

Draft Regulations

Draft Regulation

An Act respecting deposits with the Bureau général de dépôts pour le Québec (chapter D-5.1)

Bureau général de dépôts pour le Québec — Amendment

Notice is hereby given, in accordance with sections 10 to 13 of the Regulations Act (chapter R-18.1), that the Regulation to amend various regulatory provisions to ensure consistency with the Act respecting deposits with the Bureau général de dépôts pour le Québec, appearing below, may be made by the Government on the expiry of 15 days following this publication. This publication period, shorter than the 45-day period provided by the Regulations Act, is justified by the urgency of the situation which imposes that the regulation be made before 18 May 2017, in accordance with section 46 of the Act respecting deposits with the Bureau général de dépôts pour le Québec (chapter D-5.1).

The draft Regulation harmonizes relevant provisions of the regulatory corpus with the provisions of the Act.

The draft Regulation replaces the terminology in the Deposit Act (chapter D-5), now repealed, by the terminology in the Act respecting deposits with the Bureau général de dépôts pour le Québec that replaces the Deposit Act.

The draft Regulation has no impact on citizens and businesses.

Further information on the draft Regulation may be obtained by contacting Sylvain Gingras, director, Direction de la comptabilité et bureau des dépôts et consignations, Ministère des Finances, 8, rue Cook, 2^e étage, Québec (Québec) G1R 0A4; telephone: 418 644-0647; email: sylvain.gingras@finances.gouv.qc.ca

Any person wishing to comment on the draft Regulation is requested to submit written comments within the 15-day period to Sylvain Gingras, Director, Direction de la comptabilité et bureau des dépôts et consignations, Ministère des Finances, 8, rue Cook, 2^e étage, Québec (Québec) G1R 0A4.

CARLOS LEITÃO,
Minister of Finance

Regulation to amend various regulatory provisions to ensure consistency with the Act respecting deposits with the Bureau général de dépôts pour le Québec

An Act respecting deposits with the Bureau général de dépôts pour le Québec (chapter D-5.1, s. 46)

REGULATION RESPECTING THE PROFESSIONAL QUALIFICATION OF CONTRACTORS AND OWNER-BUILDERS

1. The Regulation respecting the professional qualification of contractors and owner-builders (chapter B-1.1, r. 9) is amended in section 39 by replacing “Minister of Finance who receives it on deposit under the Act respecting deposits with the Bureau général de dépôts pour le Québec (chapter D-5.1)” in the second paragraph by “Bureau général de dépôts pour le Québec who keeps it”.

2. Section 43 is amended by replacing the words “Minister of Finance” wherever they appear by the words “Bureau général de dépôts pour le Québec”.

REGULATION RESPECTING THE APPLICATION OF THE ACT RESPECTING PRIVATE EDUCATION

3. The Regulation respecting the application of the Act respecting private education (chapter E-9.1, r. 1) is amended in section 11

(1) by replacing “evidence of indebtedness payable to the bearer” and “5” in paragraph 2 by “debt security” and “2”, respectively;

(2) by replacing “savings and credit union” in paragraph 3 by “financial services cooperative”.

4. Section 12 is amended by replacing, in the second paragraph, “savings and credit union shall be forwarded to the Minister of Finance, who shall hold it in trust” in the second paragraph by “financial services cooperative shall be sent to the Bureau général de dépôts pour le Québec. It is held on deposit”.

5. Section 14 is amended

(1) by replacing “Minister of Finance” in paragraph 2 by “Bureau général de dépôts pour le Québec”;

(2) by replacing “savings and credit union, the Minister shall ask the Minister of Finance” in paragraph 3 by “financial services cooperative, the Minister shall ask the Bureau général de dépôts pour le Québec”.

RULES RESPECTING AMUSEMENT MACHINES

6. The Rules respecting amusement machines (chapter L-6, r. 2) are amended in section 6 by adding the following paragraph at the end:

“Security in the form of money is deposited by the Board with the Bureau général de dépôts pour le Québec.”.

RULES RESPECTING PUBLICITY CONTESTS

7. The Rules respecting publicity contests (chapter L-6, r. 6) are amended in section 9 by adding the following paragraph at the end:

“Security in the form of money is deposited by the Board with the Bureau général de dépôts pour le Québec.”.

LOTTERY SCHEME RULES

8. The Lottery Scheme Rules (chapter L-6, r. 12) are amended in section 15 by adding the following paragraph:

“Security in the form of money is deposited by the Board with the Bureau général de dépôts pour le Québec.”.

REGULATION RESPECTING MINERAL SUBSTANCES OTHER THAN PETROLEUM, NATURAL GAS AND BRINE

9. The Regulation respecting mineral substances other than petroleum, natural gas and brine (chapter M-13.1, r. 2) is amended by replacing section 117 by the following:

“**117.** The guarantees referred to in subparagraphs 1 to 3 of the first paragraph of section 115 are deposited with the Bureau général de dépôts pour le Québec.”.

TERMS AND CONDITIONS FOR THE SIGNING OF CERTAIN DEEDS, DOCUMENTS AND WRITINGS OF THE MINISTÈRE DES FINANCES

10. The Terms and conditions for the signing of certain deeds, documents and writings of the Ministère des Finances (chapter M-24.01, r. 3) are amended in section 6

(1) by striking out “receipts and” in subparagraph 5 of the first paragraph;

(2) by replacing “des dépôts et consignation” in the fourth paragraph by “général de dépôts pour le Québec”.

REGULATION RESPECTING PERMITS AND CERTIFICATES FOR THE SALE AND USE OF PESTICIDES

11. The Regulation respecting permits and certificates for the sale and use of pesticides (chapter P-9.3, r. 2) is amended in section 30 by striking out “bearer” in paragraph 2.

