

(g) the name of 2 sources consulted to verify the weather forecasts, the date and time of each consultation and the weather forecasts by those sources at the time of operation of the road train;

(h) the date and time of consultation of the road conditions with the Ministère des Transports through its information service known under the name Québec 511 and the road conditions indicated by the service at the time of consultation.”

6. Section 8 is amended by replacing “9 consecutive months between 1 March and 30 November” by “12 consecutive months”.

7. Section 9 is amended by replacing “Sundays and the other holidays” in paragraph 3 by “26 December and holidays, other than Sundays.”

8. The following is inserted after section 9:

“**9.0.0.1.** During the period included between 1 December and 29 February, the driver must also

(1) keep in the vehicle, at a location that is easily accessible, a copy of the list of the safe stopping locations given by the permit holder and provide it at the request of a highway controller or any other peace officer and according to the controller or officer’s instructions;

(2) drive on autoroutes for which safe stopping locations are identified on the list;

(3) verify, not more than 3 hours before each departure, the weather forecasts with 2 different sources, refrain from operating if they are not favourable and keep the data and the date and time of each consultation;

(4) verify, not more than 3 hours before each departure, the condition of the road network with the Ministère des Transports through its information service known under the name Québec 511, in particular road conditions, road work and warnings in force, and keep the data and the date and time of each consultation.”

9. Section 9.2 is amended by inserting “or sections 7.1 to 7.3” at the end.

10. Section 9.3 is amended by replacing “section 9” by “section 9 or 9.0.0.1”.

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

104046

Draft Regulation

An Act respecting prearranged funeral services and sepultures
(chapter A-23.001)

Regulation respecting the application — 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 Regulation respecting the application of the Act respecting prearranged funeral services and sepultures, appearing below, may be made by the Government on the expiry of 45 days following this publication.

The draft Regulation specifies that the form of the contracts entered into before death prescribed in the Regulation respecting the application of the Act respecting prearranged funeral services and sepultures (chapter A-23.001, r. 1) also applies to contracts entered into after death.

The draft Regulation provides for the insertion of required information in the contract entered into after death, which indicates that the seller must make available to the public an up-to-date list of each item of goods and each service that the seller offers.

The draft Regulation also proposes that the prearranged funeral services contracts and the prepurchased sepulture contracts indicate respectively the date of birth of the person to whom the goods or services must be provided and the date of birth of the buyer.

The draft Regulation provides for the insertion of required information in the prearranged funeral services contracts and the prepurchased sepulture contracts, indicating in particular that the buyer may refuse, where applicable, that the buyer’s heirs, successors or liquidators terminate the contract or alter the goods or services provided for therein.

Lastly, the draft Regulation specifies that in addition to the forms of investments already provided for in the second paragraph of section 26 of the Act respecting prearranged funeral services and sepultures (chapter A-23.001), the funds held in trust whose depositary is a trust company may be invested in the form of bonds or other evidences of indebtedness issued or guaranteed by the United States of America or any of its member states.

The draft Regulation will have an impact on enterprises in the prearranged funeral services and sepultures sector, and on the public. To comply with the new regulatory requirements to mainly standardize practices within the sector, the enterprises concerned, consisting mainly

of small and medium-sized businesses, will have to incur additional administrative costs. In addition, a wider disclosure of information in the contracts could result in a slight reduction in the volume of business. That possible impact is slightly compensated by the addition of investment options for an enterprise of the sector where the depositary of the funds held in trust is a trust company. As regards the impact on the public, the draft Regulation will better protect the public. It will be better informed of the cost of each item of goods and each service. The public's wish respecting the nature of the funeral and disposal of the body will be registered.

Further information may be obtained by contacting Valérie Roy, advocate, Office de la protection du consommateur, 400, boul. Jean-Lesage, bureau 450, Québec (Québec) G1K 9W4; telephone: 418 643-1484, extension 2423; fax: 418 528-0976; email: valerie.roy@opc.gouv.qc.ca.

Any person wishing to comment on the draft Regulation is requested to submit written comments within the 45-day period to Marie-Claude Champoux, President, Office de la protection du consommateur, 400, boul. Jean-Lesage, bureau 450, Québec (Québec) G1K 8W4. The comments will be sent by the Office to the Minister of Justice.

SONIA LEBEL,
Minister of Justice

Regulation to amend the Regulation respecting the application of the Act respecting prearranged funeral services and sepultures

An Act respecting prearranged funeral services and sepultures
(chapter A-23.001, s. 81, pars. 1 and 3)

1. The Regulation respecting the application of the Act respecting prearranged funeral services and sepultures (chapter A-23.001, r. 1) is amended in section 1

(1) by replacing “in sections 7 and 8” in the first paragraph by “in sections 2.1 and 18.1”;

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

“Such contract must be drawn up on good quality white paper.”

2. Section 3 is amended by replacing “in section 4 or 5” in subparagraph *a* of the first paragraph by “in Chapter II, except that provided for in sections 3.1 and 4.1.”

3. The following is inserted after the heading of Chapter II:

“**3.1.** A prearranged funeral services contract must contain the date of birth of the person to whom the goods or services must be provided.”

4. The following is inserted after section 4:

“**4.1.** A prepurchased sepulture contract must contain the date of birth of the buyer.”

5. The following is inserted after section 5:

“**5.1.** A prearranged funeral services contract and a prepurchased sepulture contract must also contain the following required information at the end of the contract before the signatures of the parties:

“Information required under the Act respecting prearranged funeral services and sepultures.

(It applies only where the buyer is the person to whom the goods or services provided for in the contract must be provided at the time of the buyer's death.)

I am the person to whom the goods or services provided for in this contract must be provided at the time of my death.

The seller of the goods or services, or the seller's representative, informed me that

(1) an indication of the existence of the contract will be entered in the register of prearranged funeral services contracts and prepurchased sepulture contracts so that my heirs, successors and liquidators be informed of its existence;

(2) in certain circumstances, it is possible for me to modify or terminate this contract on the conditions set in the Acts and regulations in force;

(3) I am not obliged to check and initial the following refusal box.

This contract contains the expression of my wish respecting the nature of my funeral or disposal of my body, or both, and I refuse that my heirs, successors or liquidators terminate this contract or alter the goods or services provided therein.

Initials of the buyer

If my heirs, successors or liquidators terminate this contract, the amounts that the seller holds in trust in accordance with the Act will be remitted to them, subject to the penalty the seller may impose.”

5.2. A funeral services or sepulture contract intended for a deceased person and made after the person’s death must contain the following information:

“Information required under the Act respecting prearranged funeral services and sepultures.

The seller must make available to the public, at all times and in each of his establishments, an up-to-date list of the prices of each item of goods and each service that he offers.”

6. The following is inserted after section 10:

**“CHAPTER V.1
ADDITIONAL FORMS OF INVESTMENT**

10.1. In addition to the forms of investment provided for in the second paragraph of section 26 of the Act, the funds held in trust may, on the conditions and according to the terms provided for in that paragraph, be invested in the form of bonds or other evidences of indebtedness issued or guaranteed by the United States of America or any of its member states.”

7. This Regulation comes into force on the fifteenth day following the date of its publication in the *Gazette officielle du Québec*, except sections 1 to 5, which come into force on 6 May 2020.

104043