

WHEREAS article 8 of the Regulation respecting a Reciprocal Agreement between the State of Florida and the Government of Québec concerning Driver Licenses and Traffic Offenses provides that the provisions of that Agreement will be effective upon formal notice on a date or dates acceptable to both jurisdictions;

WHEREAS there was no formal notice between the Gouvernement du Québec and the State of Florida;

WHEREAS it is expedient to revoke the Regulation respecting the Vehicle Registration Reciprocal Agreement between the Gouvernement du Québec and the Government of New Brunswick;

WHEREAS it is expedient to revoke the Regulation respecting the Canadian Agreement on Vehicle Registration;

IT IS ORDERED, therefore, on the recommendation of the Minister of Transport:

THAT the Regulation to revoke various regulations respecting reciprocal agreements on vehicle registration or driver's licenses, attached to this Order in Council, be made.

GÉRARD BIBEAU,
Clerk of the Conseil exécutif

Regulation to revoke various regulations respecting reciprocal agreements on vehicle registration or driver's licenses

Highway Safety Code
(R.S.Q., c. C-24.2, s. 631)

1. The Regulation respecting a Reciprocal Agreement between the State of Florida and the Government of Québec concerning Driver Licenses and Traffic Offenses, made by Order in Council 298-96 dated 6 March 1996, is revoked.

2. The Regulation respecting the Vehicle Registration Reciprocal Agreement between the Gouvernement du Québec and the Government of New Brunswick, made by Order in Council 2211-85 dated 31 October 1985, is revoked.

3. The Regulation respecting the Canadian Agreement on Vehicle Registration, made by Order in Council 1644-95 dated 13 December 1995, is revoked.

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

9237

Gouvernement du Québec

O.C. 490-2009, 22 April 2009

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

Commercial vehicle registration — Reciprocal agreements between the Gouvernement du Québec and certain American States — Amendments

Regulation to amend the Regulation respecting reciprocal commercial vehicle registration agreements between the Gouvernement du Québec and certain American States

WHEREAS, under section 6 of the Highway Safety Code (R.S.Q., c. C-24.2), every road vehicle must be registered except a vehicle exempt from registration under the Code;

WHEREAS the existence of similar legislation in other provinces or territories of Canada or in other American States has the effect of multiplying the registration fees related to the use of vehicles for international or interprovincial transport;

WHEREAS it is expedient to allow for greater flexibility in the operation of fleets of vehicles by not requiring that carriers obtain registration from each jurisdiction in which they travel;

WHEREAS section 629 of the Highway Safety Code (R.S.Q., c. C-24.2) provides that the Minister of Transport or the Société de l'assurance automobile du Québec may, according to law, enter into an agreement with any government, department, or body respecting any matter referred to in the Code;

WHEREAS, on 28 May 1999, the Société de l'assurance automobile du Québec filed an application with International Registration Plan Inc. for membership in the International Registration Plan, which was granted on 29 September 1999;

WHEREAS the International Registration Plan is exempted from the application of the Act respecting the Ministère du Conseil exécutif (R.S.Q., c. M-30) and the Act respecting the Ministère des Relations internationales (R.S.Q., c. M-25.1.1) under Order in Council 951-2000 dated 26 July 2000;

WHEREAS the International Registration Plan is an agreement among Canadian provinces and territories, including Québec, and American States for the registration of vehicles travelling in at least one jurisdiction, province or state in addition to their base jurisdiction;

WHEREAS, under that agreement, the holder of the registration is not required to make full payment of the fees for each jurisdiction in which the holder's vehicles travel since that requirement is replaced by an apportioned registration system based on the number of kilometres travelled in the territory of the various jurisdictions;

WHEREAS the agreement replaces any reciprocal agreement or any form of agreement entered into between the member jurisdictions on a matter or several matters referred to in the agreement;

WHEREAS it is expedient to amend the Regulation respecting reciprocal commercial vehicle registration agreements between the Gouvernement du Québec and certain American States to give effect to the agreement;

WHEREAS section 631 of the Highway Safety Code provides that the Government may, by regulation, adopt the necessary measures to give effect to an agreement under section 629 of the Code and the publication requirement set out in section 8 of the Regulations Act (R.S.Q., c. R-18.1) does not apply to a regulation under that section;

IT IS ORDERED, therefore, on the recommendation of the Minister of Transport:

THAT the Regulation to amend the Regulation respecting reciprocal commercial vehicle registration agreements between the Gouvernement du Québec and certain American States, attached to this Order in Council, be made.

