

Gouvernement du Québec

**O.C. 1117-2008, 5 November 2008**

An Act respecting immigration to Québec  
(R.S.Q., c. I-0.2)

**Selection of foreign nationals  
— Amendments**

Regulation to amend the Regulation respecting the selection of foreign nationals

WHEREAS, under section 3.3 of the Act respecting immigration to Québec (R.S.Q., c. I-0.2), the Government may make regulations on the matters set forth therein;

WHEREAS the Government made the Regulation respecting the selection of foreign nationals (R.R.Q., 1981, c. M-23.1, r.2);

WHEREAS it is expedient to amend the Regulation to make changes to the conditions of selection of investor candidates and to abolish the obligation to hold selection interviews with those candidates;

WHEREAS a draft of the Regulation to amend the Regulation respecting the selection of foreign nationals was published in Part 2 of the *Gazette officielle du Québec* of 30 July 2008 with a notice that it could be made by the Government on the expiry of 45 days following that publication;

WHEREAS comments were received within the 45-day period;

WHEREAS it is expedient to make the Regulation with amendments;

IT IS ORDERED, therefore, on the recommendation of the Minister of Immigration and Cultural Communities:

THAT the Regulation to amend the Regulation respecting the selection of foreign nationals, attached to this Order in Council, be made.

GÉRARD BIBEAU,  
*Clerk of the Conseil exécutif*

**Regulation to amend the Regulation respecting the selection of foreign nationals\***

An Act respecting immigration to Québec  
(R.S.Q., c. I-0.2, s. 3.3, 1st par., subpars. a, b and b.4)

**1.** The Regulation respecting the selection of foreign nationals is amended in section 1 by replacing paragraph e.2 by the following:

“(e.2) “investor’s management experience”: the assuming, for at least 2 years in the 5 years preceding the application for a selection certificate, of duties related to the planning, management and control of financial resources and of human or material resources under the investor’s authority; the experience does not include the experience acquired in the context of an apprenticeship, training or specialization process attested to by a diploma;”.

**2.** Section 8 is amended by striking out “Foreign nationals in the investors subclass are to be called for a selection interview, as well as” at the beginning of the second paragraph, by replacing “the foreign national’s” by “whose” and by adding “, is to be called for a selection interview” at the end.

**3.** Section 21 is amended by replacing subparagraph d of the first paragraph by

“(d) “investor”:

i. he has experience in management in a legal farming, commercial or industrial business, or in a legal professional business where the staff, excluding the investor, occupies at least the equivalent of 2 full-time jobs, or for an international agency or a government or one of its departments or agencies;

ii. he has, alone or with his accompanying spouse, including de facto spouse, net assets of at least \$800,000 obtained legally, excluding the amounts received by donation less than 6 months before the date on which the application was filed;

iii. he comes to settle and to invest in Québec in accordance with the provisions of this Regulation;”.

**4.** This Regulation comes into force on 2 February 2009.

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\* The Regulation respecting the selection of foreign nationals (R.R.Q., 1981, c. M-23.1, r.2) was last amended by the regulation made by Order in Council 838-2006 dated 13 September 2006 (2006, *G.O.* 2, 3069). For previous amendments, refer to the *Tableau des modifications et Index sommaire*, Québec Official Publisher, 2008, updated to 1 September 2008.