

Regulation respecting the publication of a notice of marriage or civil union

Civil Code of Québec
(Civil Code, art. 369, 1st par.)

DIVISION I APPLICATION FOR NOTICE OF PUBLICATION

1. An application for a notice of publication of the marriage or civil union submitted to the registrar of civil status must be made by the officiant and contain

(1) the type of solemnization, that is, a marriage or a civil union;

(2) the date scheduled for the solemnization of the marriage or civil union and the address of the place of solemnization;

(3) the name, domicile address, or work address in the case of the officiant, the telephone number and email address, if applicable, of each of the intended spouses, of the officiant and of the witness who confirms the correctness of the particulars;

(4) the confirmation of the witness;

(5) the date and place of birth of each of the intended spouses;

(6) the names of the parents of each of the intended spouses;

(7) the quality of the officiant and his or her registration number in the register of officiants issued by the registrar of civil status; and

(8) the date on which publication is to take place.

An application for a notice of publication submitted outside the business days and hours of the offices of the registrar of civil status is deemed to be made at the time of opening on the next business day.

DIVISION II NOTICE OF PUBLICATION

2. In addition to what is provided for in article 369 of the Civil Code, the notice of publication of the marriage or civil union must set out

(1) the type of solemnization, that is, a marriage or a civil union;

(2) the quality of the officiant; and

(3) the address where the marriage or civil union will be solemnized.

DIVISION III DISPENSATION FROM PUBLICATION

3. An application for a dispensation from the notice of publication of the marriage or civil union submitted to the registrar of civil status may be made by the intended spouses and by the officiant and must contain

(1) the type of solemnization, that is, a marriage or a civil union;

(2) the serious reasons in support of the application;

(3) the date scheduled for the solemnization of the marriage or civil union and the address of the place of solemnization;

(4) the name, domicile address, or work address in the case of the officiant, the telephone number and email address, if applicable, of each of the intended spouses and of the officiant;

(5) the date and place of birth of each of the intended spouses;

(6) the names of the parents of each of the intended spouses; and

(7) the quality of the officiant and the registration number in the register of officiants issued by the registrar of civil status.

4. This Regulation comes into force on the date of coming into force of section 3, paragraph 1 of section 6 and sections 8 and 11 of the Act to amend various legislative provisions to better protect persons (2016, chapter 12).

102993

Draft Regulation

Civil Code of Québec

Rules respecting the solemnization of civil marriages and civil unions — Amendment

Notice is hereby given, in accordance with sections 10 and 11 of the Regulations Act (chapter R-18.1), that the Regulation to amend the Rules respecting the solemnization of civil marriages and civil unions, appearing below, may be made by the Minister of Justice on the expiry of 45 days following this publication.

The draft Regulation provides that certain officiants must file the documents concerning the solemnization of a marriage or civil union with the registrar of civil status rather than with the office of the Superior Court in the judicial district where the solemnization of the marriage or civil union takes place. That new procedure will improve the application of the rules requiring them to keep or file certain documents related to the solemnization of a marriage or civil union.

The draft Regulation also revokes the provisions respecting the publication of a marriage or civil union since the Minister will make a new regulation pertaining specifically to those publication rules.

Further information on the draft Regulation may be obtained by contacting Annie Gauthier, Direction générale de l'accès à la justice, Direction des orientations et politiques, Ministère de la Justice, 1200, route de l'Église, 9^e étage, Québec (Québec) G1V 4M1; telephone: 418 646-5580, extension 20172; fax: 418 646-4894; email: annie.gauthier@justice.gouv.qc.ca

Any person wishing to comment on the draft Regulation is requested to submit written comments within the 45-day period to the Minister of Justice, 1200, route de l'Église, 9^e étage, Québec (Québec) G1V 4M1.

STÉPHANIE VALLÉE,
Minister of Justice

Regulation to amend the Rules respecting the solemnization of civil marriages and civil unions

Civil Code of Québec
(Civil Code, art. 376)

1. The Rules respecting the solemnization of civil marriages and civil unions (chapter CCQ, r. 3) is amended by revoking section 1.

2. Section 10 is amended

(1) by inserting “of the judgment authorizing a minor’s marriage,” in the first paragraph after “copy”;

(2) by replacing the second paragraph by the following:

“If the officiant is not a clerk or deputy clerk of the Superior Court, a notary, a mayor, a member of a municipal or borough council or a municipal officer, the copy of the documents required in the first paragraph must be sent to the registrar of civil status not later than the day on which the declaration of marriage or civil union is sent.”;

(3) by adding the following paragraph after the second:

“If the officiant is a clerk or deputy clerk of the Superior Court, a notary, a mayor, a member of a municipal or borough council or a municipal officer, the officiant must send a copy of the judgment authorizing a minor’s marriage to the registrar of civil status not later than the day on which the declaration of marriage or civil union is sent.”.

3. Schedule I is revoked.

4. Schedule II is revoked.

5. This Regulation comes into force on the date of coming into force of section 3, paragraph 1 of section 6 and sections 8 and 11 of the Act to amend various legislative provisions to better protect persons (2016, chapter 12).

102994

Draft Regulation

Environment Quality Act
(chapter Q-2)

Application of the Act — Amendment

Notice is hereby given, in accordance with sections 10 and 11 of the Regulations Act (chapter R-18.1) and section 124 of the Environment Quality Act (chapter Q-2), that the Regulation to amend the Regulation respecting the application of the Environment Quality Act, appearing below, may be made by the Government on the expiry of 60 days following this publication.

The draft Regulation amends the Regulation respecting the application of the Environment Quality Act (chapter Q-2, r. 3) to exempt from the application of the first paragraph of section 22 of the Environment Quality Act the carrying on of certain recreational activities and the work, construction or projects associated to the activities. The draft Regulation provides however that work, construction or projects associated to the carrying on of those recreational activities are not exempt if they are performed on a bank or shore or in a floodplain within the meaning of the Protection Policy for Lakeshores, Riverbanks, Littoral Zones and Floodplains (chapter Q-2, r. 35).

The draft Regulation has little impact on enterprises.

Further information on the draft Regulation may be obtained by contacting Mathieu Marchand, team leader, Direction régionale de l'analyse et de l'expertise de l'Estrie