GÉRARD BIBEAU,
Clerk of the Conseil exécutif

Regulation to amend the Regulation respecting reciprocal commercial vehicle registration agreements between the Gouvernement du Québec and certain American States*

Highway Safety Code
(R.S.Q., c. C-24.2, s. 631)

1. The Regulation respecting reciprocal commercial vehicle registration agreements between the Gouvernement du Québec and certain American States is amended by replacing its title by the following:

“Regulation respecting reciprocal commercial vehicle registration agreements between the Gouvernement du Québec and the Canadian provinces and territories, and certain American States”.

2. Section 1 is replaced by the following:

“**1.** Registered road vehicles, having a registration plate issued by an American state, a Canadian province or territory and referred to in the reciprocal registration agreements between the Gouvernement du Québec and the Canadian provinces and territories and certain American States, attached to this Regulation, are exempt from registration, except insofar as provided by the International Registration Plan.”.

* The Regulation respecting reciprocal commercial vehicle registration agreements between the Gouvernement du Québec and certain American States, made by Order in Council 2232-84 dated 3 October 1984 (1984, *G.O.* 2, 3608 and 1985, *G.O.* 2, 2090), was last amended by Order in Council 1722-97 dated 17 December 1997 (1997, *G.O.* 2, 6475). For previous amendments, refer to the *Tableau des modifications et Index sommaire*, Québec Official Publisher, 2008, updated to 1 September 2008.

3. The following is added after Schedule 41:

“SCHEDULE 42

CANADIAN AGREEMENT ON VEHICLE REGISTRATION¹

Updated September 2008²

**PART I
RECIPROCITY**

Pursuant to and in conformity with the laws of their respective jurisdictions, the member jurisdictions, acting by and through their lawfully authorized officials to execute this agreement, do mutually agree as follows:

Definitions

1. The following words and phrases, when used in this agreement, shall have the meaning ascribed to them in this section:

(a) Category “B” Vehicle means:

i. a power unit or power unit trailer combination having a registered weight of less than 11,794 kg, used or maintained for the transportation of property;

ii. a charter bus;

iii. a farm or fishing industry vehicle;

iv. any vehicle that is travelling unladen;

v. a private bus;

vi. a recreational motor vehicle;

vii. a power unit that is registered as a government vehicle;

viii. a trailer, semi-trailer, converter dolly, container chassis or their equivalent;

but does not include:

ix. any power unit, other than one described in clauses 1(a)(ii) to (vii), that has 3 or more axles; or

x. any vehicle prorated under the International Registration Plan.

(b) CCMTA means the Canadian Council of Motor Transport Administrators.

(c) Charter bus means a power unit engaged in the movement of a chartered party.

(d) Chartered party means a group of persons who, pursuant to a common purpose and under a single contract, and at a fixed charge for the vehicle in accordance with the carrier’s tariff, have acquired the exclusive use of a passenger carrying power unit to travel together as a group to a specified destination or for a particular itinerary, either agreed upon in advance or modified by the chartered group after having left the place of origin.

(e) Farm or fishing industry vehicle means a vehicle that is registered in a member jurisdiction and is engaged in the transportation of the registrant’s own goods that are related to the operation of the registrant’s farm or fishing business.

(f) Government vehicle means a vehicle registered to the federal government or to a provincial, municipal or regional government.

(g) Gross vehicle weight means the weight of a vehicle or a combination of vehicles, including accessories, equipment and load.

(h) Host jurisdiction means a member jurisdiction:

i. other than the jurisdiction where the vehicle is plated; and

ii. that considers the registered owner of the vehicle to be a non-resident.

