

Gouvernement du Québec

**O.C. 678-2013, 19 June 2013**

Environment Quality Act  
(chapter Q-2)

**Environmental standards for heavy vehicles  
— Amendment**

Regulation to amend the Regulation respecting environmental standards for heavy vehicles

WHEREAS, under section 115.27 of the Environment Quality Act (chapter Q-2), the Government may, by regulation, specify that a failure to comply with the regulation may give rise to a monetary administrative penalty and determine the amount of such penalty;

WHEREAS, under section 115.34 of the Act, the Government may, by regulation, determine the regulatory provisions whose contravention constitutes an offence and renders the offender liable to a fine, a term of imprisonment, or both the fine and imprisonment;

WHEREAS the Government made the Regulation respecting environmental standards for heavy vehicles (chapter Q-2, r. 33);

WHEREAS, in accordance with sections 10 and 11 of the Regulations Act (chapter R-18.1) and section 124 of the Environment Quality Act, a draft of the Regulation to amend the Regulation respecting environmental standards for heavy vehicles was published in Part 2 of the *Gazette officielle du Québec* of 27 March 2013 with a notice that it could be made by the Government on the expiry of 60 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 Sustainable Development, Environment, Wildlife and Parks:

THAT the Regulation to amend the Regulation respecting environmental standards for heavy vehicles, attached to this Order in Council, be made.

JEAN ST-GELAIS,  
*Clerk of the Conseil exécutif*

**Regulation to amend the Regulation  
respecting environmental standards  
for heavy vehicles**

Environment Quality Act  
(chapter Q-2, ss.115.27 and 115.34)

**1.** The Regulation respecting environmental standards for heavy vehicles (chapter Q-2, r. 33) is amended by replacing the heading of Chapter V by “PENAL SANCTIONS”.

**2.** Sections 17 to 20 are replaced by the following:

“**17.** Every person who contravenes section 10 commits an offence and is liable, in the case of a natural person, to a fine of \$200 to \$2,000 or, in other cases, to a fine of \$400 to \$4,000.

**18.** Every person who contravenes section 11 commits an offence and is liable, in the case of a natural person, to a fine of \$1,000 to \$50,000 or, in other cases, to a fine of \$2,000 to \$100,000.

**19.** Every person who contravenes the first paragraph of section 6 or section 7 or 8 commits an offence and is liable, in the case of a natural person, to a fine of \$1,000 to \$100,000 or, in other cases, to a fine of \$3,000 to \$600,000.

**20.** Every person who offers for sale, sells or otherwise places at the disposal of a person a heavy vehicle that does not comply with this Regulation without having obtained and kept the attestation prescribed by section 11, or who, after the 30-day period set by that section and without having obtained and kept the attestation prescribed by that section, uses or allows the use of the vehicle commits an offence and is liable, in the case of a natural person, to a fine of \$2,000 to \$100,000 or, in other cases, to a fine of \$4,000 to \$200,000.”.

**3.** Sections 21 and 22 are struck out.

**4.** 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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