

“4.1. If the Minister cancels a timber supply guarantee pursuant to subparagraph 3 of the first paragraph of section 109 of the Sustainable Forest Development Act (chapter A-18.1), or terminates a timber supply guarantee pursuant to paragraph 1 of section 112 of that Act and, following the cancellation, the sales contract for the standing timber purchased pursuant to that guarantee is cancelled, the Minister is to reimburse the holder of the cancelled guarantee for the portion of the annual royalty corresponding to the volume of timber remaining harvestable by the holder before cancellation of the standing timber sales contract.

A holder granted a timber supply guarantee by the Minister in the course of the harvest year must pay, for that year, an annual royalty corresponding to the proportion of the volumes of timber the holder could purchase before the end of the harvest year. In addition, if the plant for which the guarantee is granted was or had already been operated under a guarantee and the guarantee was cancelled within 12 months of the date on which the guarantee granted took effect, the rate of the annual royalty to be paid by such a holder is the rate that applied to the holder of the cancelled guarantee at the time of the cancellation.”

4. This Regulation applies to the 2016-2017 and subsequent harvest years.

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

102717

M.O., 2016

Order number AM 2016-004 of the Minister of Forests, Wildlife and Parks dated 17 June 2016

Sustainable Forest Development Act
(chapter A-18.1)

ORDER CONCERNING the Regulation to amend the Regulation respecting the terms of payment of the annual royalty and timber purchased by guarantee holders pursuant to their timber supply guarantee

THE MINISTER OF FORESTS, WILDLIFE AND PARKS,

CONSIDERING section 116 of the Sustainable Forest Development Act (chapter A-18.1), which provides that the Minister may, by regulation, determine the terms and schedules for the payment of the annual royalty and the timber purchased by the guarantee holder under the timber supply guarantee;

CONSIDERING the making of the Regulation respecting the terms of payment of the annual royalty and timber purchased by guarantee holders pursuant to their timber supply guarantee (chapter A-18.1, r. 6.1);

CONSIDERING that, in accordance with sections 10 and 11 of the Regulations Act (chapter R-18.1), a draft Regulation to amend the Regulation respecting the terms of payment of the annual royalty and timber purchased by guarantee holders pursuant to their timber supply guarantee was published in Part 2 of the *Gazette officielle du Québec* of 24 February 2016 with a notice that it could be made by the Minister of Forests, Wildlife and Parks on the expiry of 45 days following that publication;

CONSIDERING that the 45-day period has expired and it is expedient to make the Regulation with amendments;

ORDERS AS FOLLOWS:

The Regulation to amend the Regulation respecting the terms of payment of the annual royalty and timber purchased by guarantee holders pursuant to their timber supply guarantee, attached hereto, is hereby made.

Québec, 17 June 2016

LAURENT LESSARD,
Minister of Forests, Wildlife and Parks

Regulation to amend the Regulation respecting the terms of payment of the annual royalty and timber purchased by guarantee holders pursuant to their timber supply guarantee

Sustainable Forest Development Act
(chapter A-18.1, s. 116)

1. The Regulation respecting the terms of payment of the annual royalty and timber purchased by guarantee holders pursuant to their timber supply guarantee (chapter A-18.1, r. 6.1) is amended by replacing section 1 by the following:

“1. The annual royalty that must be paid by the holder of a timber supply guarantee granted under the Sustainable Forest Development Act (chapter A-18.1) is payable in 2 instalments before 1 May and 1 October of the year for which the royalty is assessed. Each of the instalments is required on the date of billing.

However, where the timber supply guarantee is granted in the course of the year, each of the instalments is required on the date of billing and payable within 30 days as of that date.

The amount of the 2 instalments of the annual royalty that must be paid by guarantee holders is calculated according to the method provided for in 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 (chapter A-18.1, r. 6).”

2. Despite the first paragraph of section 1 of the Regulation respecting the terms of payment of the annual royalty and timber purchased by guarantee holders pursuant to their timber supply guarantee (chapter A-18.1, r. 6.1), made by section 1 of this Regulation, the first instalment on the annual royalty that must be paid by holders of a timber supply guarantee that is not granted in the course of the year is, for the harvest year 2016-2017, payable before 15 September 2016.

3. 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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