

Draft Regulation

An Act to protect persons with regard to activities involving firearms and amending the Act respecting safety in sports
(2007, c. 30)

Exclusion of certain premises and certain means of transportation and exemption of certain persons

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 exclusion of certain premises and certain means of transportation and respecting the exemption of certain persons, appearing below, may be made by the Government on the expiry of 45 days following this publication.

The draft Regulation excludes certain premises and certain means of transportation from the application of section 2 of the Act to protect persons with regard to activities involving firearms and amending the Act respecting safety in sports, and exempts certain persons due to the responsibilities they assume or the activities they exercise.

The draft Regulation allows certain persons to continue to provide training involving firearms on the premises of educational establishments designated as institutions by the Act. It also allows, under certain conditions, the storage of firearms in a residence that offers home childcare by the persons who live in that residence. It authorizes hunters and trappers to carry their firearms with them on certain means of public transportation if those means of public transportation are required to get to the premises where their activities are carried on and allows holders of a licence authorizing the possession of firearms to use an aircraft or a ferry boat if required to carry on any activity permitted by law. It also requires safety measures to be taken during such transportation.

Further information may be obtained by contacting Stéphanie Vachon, Assistant to the Secretary General, Ministère de la Sécurité publique, 2525, boulevard Laurier, 5^e étage, Québec (Québec) G1V 2L2; telephone: 418 643-3500; fax: 418 643-0275.

Any person wishing to comment on the matter is requested to submit written comments within the 45-day period to Jacques P. Dupuis, Minister of Public Security, 2525, boulevard Laurier, 5^e étage, Québec (Québec) G1V 2L2.

JACQUES P. DUPUIS,
Minister of Public Security

Regulation respecting the exclusion of certain premises and certain means of transportation and respecting the exemption of certain persons

An Act to protect persons with regard to activities involving firearms and amending the Act respecting safety in sports
(2007, c. 30, ss. 1 and 3)

DIVISION I HOME CHILDCARE

1. A residence in which home childcare is provided and in which a firearm, within the meaning of the Firearms Act (Statutes of Canada, 1995, chapter 39) and its regulations, is kept is excluded from the application of section 2 of the Act to protect persons with regard to activities involving firearms and amending the Act respecting safety in sports (2007, c. 30) in respect of the person responsible for the childcare, whether the person is recognized or not as a home childcare provider under the Educational Childcare Act (R.S.Q., c. S-4.1.1), and the persons living in the residence, provided that,

(1) in the case of the person recognized as a childcare provider, the person complies with the provisions of the regulation made under that Act; and

(2) in the case of a person who is not recognized under that Act,

(a) the person gives a written notice to the parents to whom the childcare is offered that a firearm is kept in the residence in which the childcare is provided;

(b) the person sends a copy of the notice to the Minister of Public Security, along with a copy of the registration certificate for the firearm. The copy of the notice must be signed by the parents to attest that they have been made aware of it; and

(c) the firearm is stored out of sight and reach of the children.

2. The residence where home childcare is provided is also excluded from the application of section 2 of the Act, in respect of guests who are staying in the residence temporarily, when such accommodation is necessary to allow the guests to get to the premises where the sport activities involving the use of firearms are to be carried on. The exclusion is valid only to the extent that the person responsible for the childcare ensures that the firearms are stored out of sight and reach of the children.

DIVISION II TRAINING ACTIVITIES AND PREMISES

3. Instructors who provide training involving the handling of firearms and students who receive such training are exempt from the application of section 2 of the Act if, for the training, they use certain premises of the institutions designated in section 1 of the Act, insofar as the institutions hold a business licence issued under the Firearms Act.

4. The premises of the institutions referred to in section 3 used for the storage of firearms belonging to the institution or brought to the institution by the instructor or the enrolled students are also excluded from the application of section 2 of the Act.

5. Firearms transported to or from the training premises of an institution referred to in section 3 or transported to the storage location must be unloaded, be rendered inoperable by means of a secure locking device or by the removal of the bolt or bolt-carrier, and be placed in a securely locked opaque container designed in a manner that it cannot readily be broken open or into.

6. The institutions referred to in section 3 must issue a photo identification card to the students attesting to their enrolment in the training program and specifying their student number and the duration of the training program. They must also issue such a card to the instructor who provides the training.

The instructors and the students must carry the card on them and may move about the premises of the institution with firearms only to access and leave the training premises or to access the storage location.

7. Instructors certified by Info Sécure who provide training in the safe handling of firearms on premises reserved for that purpose at institutions designated in section 1 of the Act are exempt from the application of section 2 of the Act for the duration of the training only.

