

Gouvernement du Québec

O.C. 1074-2012, 14 November 2012

Forest Act
(chapter F-4.1)

Forest royalties
— **Amendment**

Regulation to amend the Regulation respecting forest royalties

WHEREAS, under subparagraph 1 of the first paragraph of section 172 of the Forest Act (c. F-4.1), the Government may, by regulation, determine, for each species, group of species and quality of timber or, where applicable, for each area of land, the unit rate or the rules of calculation of the unit rate at which the Minister is to determine, for any class of forest management permit, the dues payable by the permit holder;

WHEREAS the Government made the Regulation respecting forest royalties (c. F-4.1, r. 12);

WHEREAS, in accordance with sections 10 and 11 of the Regulations Act (c. R-18.1), a draft of the Regulation to amend the Regulation respecting forest royalties was published in Part 2 of the *Gazette officielle du Québec* of 14 December 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 amendments;

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

THAT the Regulation to amend the Regulation respecting forest royalties, attached to this Order in Council, be made.

JEAN ST-GELAIS,
Clerk of the Conseil exécutif

Regulation to amend the Regulation respecting forest royalties

Forest Act
(chapter F-4.1, s. 172, 1st par., subpar. 1)

1. The Regulation respecting forest royalties (c. F-4.1, r. 12) is amended by replacing “in the first and second paragraphs of section 4” in the third paragraph of section 1 by “in the first, second, third and fourth paragraphs of section 4”.

2. Section 4 is amended by inserting the following after the second paragraph:

“The rate fixed for each zone is adjusted on 1 January of each year according to the following equation based on the data contained in the economic record of the Fédération des producteurs acéricoles du Québec (FPAQ):

$$\text{Adjustment rate} = A/3.93^a$$

Where $A = \Sigma^b \text{Yield}^c \times \text{Agreement price}^d \times (1 - (\text{Var. net inventory}^e / \text{Harvest vol. of the year}^f)) / 5 \text{ years}$

^a Reference calculation of 1999 to 2003 (net average income per taphole).

^b Summation of the last 5 years preceding the year that precedes the year of the adjustment.

^c Average yield (lbs of syrup/taphole) of the year concerned from the economic record of the FPAQ.

^d Weighted average price (\$/lb of syrup) of the year concerned and determined by the Maple Syrup Marketing Agreement entered into between the FPAQ and the buyers of a product covered by the Plan conjoint des producteurs acéricoles du Québec.

^e Variation of the net inventory from the economic record of the FPAQ (pounds of syrup).

^f Harvest volume of the year concerned from the economic record of the FPAQ (pounds of syrup).

The Minister of Natural Resources is to publish the results of the adjustment on the website of the Ministère des Ressources naturelles and in Part 1 of the *Gazette officielle du Québec*. The Minister may also ensure wider publicity by any other means the Minister considers appropriate.”

3. This Regulation comes into force on 1 January 2013.

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