

a notice that it could be approved by the Government, with or without amendment, on the expiry of 45 days following that publication;

WHEREAS it is expedient to approve the Regulation without amendment;

IT IS ORDERED, therefore, on the recommendation of the Minister of Employment and Social Solidarity:

THAT the Regulation to amend the Regulation respecting premium rates under the parental insurance plan, attached to this Order in Council, be approved.

ANDRÉ FORTIER,
Clerk of the Conseil exécutif

Regulation to amend the Regulation respecting premium rates under the parental insurance plan

An Act respecting parental insurance (chapter A-29.011, s. 6)

1. The Regulation respecting premium rates under the parental insurance plan (chapter A-29.011, r. 5) is amended by replacing section 1 by the following:

“1. The premium rate applicable to an employee and to a person referred to in section 51 of the Act is 0.526%.

The premium rate applicable to a self-employed worker and a family-type resource or intermediate resource is 0.934%.

The premium rate applicable to an employer is 0.736%.”

2. This Regulation comes into force on 1 January 2019.

103666

Gouvernement du Québec

O.C. 1150-2018, 15 August 2018

An Act respecting the Régie de l'énergie (chapter R-6.01)

Energy Transition Québec — Annual contribution

WHEREAS under subparagraph 11 of the first paragraph of section 114 of the Act respecting the Régie de l'énergie (chapter R-6.01), the Régie may make regulations determining the due dates, rate and method for calculating

the annual contribution payable to Energy Transition Québec by an energy distributor under section 49 of the Act respecting Transition énergétique Québec (chapter T-11.02) as well as the terms and conditions of payment, the rate of interest on sums due and the penalties exacted for failure to pay;

WHEREAS under the third paragraph of section 114 of this act, the rate, calculation method and terms and conditions referred to in subparagraph 11 of the first paragraph, may vary from one distributor or class of distributors to another, the regulation may also exempt a distributor or class of distributors and a penalty set by the Régie may not exceed 15% of the amount that should have been paid;

WHEREAS, in accordance with sections 10 and 11 of the Regulations Act (CQLR, c. R-18.1), the draft Regulation respecting the annual contribution payable to Energy Transition Québec was published in Part 2 of the *Gazette officielle du Québec* on May 16, 2018, with a notice that the Regulation could be submitted to the Government for approval on the expiry of 45 days following that publication;

WHEREAS under section 115 of the Act respecting the Régie de l'énergie, the rules of procedure and regulations made by the Régie must be submitted to the Government, which may approve them with or without amendments;

WHEREAS it is advisable to approve the Regulation without amendment;

IT IS ORDERED, therefore, on the recommendation of the Minister of Energy and Natural Resources:

THAT the Regulation respecting the annual contribution payable to Energy Transition Québec, attached to this Order in Council, be approved.

ANDRÉ FORTIER,
Clerk of the Conseil exécutif

Regulation respecting the annual contribution payable to Energy Transition Québec

An Act respecting the Régie de l'énergie (chapter R-6.01, s. 114, 1st par., subpar. 11, and 3rd par.)

1. Subject to section 86 of the Act respecting Transition Énergétique Québec (chapter T-11.02), the annual contribution payable to Energy Transition Québec by an energy distributor under section 49 of that Act for the fiscal year ending on 31 March 2008 and for each subsequent fiscal year corresponds to the sum of all products obtained by

multiplying the applicable rate determined under section 3, per form of energy, by the volume of energy concerned determined under section 4 that is attributable to the energy distributor.

For the purposes of this Regulation, “form of energy” means electric power, natural gas and the various fuel types consisting of gasoline, diesel fuel, light heating oil, heavy heating oil and propane.

2. The energy distributors’ financial investment toward carrying out the energy transition, innovation and efficiency master plan, as provided for in subparagraph 7 of the first paragraph of section 10 of the Act respecting Energy Transition Québec (chapter T-11.02), forms the basis for the calculation of the annual contribution payable by energy distributors to Energy Transition Québec.

The energy distributors’ financial investment is adjusted to take into account, if applicable, revisions to the master plan pursuant to sections 9, 13 and 14 of the Act respecting Energy Transition Québec (chapter T-11.02).

At the expiry of the five years of the master plan, the calculation of the contribution associated with the subsequent master plan is adjusted to take into account any amount by which the revenue from the contribution exceeds the specified expenditure associated with the contribution in the last master plan.

3. A rate is fixed annually for each form of energy. The rate applicable for a form of energy is the quotient obtained by dividing one fifth of the financial energy distributors’ financial investment for that form of energy, as determined under subparagraph 7 of the first paragraph of section 10 of the Act respecting Energy Transition Québec (chapter T-11.02), by the sum of the volumes determined under section 4 that are attributable to all the distributors of that form of energy.

4. The volume of energy attributable to an energy distributor is determined by the Régie de l’énergie taking into account the information obtained from that distributor for its fiscal year preceding the fiscal year for which the annual contribution is calculated.

When an energy distributor ceases its activities, the amount of its annual contribution payable to Energy Transition Québec is adjusted to take into account the period during which the distributor was subject to payment of the contribution.