(i) Interjurisdictional movement means vehicle movement between or through two or more jurisdictions.

(j) Intra-jurisdictional movement means vehicle movement from one point within a jurisdiction to another point within the same jurisdiction.

(k) Jurisdiction means a jurisdiction or territory of Canada.

(l) Member jurisdiction means a jurisdiction that is a party to this agreement.

¹ The 1980 CAVR Agreement has been amended a number of times over the years. The December 2000 major amendment retains only those issues respecting reciprocity; all prorate provisions have been deleted.

² The September 2008 update relates to changes in BC exceptions.

(m) Power unit means a self-propelled motor vehicle having permanently attached thereto a truck, bus or delivery body and includes a truck tractor used for hauling purposes on a highway.

(n) Private bus means a motor vehicle used to transport persons, when such transportation is not undertaken for compensation or gain.

(o) Reciprocity means the condition in which a vehicle that is properly registered in a member jurisdiction is exempt from registration in other member jurisdictions.

(p) Recreational motor vehicle means a motor vehicle designed or redesigned to be used as a recreational vehicle.

(q) Registration means licensing a vehicle for use on a highway.

(r) Tare weight means the weight of a vehicle, including its permanently mounted equipment.

(s) Semi-trailer means a vehicle without motive power designed for carrying property and for being drawn by a motor vehicle and so constructed that some part of its weight and that of its load rests upon or is carried by the towing vehicle.

(t) Trailer means a vehicle without motive power designed for carrying property and for being drawn by a motor vehicle and so constructed that no part of its weight rests upon the towing vehicle.

(u) Vehicle means a power unit or trailer.

Reciprocity

2. Full and free registration reciprocity is granted to all category “B” vehicles for interprovincial operations in a host jurisdiction.

3. The licence plate and registration certificate issued by the plate jurisdiction to category “B” vehicles shall serve as evidence of proper registration and shall be recognized as such by a host jurisdiction.

4. Where the applicant wishes to conduct a temporary intraprovincial operation with a category “B” motor vehicle in a host jurisdiction:

(a) the applicant shall, if required, make application to the host jurisdiction and the host jurisdiction may levy an additional registration fee for that power unit; and

(b) notwithstanding item 3, the host jurisdiction may issue a licence plate, registration or cab card, identification decal and/or sticker, which shall be displayed as required.

5. Notwithstanding item 4 of this agreement, reciprocity is granted for intraprovincial operations in a host jurisdiction to trailers, semi-trailers with or without converter dollies, a converter dolly, container chassis or equivalent, private buses, recreational motor vehicles, and power units that are registered as government vehicles.

6. A vehicle covered by this agreement shall enjoy all other privileges and be subject to all other responsibilities under all applicable statutes and regulations of the member jurisdiction in which it travels.

7. No vehicle or combination of vehicles shall be operated or moved in a member jurisdiction when:

(a) the gross weight of the vehicle or combination of vehicles is in excess of the weight for which the vehicle or combination of vehicles is registered; or

(b) the number of axles of the vehicle or combination of vehicles is in excess of the number of axles for which the vehicle or combination of vehicles is registered.

8. This agreement shall supersede any agreement between member jurisdictions covering in whole or in part matters covered by this agreement.

Exemptions

9. Exceptions to the provisions of this agreement, which may be required as a condition of entry by a jurisdiction and which have been approved by all member jurisdictions, will form part of this agreement by appendix listing.

10. There shall be no exceptions taken to the reciprocity as set out in item 6.

Administration

11. The member jurisdictions of this agreement shall be represented by one member on a standing committee of the CCMTA.

12. Recommendations and decisions regarding interpretations of any question at issue shall be reached by a majority vote of at least two-thirds of the CCMTA committee.

13. Provisions of this agreement amended by less than a unanimous vote shall be retained as exceptions hereto and will continue to apply on behalf of dissenting member jurisdictions.

14. Notwithstanding the foregoing, amendments to this agreement shall not come into force until the CCMTA committee formally confirms that affected member jurisdictions have established, and are able to carry out, administrative procedures necessary to give effect to such amendments.

