner or custodian of birds must keep the birds in a building or fenced area at all times so that they cannot escape.

Despite the foregoing, in the case of waterfowl kept for recreational purposes on a body of water, the body of water is not required to be fenced.

5. An owner or custodian of birds must feed and water the birds inside a building or use feeders and water fountains that are protected in such a manner that migrating waterfowl cannot have access to them or soil them.

6. No person may use surface water to clean the premises, buildings or stock-raising material or to water the birds, unless the water has been treated to inactivate a possible virus identified in paragraph 1 of section 1.

* The Regulation respecting the designation of a contagious disease and an infectious agent, and the confinement of captive birds, made by Order 2005-01 of the Minister of Agriculture, Fisheries and Food dated 3 November 2005 (2005, *G.O.* 2, 4729A), has not been amended since it was made.

7. Despite section 4, as of (*insert the date of coming into force of this section*), every owner or custodian of birds must

(1) confine or keep the birds inside a facility laid out in a manner that prevents direct contact between the birds and migrating waterfowl;

(2) inform the Minister without delay of the death of any bird having access to the outdoors that does not result from slaughtering or an injury; and

(3) refrain from organizing or participating in any gathering of birds, including fairs, exhibitions or competitions.”.

3. This Regulation comes into force on the fifteenth day following the date of its publication in the *Gazette officielle du Québec*, except section 7 introduced by section 2, which comes into force on the date determined by the Minister of Agriculture, Fisheries and Food.

8559

Draft Regulation

An Act respecting health services and social services (R.S.Q., c. S-4.2)

Specialized medical centre permit — Fees payable of the issue or renewal

Notice is hereby given, in accordance with sections 10 and 11 of the Regulations Act (R.S.Q., c. R-18.1), that the Regulation respecting the fees payable for the issue or renewal of a specialized medical centre permit, appearing below, may be made by the Government on the expiry of 45 days following this publication.

The draft Regulation fixes the fees payable for the issue or renewal of a specialized medical centre permit.

The draft Regulation has no major impact on the public or enterprises, including small and medium-sized businesses.

Further information may be obtained by contacting Suzanne Jean, 1005, chemin Sainte-Foy, 5^e étage, Québec (Québec) G1S 4N4; telephone: 418 266-5964; fax: 418 266-5958; e-mail : suzanne.jean@msss.gouv.qc.ca.

Any person wishing to comment on the draft Regulation is requested to submit written comments within the 45-day period to the Minister of Health and Social Services, 1075, chemin Sainte-Foy, 15^e étage, Québec (Québec) G1S 2M1.

PHILIPPE COUILLARD,
*Minister of Health and
Social Services*

Regulation respecting the fees payable for the issue or renewal of a specialized medical centre permit

An Act respecting health services and social services (R.S.Q., c. S-4.2, s. 505, par. 21.1; 2006, c. 43, s. 31)

1. The fees payable for the issue or renewal of a specialized medical centre permit are fixed at \$5,000. Despite the foregoing, if the permit indicates a number of beds that may be used for accommodation of the centre’s clientele, the amount is increased to \$10,000.

2. Beginning on 1 January 2009, the fees payable under section 1 are adjusted on 1 January of each year based on the percentage change, in relation to the preceding year, in the Consumer Price Index for Canada, as published by Statistics Canada under the Statistics Act (R.S.C. 1985, c. S-19). For that purpose, the Consumer Price Index for a year is the annual average calculated from the monthly indexes for the 12-month period ending on 30 September of the preceding year.

If the amounts obtained contain a fraction of a dollar, that fraction is cancelled. The amount is then rounded down to the nearest ten dollars if the last figure is lower than 5, or rounded up to the nearest ten dollars in all other cases.

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

8546