

respecting the representation of family-type resources and certain intermediate resources and the negotiation process for their group agreements (chapter R-24.0.2) and the comparable remuneration determined by the Minister of Health and Social Services pursuant to subparagraph 2 of the third paragraph of section 303 or section 314 of the Act respecting health services and social services (chapter S-4.2), as the case may be, is taken into account as income from self-employment for the purposes of the calculation of the benefit.

The premiums and amounts provided for in paragraphs 1 to 5 of section 113 are deducted from the income, but section 115 does not apply to them.”

8. Section 121 is amended by replacing subparagraphs 1 and 2 of the first paragraph by the following:

- “(1) over any period after 28 February 2011;
- (2) over any period after 30 November 2005;
- (3) over any period after 30 April 1998.”

9. Section 124 is amended by replacing “4.333” by “4.34821”.

10. Section 138 is amended by adding the following at the end:

“(14) sums paid under the Réussir l'intégration program established by the Minister of Immigration and Cultural Communities.”.

11. Paragraph 3 of section 111 of the Individual and Family Assistance Regulation as it reads before 1 April 2013 continues to apply in respect of sums received by a person until a group agreement concerning the person as an intermediate resource or a family-type resource is entered into under the Act respecting the representation of family-type resources and certain intermediate resources and the negotiation process for their group agreements (chapter R-24.0.2) or until the Minister of Health and Social Services determines the comparable remuneration the person will receive pursuant to subparagraph 2 of the third paragraph of section 303 or section 314 of the Act respecting health services and social services (chapter S-4.2), as the case may be.

Despite the first paragraph, sums received as comparable remuneration by a person as an intermediate resource or a family-type resource are considered, as of 1 April 2013, as income from self-employment within the meaning of section 114.1 introduced by this Regulation. Sums received for periods before 1 April 2013 are not considered as work income for those periods.

12. Section 111 of the Individual and Family Assistance Regulation, amended by paragraph 3 of section 6 of this Regulation, is again amended by replacing “\$305” in paragraph 16 by “\$327”.

13. This Regulation comes into force on 1 April 2013, except sections 1 and 2, which come into force on 1 June 2013, and section 12, which comes into force on 1 July 2013.

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Gouvernement du Québec

O.C. 167-2013, 7 March 2013

Sustainable Forest Development Act
(chapter A-18.1)

Method for assessing the annual royalty and the method and frequency for assessing the market value of standing timber purchased by guarantee holders pursuant to their timber supply guarantee

Regulation respecting the method for assessing the annual royalty and the method and frequency for assessing the market value of standing timber purchased by guarantee holders pursuant to their timber supply guarantee

WHEREAS, under section 126 of the Sustainable Forest Development Act (chapter A-18.1), the Government may, by regulation, determine the methods and frequency according to which the timber marketing board must assess the market value of timber offered to holders of timber supply guarantees and determine the method according to which the timber marketing board must assess the annual royalty to be paid by the holder of a timber supply guarantee;

WHEREAS, in accordance with sections 10 and 11 of the Regulations Act (chapter R-18.1), a draft Regulation respecting the method for assessing the annual royalty and the method and frequency for assessing the market value of standing timber purchased by guarantee holders pursuant to their timber supply guarantee was published in Part 2 of the *Gazette officielle du Québec* of 21 November 2012 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 respecting the method for assessing the annual royalty and the method and frequency for assessing the market value of standing timber purchased by guarantee holders pursuant to their timber supply guarantee, attached to this Order in Council, be made.

JEAN ST-GELAIS,
Clerk of the Conseil exécutif

Regulation respecting the method for assessing the annual royalty and the method and frequency for assessing the market value of standing timber purchased by guarantee holders pursuant to their timber supply guarantee

Sustainable Forest Development Act
(chapter A-18.1, s. 126)

1. For the purposes of this Regulation,

(1) “harvest year” means the period extending from 1 April to 31 March of the following year;

(2) “reference period” means the period extending from 1 April to 31 December of the following year;

(3) “billed volume of timber” means, for the harvest years 2011-2012 and 2012-2013, all the timber from forests in the domain of the State that is billed to the holder of a timber supply and forest management agreement by the department and, for subsequent harvest years, all the timber from forests in the domain of the State that is billed to the holder of a timber supply guarantee by the timber marketing board, except timber acquired on the open market.

2. The timber billed during the reference period is the timber harvested in the last complete harvest year preceding the time at which the annual royalty is assessed.

The annual royalty payable by holders of a timber supply guarantee is assessed in January of each year.

3. If the volume of timber billed to a guarantee holder during the reference period is equal to or greater than 10% of the volume of timber specified in the timber supply guarantee, the annual royalty is assessed according to the following method:

$VBG^1 [18\% (VMBSPF^2 / VBF^3)]$

¹ the volume of timber specified in the holder’s timber supply guarantee;

² the market value of the standing timber related to the volume of timber billed to the holder during the reference period;

³ the volume of timber billed to the holder during the reference period.

Where the timber supply guarantee is granted during the harvest year, the annual royalty is adjusted in proportion to the volume of timber that the holder will be able to purchase before the end of that year.

4. If the volume of timber billed to a guarantee holder during the reference period is less than 10% of the volume of timber specified in the timber supply guarantee, the annual royalty is assessed according to the following method:

$\Sigma e^1 \{VBGe^2 [18\% (VMTBSPFe^3 / VBTFe^4)]\}$

¹ the sum of the operation between braces for each species or group of species specified in the holder’s timber supply guarantee;

² the volume of the species or group of species in question, as specified in the holder’s timber supply guarantee;

³ the total market value of the standing timber related to the volume of timber billed to all the holders during the reference period for the species or group of species concerned;

⁴ the total volume billed to all the holders during the reference period for the species or group of species concerned.

Where the timber supply guarantee is granted during the harvest year, the annual royalty is adjusted in proportion to the volume of timber that the holder will be able to purchase before the end of that year.

5. The market value of standing timber purchased pursuant to a timber supply guarantee is assessed on 1 April of each year according to the parity technique applicable in property assessment by comparing the timber to similar timber for which the selling price is known. The value is expressed in Canadian dollars per cubic metre.

The unit rates obtained on the basis of that assessment are adjusted every 3 months according to the rate of increase in forest product price indexes.

6. This Regulation comes into force on the fifteenth day following the date of its publication in the *Gazette officielle du Québec*.