15. The CCMTA committee shall be the official repository of this agreement and shall be responsible for the required duties attendant to the administration of this agreement.

16. Any member jurisdiction may withdraw from this agreement upon 30 (thirty) days written notice to the committee and to each other member jurisdiction.

17. The withdrawal of a member jurisdiction may not be made retroactively.

APPENDIX I

(1) Saskatchewan

For the purposes of item 1(a)(i), only a motor vehicle or combination of vehicles that has a registered or actual gross vehicle weight of 5,500 kg or less is considered a category "B" vehicle.

(2) British Columbia

1. For the purpose of temporary intra-provincial operation as provided for in item 4, in BC the time period for temporary operation of category "B" vehicles as described in item 1(a)(i) is limited to 90 days in a calendar year with these 90 days including any operation of the vehicle in the Province of British Columbia.

2. For the purpose of item 5, British Columbia grants intra-provincial reciprocity to recreational vehicles used exclusively for touring purposes, with reciprocity being provided for a maximum period of up to 6 months from the date of last entry into British Columbia.

3. Despite item 1(a)(iv), a vehicle traveling unladen is not considered to be a category "B" vehicle if used in the Province of British Columbia.

4. Despite items 4 and 5, British Columbia does not grant intra-provincial reciprocity to charter buses or private buses if used in the Province of British Columbia.

PART II PRO-RATE ADMINISTRATION

Pursuant to and in conformity with the laws of their respective jurisdictions, the member jurisdictions, acting by and through their lawfully authorized officials to execute this agreement, do mutually agree as follows:

Definitions

1. The following words and phrases, when used in this agreement, shall have the meaning ascribed to them in this section:

— Temporary Breakdown Permit means a clearance issued by a jurisdiction as a short term registration for a vehicle that is out of service and issued in accordance with Part II of this agreement.

Temporary Breakdown Permit

2. The Temporary Breakdown Permit issued by a jurisdiction in accordance with this agreement grants reciprocity for a replacement vehicle for both intra-provincial and inter-provincial operations for those jurisdictions in which the original IRP vehicle registration and cab card authorized the vehicle to operate.

3. The issuance of a Temporary Breakdown Permit temporarily transfers a vehicle's operating authority from a disabled vehicle to a replacement vehicle. The issuance of the Temporary Breakdown Permit must adhere to the following requirements:

(a) The disabled vehicle must be physically disabled or in for service work and registered in accordance with the International Registration Plan (IRP).

(b) The replacement vehicle must have a valid registration and cab card. The replacement vehicle is not required to be registered in IRP or registered in the same name as the disabled vehicle. The plates and registration from the disabled vehicle must be carried in the replacement vehicle along with the Breakdown Permit authorizing the use of the replacement vehicle.

(c) The Temporary Breakdown Permit must be issued on individual jurisdictional letterhead. It is non-renewable and cannot exceed 30 days.

(d) An administration fee may be payable to the issuing jurisdiction and is non-refundable. The fee is not to exceed the amount for a replacement vehicle transaction.

(e) Appendix 1 of this agreement shows an example of a Temporary Breakdown Permit.

Carrier Refunds/Credit Policy

4. When a carrier completes an IRP application which results in a refund, the base jurisdiction will notify the member jurisdictions in accordance with sections 445, 1215, 435 and 615 of the IRP. Within 30 days of receiving notification, the member jurisdictions shall refund the carrier in accordance with their applicable legislation governing refunds and/or credits.

