

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.

104148

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

attached to such a permit according as the permit relates to an oversized vehicle or to a vehicle used for the transportation of a load exceeding its length or its width;

WHEREAS, under subparagraph 35 of the first paragraph of section 621 of the Code, the Government may, by regulation, determine, among the provisions of a regulation concerning the conditions attached to a special permit for a certain class of road vehicles or combinations of road vehicles, those the violation of which constitutes an offence and indicate, for each offence, the minimum and the maximum amounts of the fine to which the offender is liable;

WHEREAS the Government made the Special Road Train Operating Permits Regulation (chapter C-24.2, r. 36);

WHEREAS, in accordance with sections 10 and 11 of the Regulations Act (chapter R-18.1), the draft Regulation to amend the Special Road Train Operating Permits Regulation was published in Part 2 of the *Gazette officielle du Québec* of 24 July 2019 with a notice that it could be made by the Government on the expiry of 45 days following that publication;

WHEREAS it is expedient to make the Regulation with amendment;

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

THAT the Regulation to amend the Special Road Train Operating Permits Regulation, attached to this Order in Council, be made.

YVES OUELLET,
Clerk of the Conseil exécutif

Regulation to amend the Special Road Train Operating Permits Regulation

Highway Safety Code
(chapter C-24.2, s. 621, 1st par., subpars. 20 and 35)

1. Section 4 of the Special Road Train Operating Permits Regulation (chapter C-24.2, r. 36) is amended

(1) by inserting “register on the website for the management of permits of the Ministère des Transports, pay the fees payable and” after “must” in the portion before subparagraph 1 of the first paragraph;

(2) by replacing “identification number in the register of owners and operators of heavy vehicles” in subparagraph 1 of the first paragraph by “telephone number and, where applicable, identification number in the register of owners and operators of heavy vehicles, number of the safety fitness certificate or a similar document recognized under the Motor Vehicle Transport Act (R.S.C. 1985, c. 29 (3rd Suppl.))”;

(3) by inserting the following after subparagraph 1 of the first paragraph:

“(1.1) the name of the person responsible for the customer account, the person’s telephone number and email address;”

2. Section 5 is revoked.

3. Section 6 is replaced by the following:

“**6.** The fees for the issue of a special permit are those obtained by adding

(1) the fees provided for in subparagraph 1 of the first paragraph of section 16 of the Regulation respecting special permits (chapter C-24.2, r. 35); and

(2) the product obtained by multiplying the number of months to be authorized by the monthly fees. The monthly fees are those obtained by dividing by 12 the difference between the fees provided for in subparagraph 1 of the first paragraph of section 17 of the Regulation respecting special permits and the fees provided for in subparagraph 1 of the first paragraph of section 16 of that Regulation.”

4. Section 7 is amended

(1) by replacing “stored or recorded” in paragraph 2 by “recorded and kept”;

(2) by inserting “and section 9.0.0.1” at the end of paragraph 5.

5. The following is inserted after section 7:

“**7.1.** Where the permit includes a period between 1 December and 29 February, the permit holder must draw up, for each planned trip, a list of the safe stopping locations including the address where the trip begins, the number of each autoroute used, the address of the destination and the safe stopping locations allowing to stop the road train in the event of unforeseeable deterioration of the weather, road conditions or visibility.

Those stopping locations must comply with the following requirements:

- (1) allow safe parking or uncoupling of the road train;
- (2) be accessible by an authorized road offering the necessary space to safely manoeuvre the road train ;
- (3) be opened and accessible at all times;
- (4) be situated 50 km or less from the departure location, another stopping location or the destination.

Each stopping location must be identified by using its address or, failing such address, by a description making it easy to find the stopping location in case of emergency and the route to follow to get there from the autoroute exit ramp.

The stations used for the control of highway transportation of persons and goods, autoroute exit or access ramps, autoroute shoulders, including that of autoroute 40, called autoroute Félix-Leclerc, situated near kilometre posts 216 and 217 in Municipalité de Saint-Luc-de-Vincennes may not be indicated as safe stopping locations.

7.2. A permit holder must provide, at the request of the Minister of Transport, a highway controller or any other peace officer and according to the Minister, controller or officer's instructions, for each trip planned between 1 December and 29 February, a list of the safe stopping locations.