12. Section 31 is amended by replacing “deposited with the Minister of Finance” by “deposited with the Bureau général de dépôts pour le Québec”.

REGULATION RESPECTING THE APPLICATION OF THE CONSUMER PROTECTION ACT

13. The Regulation respecting the application of the Consumer Protection Act (chapter P-40.1, r. 3) is amended in section 110 by striking out “bearer” in subparagraph *d* of the first paragraph.

14. Section 119 is amended

(1) by replacing “section 112” in the first paragraph by “subparagraphs *a* and *b* of the first paragraph of section 110”;

(2) by replacing “Minister of Finance who shall hold it in trust” in the second paragraph by “Bureau général de dépôts pour le Québec. It is held on deposit”.

15. Section 121.2 is amended by replacing the words “Minister of Finance” wherever they appear by the words “Bureau général de dépôts pour le Québec”.

PRESERVATION OF AGRICULTURAL LAND AND AGRICULTURAL ACTIVITIES REGULATION

16. The Preservation of Agricultural Land and Agricultural Activities Regulation (P-41.1, r. 1) is amended in section 12

(1) by striking out “bearer” in paragraph 1;

(2) by adding the following paragraph at the end:

“Security referred to in subparagraphs 1 and 4 of the first paragraph are deposited by the Board with the Bureau général de dépôts pour le Québec.”.

REGULATION RESPECTING THE BURIAL OF CONTAMINATED SOILS

17. The Regulation respecting the burial of contaminated soils (chapter Q-2, r. 18) is amended in section 51

(1) by striking out “bearer” in paragraph 2;

(2) by replacing “savings and credit union” in paragraph 4 by “financial services cooperative”.

18. Section 52 is amended by replacing “deposited with the Minister of Finance, pursuant to the Act respecting deposits with the Bureau général de dépôts pour le Québec (chapter D-5.1)” by “deposited with the Bureau général de dépôts pour le Québec”.

REGULATION RESPECTING THE LANDFILLING AND INCINERATION OF RESIDUAL MATERIALS

19. The Regulation respecting the landfilling and incineration of residual materials (chapter Q-2, r. 19) is amended in section 141 by striking out “bearer” in paragraph 2.

20. Section 142 is amended by replacing “deposited with the Minister of Finance pursuant to the Act respecting deposits with the Bureau général de dépôts pour le Québec (chapter D-5.1)” by “deposited with the Bureau général de dépôts pour le Québec”.

REGULATION RESPECTING FINANCIAL GUARANTEES PAYABLE FOR THE OPERATION OF A RESIDUAL ORGANIC MATERIALS RECLAMATION FACILITY

21. The Regulation respecting financial guarantees payable for the operation of a residual organic materials reclamation facility (chapter Q-2, r. 28.1) is amended in section 9 by replacing “deposited pursuant to the Act respecting deposits with the Bureau général de dépôts pour le Québec (chapter D-5.1)” by “deposited with the Bureau général de dépôts pour le Québec”.

REGULATION RESPECTING HAZARDOUS MATERIALS

22. The Regulation respecting hazardous materials (chapter Q-2, r. 32) is amended in section 121 by striking out “bearer” in paragraph 2.

23. Section 122 is amended by replacing “deposited with the Minister of Finance” by “deposited with the Bureau général de dépôts pour le Québec”.

REGULATION RESPECTING CONTAMINATED SOIL STORAGE AND CONTAMINATED SOIL TRANSFER STATIONS

24. The Regulation respecting contaminated soil storage and contaminated soil transfer stations (chapter Q-2, r. 46) is amended in section 64 by striking out “bearer” in subparagraph 2 of the first paragraph.

25. Section 65 is amended by replacing “deposited with the Minister of Finance pursuant to the Act respecting deposits with the Bureau général de dépôts pour le Québec (chapter D-5.1)” by “deposited with the Bureau général de dépôts pour le Québec”.

REGULATION RESPECTING A CAP-AND-TRADE SYSTEM FOR GREENHOUSE GAS EMISSION ALLOWANCES

26. The Regulation respecting a cap-and-trade system for greenhouse gas emission allowances (chapter Q-2, r. 46.1) is amended in section 48 by striking out the third paragraph.

REGULATION RESPECTING THE APPLICATION OF THE ACT RESPECTING THE COLLECTION OF CERTAIN DEBTS

27. The Regulation respecting the application of the Act respecting the collection of certain debts (chapter R-2.2, r. 1) is amended in section 16 by striking out “bearer” in paragraph *d*.

28. Section 25 is amended by replacing “Minister of Finance who holds it in trust” in the second paragraph by “Bureau général de dépôts pour le Québec. It is deposited”.

29. Section 27 is amended by replacing the words “Minister of Finance” wherever they appear by the words “Bureau général de dépôts pour le Québec”.

30. Section 41 is amended by replacing “Minister of Finance who keeps them in accordance with the Act respecting deposits with the Bureau général de dépôts pour le Québec (chapter D-5.1)” by “Bureau général de dépôts pour le Québec”.

REGULATION RESPECTING COMBAT SPORTS LICENSING

31. The Regulation respecting combat sports licensing (chapter S-3.1, r. 7) is amended in the first paragraph of section 42

(1) by inserting “transfer,” after the first “by” in subparagraph 1;

(2) by striking out subparagraph 2.

32. Section 44 is replaced by the following:

“44. The deposit is deposited by the board in a trust account registered in its name with a financial institution to be disposed of in accordance with this Regulation.”.

33. Section 45 is amended by replacing “or by postal money order” by “, postal money order or by transfer”.