

Regulations and other Acts

Gouvernement du Québec

O.C. 1043-2015, 25 November 2015

An Act respecting immigration to Québec
(chapter I-0.2)

Selection of foreign nationals

— Amendment

Regulation to amend the Regulation respecting the selection of foreign nationals

WHEREAS, under subparagraphs *a* and *b* of the first paragraph of section 3.3 of the Act respecting immigration to Québec (chapter I-0.2), the Government may, by regulation, determine classes of foreign nationals who have filed an application for a selection certificate and determine the conditions of selection applicable to each of such classes;

WHEREAS, under subparagraph *c.2* of the first paragraph of section 3.3 of the Act, the Government may, by regulation, determine the conditions which must be met by the person or group of persons who subscribe to an undertaking;

WHEREAS, under subparagraph *f* of the first paragraph of section 3.3 of the Act, the Government may, by regulation, determine the procedure that must be followed in order to obtain in particular a selection certificate;

WHEREAS, under subparagraph *q* of the first paragraph of section 3.3 of the Act, the Government may determine the provisions of a regulation whose violation constitutes an offence;

WHEREAS the Government made the Regulation respecting the selection of foreign nationals (chapter I-0.2, r. 4);

WHEREAS, in accordance with sections 10 and 11 of the Regulations Act (chapter R-18.1), a draft Regulation to amend the Regulation respecting the selection of foreign nationals was published in Part 2 of the *Gazette officielle du Québec* of 17 December 2014 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;

WHEREAS it is expedient to make the Regulation with amendments;

IT IS ORDERED, therefore, on the recommendation of the Minister of Immigration, Diversity and Inclusiveness:

THAT the Regulation to amend the Regulation respecting the selection of foreign nationals, attached to this Order in Council, be made.

JUAN ROBERTO IGLESIAS,
Clerk of the Conseil exécutif

Regulation to amend the Regulation respecting the selection of foreign nationals

An Act respecting immigration to Québec
(chapter I-0.2, s. 3.3, 1st par., subpars. *a*, *b*, *c.2*, *f* and *q*)

1. The Regulation respecting the selection of foreign nationals (chapter I0.2, r. 4) is amended in section 18 by replacing subparagraph ii of paragraph b by the following:

“(ii) a member of the humanitarian-protected persons abroad class who is a member of the Country of Asylum class;”

2. The following heading is inserted after section 27:

“§2.1. *Collective sponsorship*”.

3. Section 31 is struck out.

4. Section 32 is replaced by the following:

“**32.** The Minister, upon receiving an application for a selection certificate from a foreign national in the economic class, assesses the application by awarding the points as provided in the Regulation respecting weighting in respect of the factors and criteria listed in the Selection grid for the economic class in Schedule A that apply to the foreign national’s subclass.”

5. Section 38.3 is amended by replacing “Sections 31 and 32 do” by “Section 32 does”.

6. The following is inserted after section 43:

“**43.1.** A sponsor referred to in section 43 who gives an undertaking may not profit from it in any way, in particular by receiving interest on an investment.

The sponsor may, however, receive administration fees for the undertaking given.

The fees may not exceed 1% of the amount required to provide for the basic needs of the sponsored person and the members of the sponsored person’s family for whom the undertaking is given, as provided for in Schedule C or C-1, as the case may be.

Any violation of the first or third paragraph constitutes an offence.”

7. Schedule A is amended

(1) by adding the following paragraph at the end of criterion 1.1 of factor 1:

“The diploma attesting to training must have been obtained before the date of filing of the application for a selection certificate.”;

(2) by replacing the second paragraph of criterion 1.2 of factor 1 by the following:

“The diploma attesting to training must have been obtained before the date of filing of the application for a selection certificate.”;

(3) by adding the following paragraph at the end of criterion 6.1 of factor 6:

“The diploma attesting to training must have been obtained before the date of filing of the application for a selection certificate.”;

(4) by replacing the second paragraph of criterion 6.2 of factor 6 by the following:

“The diploma attesting to training must have been obtained before the date of filing of the application for a selection certificate.”

8. Sections 31 and 32 of the Regulation, as they read before 31 December 2015, continue to apply to applications for a selection certificate filed before that date.

9. Section 43.1 of the Regulation, as it is made by section 6 of this Regulation, does not apply to undertakings given before the date of coming into force of this Regulation.

10. Factors 1 and 6 of Schedule A to the Regulation, as they read before 31 December 2015, continue to apply to applications for a selection certificate filed before that date.

11. This Regulation comes into force on the fifteenth day following the date of its publication in the *Gazette officielle du Québec*, except sections 3, 4, 5 and 7, which come into force on 31 December 2015.

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Gouvernement du Québec

O.C. 1046-2015, 25 November 2015

Highway Safety Code
(chapter C-24.2)

**Road vehicle registration
—Amendment**

Regulation to amend the Regulation respecting road vehicle registration

WHEREAS, under section 619.5 of the Highway Safety Code (chapter C-24.2), the Government may establish, by regulation, a class of road vehicles equipped with an engine with a displacement it determines in respect of which an additional duty is payable and fix the amount of the additional duty according to the vehicle’s engine displacement or determine the methods to calculate the additional duty;

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 road vehicle registration was published in Part 2 of the *Gazette officielle du Québec* of 17 June 2015 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 without amendment;

IT IS ORDERED, therefore, on the recommendation of the Minister of Transport:

THAT the Regulation to amend the Regulation respecting road vehicle registration, attached to this Order in Council, be made.

JUAN ROBERTO IGLESIAS,
Clerk of the Conseil exécutif