

The costs and fees thus adjusted are reduced to the nearest dollar where they contain a fraction of a dollar less than \$0.50; they are increased to the nearest dollar where they contain a fraction of a dollar equal to or greater than \$0.50.

Where the costs and fees are reduced to the nearest dollar, the dollar fraction less than \$0.50 by which the costs and fees are reduced is deferred until it can form, in a later adjustment, a dollar fraction equal to or greater than \$0.50 with one or several other fractions less than \$0.50.

The Minister of Justice is to inform the public of the adjustment under this section through the *Gazette officielle du Québec* or by such other means as the Minister considers appropriate.”

2. 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. 1164-2012, 5 December 2012

Code of Penal Procedure
(chapter C-25.1)

**Certain court costs in penal matters applicable to persons under 18 years of age
— Amendment**

Exemption of the costs in the Regulation from the adjustment provided for in section 83.3 of the Financial Administration Act

Regulation to amend the Regulation respecting certain court costs in penal matters applicable to persons under 18 years of age and exemption of the costs in the Regulation respecting certain court costs in penal matters applicable to persons under 18 years of age from the adjustment provided for in section 83.3 of the Financial Administration Act

WHEREAS paragraph 14 of article 367 of the Code of Penal Procedure (chapter C-25.1) provides that the Government may, by regulation, determine the costs and fees payable under paragraphs 2, 3, 4, 8 to 11 and 13 of that section which apply to a person under 18 years of age, the amounts payable by such a person and the costs and fees from which the person is exempted;

WHEREAS the Government made the Regulation respecting certain court costs in penal matters applicable to persons under 18 years of age (chapter C-25.1, r. 3);

WHEREAS it is expedient to amend the Regulation;

WHEREAS, in accordance with sections 10 and 11 of the Regulations Act (chapter R-18.1), a draft of the Regulation to amend the Regulation respecting certain court costs in penal matters applicable to persons under 18 years of age was published in Part 2 of the *Gazette officielle du Québec* of 16 May 2012 with a notice that it could be made by the Government on the expiry of 45 days following that publication;

WHEREAS the 45-day period has expired and no comments were received before the expiry of that period;

WHEREAS it is expedient to make the Regulation without amendment;

WHEREAS the Regulation provides for a new adjustment rule applicable, on 1 January of each year, to the costs and fees in the Regulation respecting certain court costs in penal matters applicable to persons under 18 years of age;

WHEREAS those costs and fees are also to be adjusted on 1 January 2013 under section 83.3 of the Financial Administration Act (chapter A-6.001);

WHEREAS the fourth paragraph of section 83.4 of that Act provides that the Government may, on the recommendation of the Minister of Finance, exempt a fee or a set of fees from being adjusted under section 83.3;

WHEREAS it is expedient to exempt from the adjustment provided for in section 83.3 of the Financial Administration Act, the costs and fees in the Regulation respecting certain court costs in penal matters applicable to persons under 18 years of age so that only the new adjustment rule introduced by the Regulation made by this Order in Council apply on 1 January 2013;

IT IS ORDERED, therefore, on the recommendation of the Minister of Justice and the Minister of Finance and the Economy:

THAT the Regulation to amend the Regulation respecting certain court costs in penal matters applicable to persons under 18 years of age, attached to this Order in Council, be made;

THAT the costs and fees in the Regulation respecting certain court costs in penal matters applicable to persons under 18 years of age be exempted, on 1 January 2013, from the adjustment applicable under section 83.3 of the Financial Administration Act (chapter A-6.001).

JEAN ST-GELAIS,
Clerk of the Conseil exécutif

Regulation to amend the Regulation respecting certain court costs in penal matters applicable to persons under 18 years of age

Code of Penal Procedure
(chapter C-25.1, art. 367)

1. The Regulation respecting certain court costs in penal matters applicable to persons under 18 years of age (chapter C-25.1, r. 3) is amended by replacing section 13 by the following:

“**13.** The costs and fees provided for in this Regulation are adjusted on 1 January of each year based on the same rate as the rate resulting from the application of section 83.3 of the Financial Administration Act (chapter A-6.001).

The costs and fees thus adjusted are reduced to the nearest dollar where they contain a fraction of a dollar less than \$0.50; they are increased to the nearest dollar where they contain a fraction of a dollar equal to or greater than \$0.50.

Where the costs and fees are reduced to the nearest dollar, the dollar fraction less than \$0.50 by which the costs and fees are reduced is deferred until it can form, in a later adjustment, a dollar fraction equal to or greater than \$0.50 with one or several other fractions less than \$0.50.

The Minister of Justice is to inform the public of the adjustment under this section through the *Gazette officielle du Québec* or by such other means as the Minister considers appropriate.”.

2. 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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M.O., 2012

Order number 2012-09 of the Minister of Transport dated 30 November 2012

Highway Safety Code
(chapter C-24.2)

Regulation defining what constitutes a school zone for the purpose of using a photo radar device or a red light camera system

THE MINISTER OF TRANSPORT,

CONSIDERING subparagraph 1 of the second paragraph of section 634.3 of the Highway Safety Code (R.S.Q., c. C-24.2), which provides that photo radar devices and red light camera systems may only be used to monitor compliance with highway safety rules on a road or land situated in a school zone, as defined by regulation of the Minister of Transport;

CONSIDERING section 34 of the Act to modify the rules governing the use of photo radar devices and red light camera systems and amend other legislative provisions (S.Q., 2012, c. 15), which provides that the first regulation under subparagraph 1 of the second paragraph of section 634.3 of the Highway Safety Code, enacted by paragraph 2 of section 28 of the Act, is not subject to the publication requirement set out in section 8 of the Regulations Act (R.S.Q., c. R-18.1);

CONSIDERING that it is expedient to define what constitutes a school zone;

ORDERS AS FOLLOWS:

The Regulation defining what constitutes a school zone for the purpose of using a photo radar device or a red light camera system, attached to this Order, is hereby made.

SYLVAIN GAUDREAU,
Minister of Transport

Regulation defining what constitutes a school zone for the purpose of using a photo radar device or a red light camera system

Highway Safety Code
(chapter C-24.2, s. 643.3, 2nd par., subpar. 1)

1. For the purposes of subparagraph 1 of the second paragraph of section 634.3 of the Highway Safety Code (R.S.Q., c. C-24.2), “school zone” means any part of a public highway that runs along the limits of the land of an elementary or secondary educational institution and any intersection contiguous to that land.

2. 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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