

DIVISION V OFFENCES

9. An urban bus driver who contravenes any of the provisions of section 4, 6 or 7 commits an offence and is liable to a fine of \$180 to \$360.

10. The driver of a road vehicle who contravenes the first paragraph of section 8 commits an offence and is liable to a fine of \$100 to \$200.

11. An urban bus driver who contravenes the third paragraph of section 8 commits an offence and is liable to a fine of \$30 to \$60.

DIVISION VI MISCELLANEOUS AND FINAL

12. This Order prevails over any inconsistent provision of the Highway Safety Code.

13. This Order takes effect on the fifteenth day following the date of its publication in the *Gazette officielle du Québec*. It is revoked on the third anniversary of that date.

PIERRE MOREAU,
Minister of Transport

1947

M.O., 2012

Order number 2012-03 of the Minister of Transport dated 9 March 2012

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

The use of right-hand drive road vehicles on public highways

THE MINISTER OF TRANSPORT,

CONSIDERING the first paragraph of section 633.1 of the Highway Safety Code (R.S.Q., c. C-24.2), which provides that 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 that 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 that 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 that section, which provides that a restriction or prohibition under that paragraph comes into force on the date the order is published in the *Gazette officielle du Québec*;

CONSIDERING the fourth paragraph of that 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 that section;

CONSIDERING the publication in Part 2 of the *Gazette officielle du Québec*, on 26 October 2009, of Order number 2009-15 dated 22 October 2009, which prohibits the use of right-hand drive road vehicles on public highways for a period of 180 days, subject to the exceptions provided for therein;

CONSIDERING the publication in Part 2 of the *Gazette officielle du Québec*, on 24 April 2010, of Order number 2010-07 dated 24 April 2010, enacting the Ministerial Order concerning the use of right-hand drive road vehicles on public highways (c. C-24.2, r. 1), which prohibits, permanently, the use of right-hand drive road vehicles on public highways, subject to certain exceptions in response to special situations;

CONSIDERING that the Government supports the development of a world-class electric vehicle industry and wants to see to it that the electrification of vehicles is carried out with the maximum Québec expertise and products;

CONSIDERING that it is expedient to add, for 180 days, another exception to the prohibition in the case of electric vehicles used for testing or promoting Québec technology designed for those vehicles;

CONSIDERING that the Société de l'assurance automobile du Québec was consulted on this draft Order by the Minister of Transport;

ORDERS AS FOLLOWS:

1. The Ministerial Order concerning the use of right-hand drive road vehicles on public highways (c. C-24.2, r. 1) is amended in section 1 by adding the following after paragraph 6:

“(7) vehicles propelled solely or partially by an electric motor if the following requirements are met:

(a) the vehicle is used solely for purposes of exhibition, demonstration, evaluation or testing and a declaration in that respect was made in accordance with paragraph *a* of subsection 1 of section 7 of the Motor Vehicle Safety Act (S.C. 1993, c. 16);

(b) the driver of the vehicle has a copy of the declaration with him or her and is responsible for showing it on request of a peace officer;

(c) the vehicle is owned by an undertaking that develops technology or electric components or software designed for the platform of the vehicle and relating to the powertrain;

(d) testing on a public highway is necessary for technology or component validation;

(e) the model of the vehicle does not exist with left-hand drive;

(f) the Société gave its approval under section 214 of the Highway Safety Code (R.S.Q., c. C-24.2), as the case may be.”.

2. Any person may submit comments on this Order before June 19, 2012 to Mark Baril, Société de l'assurance automobile du Québec, 333, boulevard Jean-Lesage, C-4-21, C.P. 19600, Québec (Québec) G1K 8J6; email: Mark.Baril@saaq.gouv.qc.ca.

3. This Order comes into force on the date of its publication in the *Gazette officielle du Québec*. It is revoked on September 16, 2012.

PIERRE MOREAU,
Minister of Transport