APPENDIX 1

**JURISDICTION LETTERHEAD
BREAKDOWN PERMIT**

Effective Date

Name
Address
Address

RE: ACCOUNT NUMBER *****

THIS IS A TEMPORARY BREAKDOWN
CLEARANCE FOR THE FOLLOWING VEHICLE:

UNIT #	YEAR	20**	MAKE	SERIAL #	PLATE
AB	Kgs	CT	Lbs MI	Lbs OR	Lbs
BC	Kgs	DC	Lbs MN	Lbs PA	Lbs
MB	Kgs	DE	Lbs MO	Lbs RI	Lbs
NB	Kgs	FL	Lbs MS	Lbs SC	Lbs
NL	Kgs	GA	Lbs MT	Lbs SD	Lbs
NS	Kgs	IA	Lbs NC	Lbs TN	Lbs
ON	Kgs	ID	Lbs ND	Lbs TX	Lbs
PE	Kgs	IL	Lbs NE	Lbs UT	Lbs
QC	Ax	IN	Lbs NH	Lbs VA	Lbs
SK	Kgs	KS	Lbs NJ	Lbs VT	Lbs
AL	Lbs	KY	Lbs NM	Lbs WA	Lbs
AR	Lbs	LA	Lbs NV	Lbs WI	Lbs
AZ	Lbs	MA	Lbs NY	Lbs WV	Lbs
CA	Lbs	MD	Lbs OH	Lbs WY	Lbs
CO	Lbs	ME	Lbs OK	Lbs ***	

**WHICH IS THE REPLACEMENT FOR
DISABLED VEHICLE:**

UNIT #	YEAR	20**	MAKE	SERIAL #	PLATE
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The operation of the vehicle described within is authorized under the Canadian Agreement of Vehicle Registration. This breakdown clearance allows for the transfer of the prorated plates from a disabled vehicle to a replacement vehicle. The original copy of this document, accompanied by the original registration/cab card issued to the disabled vehicle must be in the possession of the driver to be valid. The original vehicle registration and plates assigned to the replacement vehicle must also be in the possession of the driver to be valid.

This Authority will expire _____.

SCHEDULE 43

**RECIPROCAL AGREEMENT RESPECTING
VEHICLE REGISTRATION**

QUÉBEC

AND

NEW BRUNSWICK

Wishing to prevent inconveniences for their respective residents as a result of duplication in the registration of road vehicles operating in the territory under the jurisdiction of either party:

DO HEREBY AGREE THAT:

(1) Any road vehicle, or combination of road vehicles legally registered and displaying a license plate, registration certificate or transit marker of one of the parties may operate in the territory of the other party without the road vehicle, or combination of road vehicles, having to be registered or registration fees being paid to the other party:

— when the road vehicle, or combination of road vehicles has been sold by a dealer or a manufacturer and is being delivered to a point on the territory of the other party;

— when the road vehicle, or combination of road vehicles, is being used to demonstrate its operating condition or its performance in a point located on the territory of the other party;

— when the road vehicle, or combination of road vehicles, is being driven to a point located on the territory of the other party in order to be repaired, altered, checked, inspected, exchanged or sold, or when returning there after, as the case may be;

— when the road vehicle, or combination of road vehicles, is being used to transport equipment or parts related to the forestry industry or related to the sand, gravel, earth or stone industry to a point located on the territory of the other party for repair, alteration, checking, inspection, exchange or sale or when returning thereafter, or is being used to transport or used when on his way to transport from a point located on the territory of the other party, this equipment or these parts repaired altered, checked, inspected, exchanged or acquired on the territory of the other party. The equipment or parts must be the property of the owner of the road vehicle or of the combination of road vehicles.

This registration exemption is granted only if the road vehicle, or combination of road vehicles, carries no load, except when it is used for the transportation of equipment or parts as provided for in this agreement.

(2) Any road vehicle, or combination of road vehicles, acquired in a point located on the territory of one of the parties may, in order to proceed to another point located on the territory of that same party, travel on the territory of the other party during the two days after taking possession of the road vehicle, or combination of road vehicles, without the road vehicle, or combination of road vehicles having to be registered or registration fees having to be paid to the other party.

(3) Any road vehicle, or combination of road vehicles, acquired in a point located on the territory of one of the parties may operate on the territory of that party during the two days after taking possession of the road vehicle, or combination of road vehicles, without the road vehicle or combination of road vehicles having to be registered or registration fees having to be paid to that party, provided the road vehicle, or combination of road vehicles, is proceeding on its way to the territory of the other party where it will be regularly operated.

