

Regulations and other Acts

M.O., 2014

Order of the Minister of Agriculture, Fisheries and Food dated 18 February 2014

Animal Health Protection Act
(chapter P-42)

Regulation to amend the Regulation to designate contagious or parasitic diseases, infectious agents or syndromes affecting bees

THE MINISTER OF AGRICULTURE, FISHERIES AND FOOD,

CONSIDERING section 3 of the Animal Health Protection Act (chapter P-42) which provides that the Minister of Agriculture, Fisheries and Food may make regulations on the matters set forth therein, in particular, to designate the contagious or parasitic diseases and the infectious agents or the syndromes for the purposes of certain provisions of the Act and to prescribe the content of the reports required under section 3.1 of the Act;

CONSIDERING section 12 of the Regulations Act (chapter R-18.1) which provides that a proposed regulation may be made without having been published, if the authority making it is of the opinion that the urgency of the situation requires it;

CONSIDERING that section 13 of the Regulations Act provides that the reasons justifying the absence of publication of the proposed regulation must be published with the regulation;

CONSIDERING section 18 of the of the Regulations Act which provides that a regulation may come into force on the date of its publication in the *Gazette officielle du Québec* where the authority that has made it is of the opinion that the urgency of the situation requires it;

CONSIDERING that section 18 of the Regulations Act provides that the reasons justifying the coming into force of the regulation on the date of its publication must be published with the regulation;

CONSIDERING that, in the opinion of the Minister, the urgency due to the following circumstances justifies the absence of publication of the proposed regulation and the coming into force of the regulation on the date of its publication:

— the porcine epidemic diarrhea was diagnosed for the first time in the United States in April 2013 and, in Canada, a first case was announced in Ontario in a hog farm on 23 January 2014;

— that highly contagious porcine viral disease may cause a mortality rate of up to 100% for piglets;

— the risk of introduction of the disease in Québec is omnipresent and could cause important economic losses in the hog industry;

— the obligation for laboratory directors to declare the porcine epidemic diarrhea would help the department to better monitor the disease in Québec and to act rapidly after the detection of a case by applying the action plan designed for that purpose;

CONSIDERING that it is expedient to make the Regulation without publishing the draft Regulation;

CONSIDERING that it is expedient to make the Regulation come into force on the date of its publication;

ORDERS AS FOLLOWS:

The Regulation to amend the Regulation to designate contagious or parasitic diseases, infectious agents or syndromes affecting bees, attached to this Order in Council, is made.

Québec, 18 February 2014

FRANÇOIS GENDRON,
Minister of Agriculture, Fisheries and Food

Regulation to amend the Regulation to designate contagious or parasitic diseases, infectious agents or syndromes affecting bees

Animal Health Protection Act
(chapter P-42, s. 3)

1. The Regulation to designate contagious or parasitic diseases, infectious agents or syndromes affecting bees (chapter P-42, r. 4.1) is amended by replacing the title by “Regulation to designate contagious or parasitic diseases, infectious agents or syndromes affecting certain animals”.

2. The following is added after section 4:

“**4.1.** The porcine epidemic diarrhea (virus responsible for PED) is designated contagious disease and infectious agent for the purposes of the third paragraph of section 3.1 and sections 3.2 to 3.4 of the Animal Health Protection Act (chapter P-42).

4.2. The report of porcine epidemic diarrhea (virus responsible for PED) required under the third paragraph of section 3.1 of the Animal Health Protection Act (chapter P-42) must be made in writing and must contain the following information:

(1) the name, address and telephone number of the laboratory where samples of animal tissues, products, secretions, excreta or dejecta or samples of an animal's environment have been analysed;

(2) the contagious disease or the infectious agent that is being reported;

(3) the date on which the laboratory received the sample and the date on which the sample was collected;

(4) the analysis made and the result;

(5) the identification code the laboratory assigned to the sample;

(6) the name, address and telephone number of the owner or custodian of the animal from which the sample was taken and, where applicable, the name, address and telephone number of the veterinary surgeon who submitted the sample;

(7) the species and the category of animal to which the sample refers;

(8) every identification of the animal, including an identification recognized under another identification system established by the Government of Canada or the government of another province or Canadian territory, or by the competent authority of the country of origin of the animal;

(9) the address of the site where the animal to which the sample refers is kept.”.

3. This Regulation comes into force on the date of its publication in the *Gazette officielle du Québec*.