

A waiver or revocation of the waiver by the spouse of spousal benefits granted under the plan and the basic Order in Council or a cancellation of such a waiver is also valid in respect of spousal benefits granted under this Order in Council.

Where the employee elects to transfer the actuarial value of his or her pension pursuant to section 16 of the basic Order in Council, the waiver by the spouse of the spousal benefits granted under this Order in Council is cancelled.”.

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Gouvernement du Québec

**O.C. 536-2009, 6 May 2009**

Forest Act  
(R.S.Q., c. F-4.1)

**Forestry fund**  
— **Contributions**  
— **Amendments**

Regulation to amend the Regulation respecting contributions to the forestry fund

WHEREAS, under the first paragraph of section 73.4 of the Forest Act (R.S.Q., c. F-4.1), every holder of a timber supply and forest management agreement must, at such intervals as are determined by regulation of the Government, pay to the Minister of Natural Resources and Wildlife a contribution for the financing of activities related to forest management;

WHEREAS, under the second paragraph of that section, the contribution, paid into the forestry fund under section 73.5 of the Forest Act, is to be established by the Minister on the basis of a rate per cubic metre of timber, fixed by regulation of the Government, that is applicable to the volume of timber allotted to the agreement holder in the agreement and is determined on the date or dates fixed by the regulation;

WHEREAS, under section 95.2.1 of the Forest Act, sections 73.4 and 73.5 of the Act apply to the holder of a wood processing plant operating permit who has entered into an auxiliary timber supply guarantee agreement as if the permit holder were the holder of a timber supply and forest management agreement;

WHEREAS, under the second paragraph of section 92.0.2 of the Forest Act, a holder of a wood processing plant operating permit who acquires timber from an agree-

ment holder authorized to send it to the permit holder must pay a contribution to the Minister for the financing of activities related to forest management;

WHEREAS, under the third paragraph of that section, the contribution paid into the forestry fund is to be established by the Minister on the basis of a rate per cubic metre of timber, set by regulation of the Government, applicable to the volume of timber acquired by the holder of a wood processing plant operating permit from the agreement holder;

WHEREAS, under subparagraph 3 of the first paragraph of section 92.0.3 of the Forest Act, the Minister may, if considered expedient by the Minister, accredit the holder of a wood processing plant operating permit to enable the permit holder to obtain a management permit in a management unit to supply the holder's plant where a volume of timber is made available following a person's waiver of the right provided for in a reservation agreement entered into pursuant to section 170.1 or by reason of the failure by that person to exercise that right in a previous year;

WHEREAS, under the second paragraph of section 92.0.11 of the Forest Act, in such a case, the holder of a wood processing plant operating permit must also pay a contribution to the Minister for the financing of activities related to forest management;

WHEREAS, under the third paragraph of that section, the contribution paid into the forestry fund is to be established by the Minister on the basis of a rate per cubic metre of timber, set by regulation of the Government, applicable to the volume of round timber indicated in the accreditation;

WHEREAS, under subparagraphs 18.2 and 18.2.1 of the first paragraph of section 172 of the Forest Act, the Government may, by regulation, set the rate referred to in the second paragraph of section 73.4 and in the third paragraph of sections 92.0.2 and 92.0.11 and determine the date and other terms of payment of the contribution referred to in those sections;

WHEREAS the Government made the Regulation respecting contributions to the forestry fund by Order in Council 328-2002 dated 20 March 2002;

WHEREAS the Regulation to amend the Regulation respecting contributions to the forestry fund, made by Order in Council 1188-2006 dated 18 December 2006, sets new rates to implement the measure consisting in resuming charge of forest seedling production to enhance the Silvicultural Investment Strategy to support the forest industry;

WHEREAS it is expedient to again amend the Regulation in order to extend until 31 March 2010 the period during which the rates referred to in sections 2 and 3.3 of the Regulation will be effective;

WHEREAS, under section 12 of the Regulations Act (R.S.Q., c. R-18.1), a proposed regulation may be made without having been published as provided in section 8 of that Act, if the authority making it is of the opinion that the urgency of the situation requires it;

WHEREAS, under section 18 of that Act, a regulation may come into force on the date of its publication in the *Gazette officielle du Québec* where the authority that has made it is of the opinion that the urgency of the situation requires it;

WHEREAS, under sections 13 and 18 of that Act, the reason justifying the absence of prior publication and such coming into force must be published with the regulation;

WHEREAS the Government is of the opinion that the urgency due to the following circumstances justifies the absence of prior publication and such coming into force:

— the importance for the Ministère des Ressources naturelles et de la Faune to resume charge of forest seedling production costs to ensure fulfilment of the Silvicultural Investment Strategy and consequently protect silvicultural investments and other forest infrastructures;

— the need to extend the period during which the rates referred to in sections 2 and 3.3 of the Regulation respecting contributions to the forestry fund will be effective to quickly implement the assistance measure in connection with the responsibilities of the Minister of Natural Resources and Wildlife announced in the 2009-2010 Budget Speech;

IT IS ORDERED, therefore, on the recommendation of the Minister of Natural Resources and Wildlife:

THAT the Regulation to amend the Regulation respecting contributions to the forestry fund, attached to this Order in Council, be made.

GÉRARD BIBEAU,  
*Clerk of the Conseil exécutif*

## **Regulation to amend the Regulation respecting contributions to the forestry fund\***

Forest Act  
(R.S.Q., c. F-4.1, ss. 73.4, 92.0.2, 92.0.11, 95.2.1 and 172, 1st par., subpars. 18.2 and 18.2.1)

**1.** The Regulation respecting contributions to the forestry fund is amended in section 2 by replacing “31 March 2009” in the second paragraph by “31 March 2010”.

**2.** Section 3.3. is amended by replacing “31 March 2009” in the second paragraph by “31 March 2010”.

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

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## **M.O., 2009**

### **Order of the Minister of Education, Recreation and Sports dated 6 May 2009 respecting the Regulation to amend the Regulation respecting teaching licences**

Education Act  
(R.S.Q., c. I-13.3)

THE MINISTER OF EDUCATION, RECREATION AND SPORTS,

CONSIDERING section 456 of the Education Act (R.S.Q., c. I-13.3) which allows the Minister of Education, Recreation and Sports to establish, by regulation, a classification of teaching licences, the nature and term of such licences, and the requirements and procedure applicable to their issuance or renewal, as the case may be, including the documents and information to be furnished;

CONSIDERING the publication of a draft of the Regulation to amend the Regulation respecting teaching licences in Part 2 of the *Gazette officielle du Québec* of 23 July 2008, in accordance with sections 10 and 11 of the Regulations Act (R.S.Q., c. R-18.1), with a notice that it could be made on the expiry of 45 days following that publication;

\* The Regulation respecting contributions to the forestry fund, made by Order in Council 328-2002 dated 20 March 2002 (2002, *G.O.* 2, 1673), was last amended by the regulation made by Order in Council 1188-2006 dated 18 December 2006 (2006, *G.O.* 2, 4083A). For previous amendments, refer to the *Tableau des modifications et Index sommaire*, Québec Official Publisher, 2009, updated to 1 March 2009.