(4) Any road vehicle, or combination of road vehicles, legally registered and displaying a license plate of one of the parties, may operate in the territory of the other party without having to be registered or registration fees having to be paid to the other party:

— when it is being used to transport round wood, chips, sawdust or hog fuel in the territory of the other party designated in Schedule A hereto, or when returning thereafter; and

— when it is being used to transport sand, gravel, earth or stone in the territory of the other party designated in Schedule B hereto, or when returning thereafter.

(5) Road vehicles, or combinations of road vehicles, registered on the territory of one party shall also be exempt on the territory of the other party from any other charge not levied on road vehicles or combinations of road vehicles registered in the territory of the other party.

(6) Road vehicles, or combinations of road vehicles, shall be operated according to the laws and regulations in force on the territory of the parties to this agreement.

(7) This agreement shall not affect the requirements of the parties regarding:

(a) the payment of fuel, sales and other taxes, or insurance premiums;

(b) the financial responsibility of the beneficiary or his insurance coverage;

(c) the obtaining of a permit from the Commission des transports du Québec or the Motor Carrier Board of New Brunswick to operate a road vehicle, or combination of road vehicles, and the payment of any related fees, where required by one of the parties to this agreement.

(8) This agreement replaces the agreement entered into by the parties and signed by the New Brunswick Minister of Transportation on 23 September 1983 and by the Quebec Minister of Transport and by the Quebec Minister of Intergovernmental Affairs on 4 November 1983.

(9) This agreement shall come into force on the date agreed upon by the parties, in conformity with their internal administrative requirements, and shall be terminated upon thirty (30) days' written notice by one party to the other.

Signed at Fredericton

this 27th day of August, 1985

Signed at

this day of 19

in duplicate, in the English and French languages, each text being equally authentic.

New Brunswick

W.G. BISHOP,
Minister of Transportation

Québec

GUY TARDIF,
Ministre des Transports

PIERRE-MARC JOHNSON,
*Ministre délégué aux Affaires
intergouvernementales canadiennes*

SCHEDULE A

(s. 43, par. 4)

RECIPROCAL AGREEMENT RESPECTING
REGISTRATION BETWEEN QUÉBEC AND
NEW BRUNSWICK

QUÉBEC

The following counties the boundaries of which are as defined in the List of electoral divisions with their names and boundaries (R.R.Q., 1981, c. R-24.1, r.1):

(1) Kamouraska-Témiscouata, Rivière-du-Loup, Rimouski, Matapédia, Bonaventure and Matane.

(2) The territory of the Montmagny-L'Islet County east of Route 285, including the said Route 285.

(3) The municipalities of Newport, Pabos-Mills, St-François-de-Pabos and Chandler located in the Gaspé County.

NEW BRUNSWICK

The following counties the boundaries of which are as defined in the Territorial Division Act (R.S.N.B., 1973, c. T-3):

(1) Madawaska, Victoria, Restigouche, Gloucester and Northumberland.

SCHEDULE B

(s. 43, par. 4)

RECIPROCAL AGREEMENT RESPECTING
REGISTRATION BETWEEN QUÉBEC AND
NEW BRUNSWICK

QUÉBEC

The County of Bonaventure, the boundaries of which are as defined in the List of electoral divisions with their names and boundaries (R.R.Q., 1981, c. R-24.1, r.1).

NEW BRUNSWICK

The County of Restigouche, the boundaries of which are as defined in the Territorial Division Act (R.S.N.B., 1973, c. T-3).”.

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

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Gouvernement du Québec

O.C. 491-2009, 22 April 2009

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

Road vehicle registration — Amendments

International Registration Plan and Regulation to amend the Regulation respecting road vehicle registration

WHEREAS the International Registration Plan is an agreement among Canadian provinces, including Québec, and American States for the registration of vehicles travelling in at least one jurisdiction, province or state in addition to their base jurisdiction;

WHEREAS, under that agreement, the holder of the registration is not required to make full payment of the fees for each jurisdiction in which the holder's vehicles travel since that requirement is replaced by an apportioned registration system based on the number of kilometres travelled in the territory of the various jurisdictions;