

Gouvernement du Québec

**O.C. 1115-2019, 6 November 2019**

An Act respecting tourist accommodation establishments (chapter E-14.2)

**Tourist accommodation establishments  
—Amendment**

Regulation to amend the Regulation respecting tourist accommodation establishments

WHEREAS, under the second paragraph of section 6 of the Act respecting tourist accommodation establishments (chapter E-14.2), an application for a classification certificate must be filed with the Minister of Tourism under the conditions prescribed by regulation of the Government;

WHEREAS, under the third paragraph of section 7 of the Act, the classification of a tourist accommodation establishment is established on the basis of the classes of tourist accommodation establishments determined by regulation of the Government;

WHEREAS, under the first paragraph of section 8 of the Act, the form of classification certificates is determined by regulation of the Government;

WHEREAS, under the third paragraph of section 8 of the Act, the conditions for obtaining a classification certificate and the conditions that must be complied with by certificate holders are determined by regulation of the Government;

WHEREAS, under the first paragraph of section 9 of the Act, a classification certificate is valid for a period of 24 months and the Minister of Tourism may fix any other term in the cases determined by regulation of the Government;

WHEREAS, under section 30 of the Act, the classification certificate of a tourist accommodation establishment or the provisional classification certificate, as applicable, must be kept posted in public view in the places determined by regulation of the Government throughout the period of operation of the establishment;

WHEREAS, under paragraph 16 of section 36 of the Act, the Government may, by regulation, define the expression “tourist accommodation establishment”;

WHEREAS, in accordance with sections 10 and 11 of the Regulations Act (chapter R-18.1), the draft Regulation to amend the Regulation respecting tourist accommodation establishments was published in the *Gazette officielle du Québec* of 12 June 2019 with a notice that it could be made by the Government on the expiry of 45 days following that publication;

WHEREAS section 17 of that Act provides that a regulation comes into force 15 days after the date of its publication in the *Gazette officielle du Québec* or on any later date indicated in the regulation or in the Act under which it is made or approved;

WHEREAS it is expedient to make the Regulation with amendments;

IT IS ORDERED, therefore, on the recommendation of the Minister of Tourism:

THAT the Regulation to amend the Regulation respecting tourist accommodation establishments, attached to this Order in Council, be made.

YVES OUELLET,  
*Clerk of the Conseil exécutif*

**Regulation to amend the Regulation  
respecting tourist accommodation  
establishments**

An Act respecting tourist accommodation establishments (chapter E-14.2, s. 6, 2nd par., s. 7, 3rd par., s. 8, 1st and 3rd pars., s. 9, 1st par., s. 30 and s. 36, par. 16)

**1.** The Regulation respecting tourist accommodation establishments (chapter E-14.2, r. 1) is amended in section 1 by replacing “on a regular basis in the same calendar year and the availability of which is made public” in the first paragraph by “the availability of units in which is made public by the use of any medium.”

**2.** Section 6.1 is amended in the French text by replacing “auto cuisine” by “autocuisine”.

**3.** Section 7 is amended

(1) by replacing “auto cuisine”, wherever it is found in the French text of subparagraphs 1, 2, 4 and 7, by “autocuisine”;

(2) by inserting “, other than principal residence establishments,” after “establishments” in subparagraph 2;

(3) by inserting the following after subparagraph 2:

“(2.1) principal residence establishments: establishments that offer, following a single reservation, accommodation in the operator’s principal residence for a single person or a single group of related persons at a time that does not include any meals served on the premises;”;

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

“For the purposes of subparagraph 2.1 of the first paragraph, a principal residence is a residence where the operator, a natural person, habitually resides, centra-

lizing therein the operator's family and social activities, in particular when it is not used as a tourist accommodation establishment, the address of which corresponds to the address that the operator indicates to government departments and bodies.”.

**4.** Section 10 is amended

(1) by inserting “if applicable,” before “the name” in paragraph 3;

(2) by inserting “if applicable,” before “a description of the services offered” in paragraph 9.

**5.** Section 10.1 is amended

(1) by replacing subparagraph 2 of the first paragraph by the following subparagraphs:

“(2) if the person who operates the establishment is the owner of the establishment, a copy of the title of ownership or of the municipal tax account for the establishment and, if the establishment is located in an immovable held in divided co-ownership, a copy of the provisions of the declaration of co-ownership allowing the establishment to be operated for tourist accommodation purposes or, in the absence of such provisions, the authorization of the syndicate of co-owners to that effect;

(2.1) if the person who operates the establishment is the lessee of the establishment, a copy of the leasing contract for the establishment and, if the leasing contract has no provision allowing the operation of the establishment as a tourist accommodation establishment, the authorization of the owner to that effect;

(2.2) in the case of a group, a copy of the documents, as applicable, referred to in subparagraphs 2 and 2.1 for each of the immovables and movables forming the group;”;

(2) by replacing “subparagraph 2” in the second paragraph by “subparagraphs 2 to 2.2”.

**6.** Section 12 is amended

(1) by replacing “a sign indicating the name of the accommodation establishment” in the first paragraph by “a written notice specifying the number of the accommodation establishment and a sign indicating the name of the establishment”;

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

“Notwithstanding the above, the classification certificate of a principal residence establishment shall take the form only of a written notice specifying the number and address of the accommodation establishment, its class and expiry date.”.

**7.** Section 13 is amended by inserting ““principal residence establishments”,” after “classes”.

**8.** Section 13.1 is replaced by the following:

“**13.1.** Where a classification certificate expires or must be modified or where the operation of the accommodation establishment ends, the sign referred to in the first paragraph of section 12 must be destroyed or returned to the Minister, at the holder's expense.”.

**9.** The title of Division VII is amended by adding “AND ADVERTISING” after “POSTING”.

**10.** Section 14 is amended by replacing the second paragraph by the following:

“The same applies to the notice corresponding to the provisional classification certificate or to the classification certificate of a principal residence establishment.”.

**11.** The Regulation is amended by inserting the following after section 14:

“**14.1.** The holder of a classification certificate must clearly indicate the number of the accommodation establishment on any advertising used to promote the establishment, and on any website, whether transactional or non-transactional, used in connection with the operation of the establishment.”.

**12.** Section 16.1 is amended by inserting “, 14.1” after “13.1”.

**13.** This Regulation comes into force on 1 May 2020.

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Gouvernement du Québec

**O.C. 1117-2019, 6 November 2019**

Highway Safety Code  
(chapter C-24.2)

**Special Road Train Operating Permits  
—Amendment**

Regulation to amend the Special Road Train Operating Permits Regulation

WHEREAS, under subparagraph 20 of the first paragraph of section 621 of the Highway Safety Code (chapter C-24.2), the Government may, by regulation, determine the amount of the fee exigible and the conditions and formalities for obtaining a special permit and the conditions