7.3. A permit holder who operates a road train during the period included between 1 December and 29 February must also

- (1) update, between 1 and 30 November, the list of safe stopping locations;
- (2) give the driver of a road train a copy of the list of safe stopping locations updated in accordance with paragraph 1;
- (3) keep for at least 90 days the data that must be recorded by the system referred to in subparagraph 5 of the first paragraph of section 3 and of which the combination of vehicles is equipped;
- (4) provide, at the request of the Minister of Transport and within the prescribed time, the data provided for in paragraph 3;

(5) provide, at the request of the Minister of Transport and within the prescribed time, the data on the carrying out of the transportation, that is,

- (a) the registration number of the tractor;
- (b) the number of the special permit;
- (c) the date of the trip;
- (d) the place and time of departure;
- (e) the place and time of arrival;
- (f) the number of each autoroute used;

(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 mentioned in” in paragraph 3 by “26 December and the holidays listed in subparagraphs *b* to *j* of”.

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*.

104148

Gouvernement du Québec

O.C. 1118-2019, 6 November 2019

Highway Safety Code
(chapter C-24.2)

Use of tires specifically designed for winter driving — Amendment

Regulation to amend the Regulation respecting the use of tires specifically designed for winter driving

WHEREAS, under the first paragraph of section 440.1 of the Highway Safety Code (chapter C-24.2), as amended by section 115 of the Act to amend the Highway Safety Code and other provisions (2018, chapter 7), between 1 December and 15 March, the owner of a motorized road vehicle registered in Québec, except a heavy vehicle, tool vehicle or farm machine, may not put the vehicle into operation unless it is equipped with tires specifically designed for winter driving, in compliance with the standards prescribed by government regulation, and the prohibition also applies to any person renting out such a vehicle regardless of where it is registered;

WHEREAS, under subparagraphs 1 and 2 of the second paragraph of section 440.1 of the Highway Safety Code, the government regulation may also prescribe in particular the cases in which the prohibition provided for in the first paragraph of that section does not apply and the cases in which that prohibition is replaced by the obligation to obtain a certificate authorizing a person who owns or rents out, as the case may be, a vehicle referred to in the first paragraph of that section to put the vehicle into operation in Québec without equipping it with tires specifically designed for winter driving;

WHEREAS, in accordance with sections 10 and 11 of the Regulations Act (chapter R-18.1), a draft Regulation to amend the Regulation respecting the use of tires specifically designed for winter driving was published in Part 2 of the *Gazette officielle du Québec* of 10 July 2019 with a notice that it could be made by the Government on the expiry of 45 days following that publication;

WHEREAS it is expedient to make the Regulation with amendments to add certain cases in which the prohibition provided for in the first paragraph of section 440.1 of the Highway Safety Code, as amended by section 115 of the Act to amend the Highway Safety Code and other provisions, is replaced by the obligation to obtain a certificate, in particular to take into account situations in which an owner is deprived of the use of their vehicle pursuant to the Highway Safety Code, namely, the cases of seizure and of impounding and the cases of prohibition of putting into operation or putting back into operation a vehicle;

WHEREAS, under paragraph 1 of section 12 of the Regulations Act, a proposed regulation may be made without having been published if the authority making it is of the opinion that the urgency of the situation requires it;

WHEREAS, under section 13 of that Act, the reason justifying the absence of such publication is to be published with the regulation;

WHEREAS the Government is of the opinion that there is urgency to make the Regulation to amend the Regulation respecting the use of tires specifically designed for winter driving due to the following circumstances:

— it is expedient to ensure the coming into force on 1 December of the amendments concerning the addition of certain cases in which the prohibition provided for in the first paragraph of section 440.1 of the Highway Safety Code, as amended by section 115 of the Act to amend the Highway Safety Code and other provisions, is replaced by the obligation to obtain a certificate in order to avoid the possibility of unfairness in the application of the law;

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

THAT the Regulation to amend the Regulation respecting the use of tires specifically designed for winter driving, attached to this Order in Council, be made.

YVES OUELLET,
Clerk of the Conseil exécutif