Firearms used during the training must be deactivated and real ammunition may not be used.

8. Info Sécure instructors are also exempt from the application of section 2 of the Act in respect of the use of buses, shuttles, trains, aircraft or ferry boats if those means of public transportation are required to get to the premises where training in the safe handling of firearms is provided, whether the premises are those of a designated institution or not.

Firearms transported to or from the training premises must be placed in a securely locked opaque container designed in a manner that it cannot readily be broken open or into.

DIVISION III STORAGE LOCATIONS AND SHOOTING RANGE

9. The premises of a designated institution that holds a business licence, other than the institutions referred to in section 3, are excluded from the application of section 2 of the Act if they are used solely for the storage of firearms.

Persons authorized to access such locations are exempt from the application of that provision.

10. The premises of the shooting range at École Saint-Dominique-Savio in Chapais are excluded from the application of section 2 of the Act if they are used solely at times when the students who normally attend the school are not present.

Persons who use the shooting range are exempt from the application of that provision.

DIVISION IV HUNTING AND TRAPPING ACTIVITIES

11. Holders of a hunting or trapping licence issued under the Act respecting the conservation and development of wildlife (R.S.Q., c. C-61.1) and its regulations are exempt from the application of section 2 of the Act in respect of the use of buses, shuttles, trains, aircraft and ferry boats.

The exemption applies only to the extent that the licence holders must use those means of public transportation to carry on their hunting or trapping activities and is valid only in respect of non-restricted firearms used for those activities.

12. Firearms transported in that manner must be unloaded, be rendered inoperable by means of a secure locking device or by the removal of the bolt or bolt-carrier, and be placed in a securely locked opaque container designed in a manner that it cannot readily be broken open or into.

Ammunition must be placed in a separate container.

DIVISION V USE OF MEANS OF PUBLIC TRANSPORTATION

13. Holders of a licence authorizing the possession of firearms issued under the Firearms Act are exempt from the application of section 2 of the Act, in respect of the use of an aircraft or a ferry boat if those means of public transportation are required to carry on any activity permitted by law and, without restricting the generality of the foregoing, to participate in a target shooting competition or a gun show, to acquire or transfer a firearm, or to see to the repair or maintenance of a firearm.

14. Firearms transported in that manner must be unloaded, be rendered inoperable by means of a secure locking device or by the removal of the bolt or bolt-carrier, and be placed in a securely locked opaque container designed in a manner that it cannot readily be broken open or into.

Ammunition must be placed in a separate container.

DIVISION VI FINAL

15. This Regulation comes into force on 1 September 2008.

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Draft Regulation

An Act respecting safety in sports
(R.S.Q., c. S-3.1)

Register of use of shooting ranges

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 register of use of shooting ranges, appearing below, may be made by the Government on the expiry of 45 days following this publication.

The draft Regulation lists the information, in addition to the information already listed in the Act, that must be recorded in the register of use kept by target shooting clubs and ranges.

Further information may be obtained by contacting Stéphanie Vachon, Assistant to the Secretary General, Ministère de la Sécurité publique, 2525, boulevard Laurier, 5^e étage, Québec (Québec) G1V 2L2; telephone: 418 643-3500; fax: 418 643-0275.

Any person wishing to comment on the matter is requested to submit written comments within the 45-day period to Jacques P. Dupuis, Minister of Public Security, 2525, boulevard Laurier, 5^e étage, Québec (Québec) G1V 2L2.

JACQUES P. DUPUIS,
Minister of Public Security

Regulation respecting the register of use of shooting ranges

An Act respecting safety in sports
(R.S.Q., c. S-3.1, s. 46.28; 2007, c. 30, s. 14)

1. In addition to the information required by section 46.28 of the Act respecting safety in sports (R.S.Q., c. S-3.1), the register of use of shooting ranges contains

(1) in the case of shooting ranges operated by holders of a shooting club licence, the legibly written names of the members of the shooting club and of the users of the shooting range, their signature, their member number and, as applicable, the serial number of the firearm to be used or the number appearing on the registration certificate issued under the Firearms Act (Statutes of Canada, 1995, c. 39), as well as identification of the shooting range at which target shooting is to be practised;

(2) in the case of holders of a shooting range licence, the legibly written names of the users of the shooting range, their signature, the club of which they are members and their member number and, as applicable, the serial number of the firearm to be used or the number appearing on the registration certificate issued under the Firearms Act.

If a user is the guest of a club member, the name of the member and the name of the club of which he or she is a member must be mentioned in the register.

2. This Regulation comes into force on 1 September 2008.

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