

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

103029

### Draft Regulation

An Act to increase the number of zero-emission motor vehicles in Québec in order to reduce greenhouse gas and other pollutant emissions  
(2016, chapter 23)

#### Limit on the number of credits and confidentiality of some information

Notice is hereby given, in accordance with sections 10 and 11 of the Regulations Act (chapter R-18.1), that the Regulation respecting the limit on the number of credits that may be used by a motor vehicle manufacturer and the confidentiality of some information, appearing below, may be made by the Government on the expiry of 45 days following this publication.

The draft Regulation provides that, where a motor vehicle manufacturer has accumulated credits in a number greater than the number required for a particular period of 3 consecutive calendar years provided for in section 8 of the Act, the manufacturer may only use up to 25% of the total number of credits that the manufacturer must accumulate for a later period. It also provides that those credits may be used for any of the model years covered by the later period.

The draft Regulation also provides that some information declared by a motor vehicle manufacturer and entered in the register provided for in the Act is not public.

Further information on the draft Regulation may be obtained by contacting Valérie Vendette, Direction des programmes, Ministère du Développement durable, de l'Environnement et de la Lutte contre les changements climatiques, Édifice Marie-Guyart, 675, boulevard René-Lévesque Est, 6<sup>e</sup> étage, boîte 31, Québec (Québec) G1R 5V7; telephone: 418 521-3868, extension 4618; email: valerie.vendette@mddelcc.gouv.qc.ca; fax: 418 646-4920.

Any person wishing to comment on the draft Regulation is requested to submit written comments within the 45-day period to Valérie Vendette at the above-mentioned contact information.

DAVID HEURTEL,  
*Minister of Sustainable Development,  
the Environment and the  
Fight Against Climate Change*

### Regulation respecting the limit on the number of credits that may be used by a motor vehicle manufacturer and the confidentiality of some information

An Act to increase the number of zero-emission motor vehicles in Québec in order to reduce greenhouse gas and other pollutant emissions  
(2016, chapter 23, s. 9, 2nd par., and s. 15, 2nd par.)

#### CHAPTER I LIMIT ON THE NUMBER OF EXCESS CREDITS

**1.** A motor vehicle manufacturer that, at the end of a period referred to in section 8 of the Act to increase the number of zero-emission motor vehicles in Québec in order to reduce greenhouse gas and other pollutant emissions (2016, chapter 23), has accumulated a number of credits greater than the number it had to accumulate, may use them for a later period, up to 25% of the total of the credits it must accumulate for that period.

The motor vehicle manufacturer must, to that end, submit an application to the Minister not later than 15 days before the date set in the first paragraph of section 8 of the Act, indicating the number of credits it wishes to use and the category in which each credit is classified.

**2.** The accumulated excess credits may be used by a motor vehicle manufacturer for any of the model years of a later period.

#### CHAPTER II CONFIDENTIALITY OF SOME INFORMATION

**3.** The following information entered in the name of a motor vehicle manufacturer in the register provided for in section 11 of the Act is not public:

(1) the contact information of the person responsible for the report of a motor vehicle manufacturer made under section 10 of the Act;

(2) for each model year covered by the report, the number of new motor vehicles sold or leased by the manufacturer, by type of model of those vehicles;

(3) the information on each type of motor vehicle model covered by the report, including its trademark, model, type of model, specifications, model year, gross weight rating and, if applicable, the quantity of carbon dioxide, methane and nitrous oxide emitted by the vehicle by kilometre, when travelling in the city or on a highway;

(4) in addition to the information referred to in paragraph 3, for each low-speed, low-emission and zero-emission motor vehicle sold or leased by the motor vehicle manufacturer,

(4.1) the number allocated to it in the list published by the Minister under section 5 of the Act;

(4.2) the motor vehicle's identification number;

(4.3) whether the vehicle was new or reconditioned at the time of its initial sale or lease;

(4.4) in the case of a reconditioned motor vehicle, the number of kilometres at the time of its sale or lease;

(4.5) the date of its initial sale or lease to an automobile dealership;

(4.6) the date of its initial sale or lease by an automobile dealership and the date of its first registration in Québec; and

(4.7) the contact information of the automobile dealership referred to in subparagraph 4.5;

(5) the credits entered periodically by the Minister during the calendar year, before the deadline provided for in section 10 of the Act.

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

103026

## Draft Regulation

An Act to increase the number of zero-emission motor vehicles in Québec in order to reduce greenhouse gas and other pollutant emissions  
(2016, chapter 23)

### Regulation

Notice is hereby given, in accordance with sections 10 and 11 of the Regulations Act (chapter R-18.1), that the Regulation respecting the application of the Act to increase the number of zero-emission motor vehicles in Québec in order to reduce greenhouse gas and other pollutant emissions, appearing below, may be made by the Government on the expiry of 45 days following this publication.

The draft Regulation provides for parameters, calculation method and conditions allowing to determine the number of credits that a motor vehicle manufacturer must accumulate, under the Act, for a particular model year, where the average of the manufacturer's sales and leases of new motor vehicles applicable for that model year is greater than 4,500.

The draft Regulation also provides for a classification of motor vehicle manufacturers by category and sets, for each category, separate parameters, calculation method and conditions with respect to the requirements related to the credits that motor vehicle manufacturers must accumulate. It specifies the cases where it is possible to reclassify a motor vehicle manufacturer in a category other than the category in which the manufacturer was initially classified.

In addition, the draft Regulation determines the calculation method to establish, according to the electric range of motor vehicles, the number of vehicles propelled either solely or in conjunction with another means of propulsion, by an electric motor, a hydrogen internal combustion engine or another means of propulsion that emits no pollutants, whether new or reconditioned, that a motor vehicle manufacturer may sell or lease to meet the requirements related to the credits that the manufacturer must accumulate under the Act. It provides for that purpose, in the calculation method, the number of credits to which the sale or the lease of each of the vehicles gives entitlement.

It also provides for additional conditions which the motor vehicles must meet so that their sale or lease gives entitlement to credits, including the characteristics they must possess.

It determines the calculation method, the conditions and terms of payment of the charge to be paid by a motor vehicle manufacturer that has not accumulated the number of credits that it should have accumulated at the end of a period of 3 consecutive calendar years, and it sets the value of a credit at \$5,000 for the purpose of calculating the charge.

The draft Regulation also provides for the terms pertaining to a report on alienation of credits between motor vehicle manufacturers and the annual report provided for in the Act, and the information that must be transmitted for each.