The volume of electric power attributable to an energy distributor having entered into a service agreement with the electric power distributor delegating to it the management of its programs and actions promoting energy efficiency and new energy technologies is nil.

The volume of electric power distributed by the electric power distributor to an energy distributor that has not entered into the agreement referred to in the third paragraph is not attributable to the electric power distributor. In such a case, the volume of electric power attributable to the energy distributor is determined by the Régie taking into account the information obtained from the energy distributor for the fiscal year preceding the fiscal year for which the annual contribution is calculated.

The volume of energy distributed that is attributable to a fuel distributor is converted into megajoules according to the following table:

CONVERSION TABLE
(in megajoules per litre)
Fuel types

Gasoline	Diesel fuel	Light heating oil	Heavy heating oil	Propane
35,00	38,30	38,30	42,50	25,31

The fuel sold in Québec is presumed to be intended for consumption in Québec unless the fuel distributor shows otherwise by providing the Régie with the form “Attestation – Fuel intended for consumption outside Québec”, duly signed by the client to which the volumes of fuel were sold during the fiscal year for which the distributor is filing a statement.

The attestation form must be the form provided by the Régie as part of the form “Statement by fuel distributors” and must be used once only, for a single distributor and a single client. The distributor filing the statement cannot amend the client’s attestation without authorization from the person who signed it.

In determining the volume of energy attributable to a fuel distributor, the Régie takes into account the statements filed by the distributors pursuant to section 85.44 of the Act respecting the Régie de l’énergie (chapter R-6.01).

5. The annual contribution payable under section 49 of the Act respecting Transition Énergétique Québec (chapter T-11.02), for each fiscal year of Energy Transition Québec, is payable in 4 quarterly payments on 30 June, 30 September, 31 December and 31 March.

The amount of the last quarterly instalment payable continues to apply for each quarter of the subsequent fiscal year up to the quarter during which a new notice of payment for the contribution is sent for that fiscal year. Any overpayment or underpayment of the contribution payable to Energy Transition Québec for that fiscal year is apportioned equally over the remaining quarterly instalments.

6. Any variation the Régie establishes in the volume attributable to an energy distributor after the annual determination of the applicable rate will be the subject of a new notice of payment indicating the revised amount of the annual contribution payable by the distributor. The notice is sent at the latest with the notice of payment for the subsequent fiscal year.

7. Any balance unpaid by the energy distributor on the due date bears interest at the rate determined pursuant to section 28 of the Tax Administration Act (chapter A-6.002). The interest is capitalized monthly.

In addition to the interest payable, a penalty of 15% is added to any sum owing if the delay exceeds 60 days. In no case may the amount of the penalty exceed 15% of the amount that should have been paid.

8. The provisions of the Regulation respecting the annual contribution payable to Energy Transition Québec (chapter R-6.01, r. 5) continue to have effect to the extent that they are necessary for the determination of an annual contribution payable prior to the fiscal year ending on 31 March 2018.

9. This Regulation replaces the Regulation respecting the annual contribution payable to Energy Transition Québec (chapter R-6.01, r. 5).

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

103667

Gouvernement du Québec

O.C. 1159-2018, 15 August 2018

An Act respecting the Société des alcools du Québec (chapter S-13)

Wine producer's permit

— **Use of raw materials by holders of a small-scale**
— **Amendment**

Regulation to amend the Regulation respecting use of raw materials by holders of a small-scale wine producer's permit

WHEREAS, under section 37 of the Act respecting the Société des alcools du Québec (chapter S-13), the Government, upon the recommendation of the Minister

of Finance and the Minister of Public Security, may, in particular, make regulations determining the conditions or modalities of purchase, making, bottling, keeping, handling, storing, sale or shipping of alcoholic beverages and determining the composition and alcoholic content of alcoholic beverages and the standards of quality they are required to meet;

WHEREAS, in accordance with sections 10 and 11 of the Regulations Act (chapter R-18.1), the draft Regulation to amend the Regulation respecting use of raw materials by holders of a small-scale wine producer's permit was published in Part 2 of the *Gazette officielle du Québec* of 23 May 2018 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 and it is expedient to make the Regulation;

IT IS ORDERED, therefore, on the recommendation of the Minister of Finance and the Minister of Public Security:

THAT the Regulation to amend the Regulation respecting use of raw materials by holders of a small-scale wine producer's permit, attached to this Order in Council, be made.

ANDRÉ FORTIER,
Clerk of the Conseil exécutif

Regulation to amend the Regulation respecting use of raw materials by holders of a small-scale wine producer's permit

An Act respecting the Société des alcools du Québec (chapter S-13, s. 37)

1. The Regulation respecting use of raw materials by holders of a small-scale wine producer's permit (chapter S-13, r. 6.2) is amended by replacing section 1 by the following:

“**1.** Holders of a small-scale wine producer's permit must, to make their products, use as raw materials at least 50% of their own fresh grapes or its equivalent in juice from their total production.

They may also use no more than 50% of fresh grapes or its equivalent in juice produced by another Québec farm producer, whether or not the farm producer is a small-scale production permit holder.”