

**M.O., 2009****Order number AM 2009-04 of the Minister of Transport dated 9 April 2009**

Highway Safety Code  
(R.S.Q., c. C-24.2)

Three-month trial period for photo radar devices and red light camera systems during which offenders are to be issued a warning instead of a statement of offence

THE MINISTER OF TRANSPORT,

CONSIDERING section 103 of the Act to amend the Highway Safety Code and the Regulation respecting demerit points (2007, c. 40) which provides that the Minister of Transport determines a three-month trial period for photo radar devices and red light camera systems;

ORDERS AS FOLLOWS:

The three-month trial period for photo radar devices and red light camera systems begins on 19 May 2009 and ends on 18 August 2009.

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

JULIE BOULET,  
*Minister of Transport*

9212

**M.O., 2009****Order number AM 2009-05 of the Minister of Transport dated 14 April 2009**

Highway Safety Code  
(R.S.Q., c. C-24.2)

CONCERNING access to public highways by right-hand drive vehicles

THE MINISTER OF TRANSPORT,

CONSIDERING the first paragraph of section 633.1 of the Highway Safety Code (R.S.Q., c. C-24.2), under which after consultation with the Société de l'assurance automobile du Québec, the Minister of Transport may, by order, restrict or prohibit, for up to 180 days, the use on public highways of any model or class of vehicle that endangers the safety of persons and property;

CONSIDERING the first paragraph of this section which provides that any interested party may submit comments to the person designated in the order within 90 days after its publication in the *Gazette officielle du Québec*;

CONSIDERING the first paragraph of this section which provides that at the expiry of 180 days, the Minister may, by order, make the restriction or prohibition permanent;

CONSIDERING the first paragraph of this section, according to which a restriction or prohibition under this paragraph comes into force on the date the order is published;

CONSIDERING the fourth paragraph of this section, which provides that the publication requirement set out in section 8 of the Regulations Act (R.S.Q., c. R-18.1) does not apply to an order made under this section;

CONSIDERING THAT a consultation with the Société shows that it is in favour of prohibiting for a period of 180 days, access to public highways to right-hand vehicles because they constitute a danger to the safety of persons or property;

CONSIDERING THAT for the reasons invoked by the Société, it is appropriate to prohibit access to public highways to right-hand drive vehicles for a period of 180 days;

ORDERS AS FOLLOWS:

1. Access to public highways is prohibited to right-hand drive vehicles, except for:

- 1) Vehicles registered in Québec before April 29, 2009;
- 2) Vehicles registered outside of Québec;
- 3) Vehicles manufactured before January 1, 1971;

4) Trucks, snow blowers, and equipment transport vehicles within the meaning of the Regulation respecting road vehicle registration, made by Order in Council 1420-91 of October 16, 1991;

5) Vehicles required to stop frequently along a road in performing work for a public service;

6) Special mobile equipment;

7) Road vehicles belonging to a driving school or to an establishment that holds a permit for teaching the operation of heavy trucks issued under section 10 of An Act respecting private education (R.S.Q., c. E-9.1).

2. Road vehicles registered before April 29, 2009, by means of a temporary registration certificate or a removable registration plate, may not claim the exception specified in paragraph 1 of section 1.

3. Any interested person may forward observations about this Order before July 28, 2009 to Mark Baril, Société de l'assurance automobile du Québec, 333 Jean-Lesage, C-4-21, P.O. Box 19600, Québec City, Québec G1K 8J6, email Mark.Baril@saaq.gouv.qc.ca

4. This Order comes into force on April 29, 2009. It is repealed on October 26, 2009.

JULIE BOULET,  
*The Minister of Transport*

9218

## M.O., 2009

### Order number AM 2009-06 of the Minister of Transport and of the Minister of Public Security dated 9 April 2009

Highway Safety Code  
(R.S.Q., c. C-24.2)

Regulation respecting the conditions and procedures for the use of photo radar devices and red light camera systems

THE MINISTER OF TRANSPORT,  
THE MINISTER OF PUBLIC SECURITY,

CONSIDERING the first paragraph of section 332 of the Highway Safety Code (R.S.Q., c. C-24.2), enacted by section 53 of chapter 40 of the Statutes of 2007, which provides that the speed of a road vehicle may be measured by means of a photo radar device approved by the Minister of Transport and the Minister of Public Security and used in the manner they determine;

CONSIDERING the first paragraph of section 359.3 of the Highway Safety Code, enacted by section 57 of chapter 40 of the Statutes of 2007, which provides that stopping at red lights may be verified by means of a camera system designed for that purpose, approved and used in the manner determined by the Minister of Transport and the Minister of Public Security;

CONSIDERING the first paragraph of section 634.3 of the Highway Safety Code, enacted by section 82 of chapter 40 of the Statutes of 2007, which provides that photo radar devices and red light camera systems may

only be used subject to the conditions and procedures and at the places determined by the Minister of Transport and the Minister of Public Security;

CONSIDERING that, in accordance with sections 10 and 11 of the Regulations Act (R.S.Q., c. R-18.1), a draft of the Regulation respecting the conditions and procedures for the use of photo radar devices and red light camera systems was published in the *Gazette officielle du Québec* of 3 September 2008 with a notice that it could be made by the Minister of Transport and the Minister of Public Security on the expiry of 45 days following that publication;

CONSIDERING the need to make the Regulation with amendments;

ORDER AS FOLLOWS:

The Regulation respecting the conditions and procedures for the use of photo radar devices and red light camera systems, attached to this Order, is hereby made.

JULIE BOULET, JACQUES P. DUPUIS,  
*Minister of Transport* *Minister of Public Security*

## Regulation respecting the conditions and procedures for the use of photo radar devices and red light camera systems

Highway Safety Code  
(R.S.Q., c. C-24.2, s. 332, 1st par., s. 359.3, 1st par., and s. 634.3, 1st par.; 2007, c. 40, ss. 53, 57 and 82)

1. A photo radar device or a red light camera system approved by the Minister of Transport and the Minister of Public Security pursuant to sections 332, 359.3 and 634.3 of the Highway Safety Code (R.S.Q., c. C-24.2) may only be used if

(1) a compliance report has been issued or renewed in its respect by the Institut national d'optique or the Centre de recherche industrielle du Québec in the 365 days preceding the date of use;

(2) it has been inspected by the supplier in the 60 days preceding the date of use;

(3) it has been tested by a peace officer who has received appropriate training

(a) before and after each operation in the case of a mobile photo radar device; or

(b) in the 7 days preceding the date of use in the other cases;