

Regulations and other Acts

Gouvernement du Québec

O.C. 516-2011, 25 May 2011

An Act respecting the Régie du logement
(R.S.Q., c. R-8.1)

Régie du logement
— **Tariff of costs exigible**
— **Amendment**

Regulation to amend the Tariff of costs exigible by the Régie du logement

WHEREAS, under subparagraph 4 of the first paragraph of section 108 of the Act respecting the Régie du logement (R.S.Q., c. R-8.1), the Government may make regulations prescribing, where such is the case, the duties or costs exigible for any act performed by the board or by a party in the case of an application or a proceeding, and the duties or costs relating to the administration of the Act, establishing the standards, conditions and modalities applicable to the receipt, keeping and reimbursement of such duties or costs, exempting certain categories of persons from the payment of such duties or costs, and determining, where necessary, the maximum amount that a party may be bound to pay under section 79.1 for the whole or one or other of such acts;

WHEREAS, under section 79.1 of the Act, the commissioner may, at the time of the decision, adjudge the costs prescribed by regulation;

WHEREAS, by Order in Council 519-97 dated 23 of April 1997, the Government made the Tariff of costs exigible by the Régie du logement;

WHEREAS, under sections 10 and 11 of the Regulations Act (R.S.Q., c. R-18.1), a draft of the Regulation to amend the Tariff of costs exigible by the Régie du logement was published in Part 2 of the *Gazette officielle du Québec* of 2 February 2011 with a notice that it could be made by the Government on the expiry of 45 days following that publication;

WHEREAS it is expedient to make the Regulation with amendment;

IT IS ORDERED, therefore, on the recommendation of the Minister of Municipal Affaires, Regions and Land Occupancy:

THAT the Regulation to amend the Tariff of costs exigible by the Régie du logement, attached to this Order in Council, be made.

GÉRARD BIBEAU,
Clerk of the Conseil exécutif

Regulation to amend the Tariff of costs exigible by the Régie du logement*

An Act respecting the Régie du logement
(R.S.Q., c. R-8.1, s. 108, 1st par., subpar. 4)

1. The Tariff of costs exigible by the Régie du logement is amended by replacing section 7 by the following:

“7. Pursuant to section 79.1 of the Act respecting the Régie du logement (R.S.Q., c. R-8.1), the costs incurred by the applicant for the service of a proceeding on each party may be adjudged up to

(1) the rate set by the Special Services and Fees Regulations (C.R.C., c. 1296), for service by registered mail;

(2) the fees provided for in the Tariff of fees and transportation expenses of bailiffs (c. H-4.1, r. 14), excluding transportation expenses, for service by a bailiff;

(3) an amount of \$7, for any other mode of service.

In addition to the costs provided for in the first paragraph, where a new service proves to be necessary, the costs incurred may be adjudged up to the fees provided for in the Tariff of fees and transportation expenses of bailiffs, including transportation expenses.

In addition to the costs provided for in the first paragraph, where a special mode of service is authorized by the Board, the costs incurred may be adjudged up to an amount of \$100.”

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

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* The Tariff of costs exigible by the Régie du logement (O.C. 519-97, 1997, G.O. 2, 1813) has not been amended since it was made.