

## Regulations and other Acts

Gouvernement du Québec

### O.C. 638-2020, 17 June 2020

Education Act  
(chapter I-13.3)

#### **Amended basic school regulation for preschool, elementary and secondary education for the 2019-2020 school year — Amendment**

Regulation to amend the Amended basic school regulation for preschool, elementary and secondary education for the 2019-2020 school year

WHEREAS, under the first paragraph of section 447 of the Education Act (chapter I-13.3), the Government may make regulations to be known as the “basic school regulation”;

WHEREAS the Government made the Amended basic school regulation for preschool, elementary and secondary education for the 2019-2020 school year by Order in Council 547-2020 dated 27 May 2020, and it is expedient to amend it;

WHEREAS, under subparagraph 1 of the second paragraph of section 447 of the Education Act, the basic school regulation made by the Government relates to the nature and objectives of educational services, including preschool education, instructional services, student services and special educational services as well as the general organizational framework thereof;

WHEREAS, under subparagraph 4 of the third paragraph of section 447 of the Act, the basic school regulation made by the Government may establish rules on the evaluation of learning achievement and the certification of studies;

WHEREAS, pursuant to section 458 of the Act, a draft regulation was submitted to the Conseil supérieur de l'éducation for examination;

WHEREAS, by Order in Council 177-2020 dated 13 March 2020, the Government declared a public health emergency and took certain measures to protect the health of the population;

WHEREAS, under section 12 of the Regulations Act (chapter R-18.1), 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 must be published with the regulation;

WHEREAS, under section 18 of that Act, a regulation may come into force on the date of its publication in the *Gazette officielle du Québec* where the authority that has made it is of the opinion that the urgency of the situation requires it, and the reason justifying such coming into force must be published with the regulation;

WHEREAS the Government is of the opinion that the urgency owing to the following circumstances justifies the absence of prior publication and such coming into force of the Regulation to amend the Amended basic school regulation for preschool, elementary and secondary education for the 2019-2020 school year:

— in certain cases, due to the absence of students, teachers are unable to express an opinion on the level of development achieved by those students for each competency in the Preschool Education program;

— the report card for the third term of the current school year of preschool education cannot be finalized as provided for in the basic school regulation in force;

— the report card must be sent not later than 10 July 2020;

IT IS ORDERED, therefore, on the recommendation of the Minister of Education and Higher Education:

THAT the Regulation to amend the Amended basic school regulation for preschool, elementary and secondary education for the 2019-2020 school year, attached to this Order in Council, be made.

YVES OUELLET,  
*Clerk of the Conseil exécutif*

## Regulation to amend the Amended basic school regulation for preschool, elementary and secondary education for the 2019-2020 school year

Education Act  
(chapter I-13.3, s. 447, 1st par., 2nd par.,  
subpar. 1, and 3rd par., subpar. 4)

### DIVISION I GENERAL

**1.** The Amended basic school regulation for preschool, elementary and secondary education for the 2019-2020 school year, made by Order in Council 547-2020 dated 27 May 2020, is amended in section 30 by replacing the second paragraph by the following:

“The results shown in section 2 of the report card must indicate the status of the development of the competencies in the Preschool Education program, if the competencies have been evaluated, or, if it is the last report card for the school year, the level of development achieved by the student for each competency, if the competencies have been evaluated.”

**2.** The same basic school regulation is amended by adding the following after section 5:

“**5.1** The key related to term 3 in section 2 entitled “**RESULTS**” of the preschool education report card in Schedule IV to the basic school regulation is to be read as follows for that school year:

	Key
Mark	Term 3
<b>A</b>	The student exceeds the program expectations
<b>B</b>	The student meets the program expectations
<b>C</b>	The student partially meets the program expectations
<b>D</b>	The student does not meet the program expectations
<b>NE</b>	The student has not been evaluated

”.

### DIVISION II FINAL

**3.** This Regulation applies despite any inconsistent provision of the Basic school regulation for preschool, elementary and secondary education.

**4.** This Regulation comes into force on 18 June 2020.  
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Gouvernement du Québec

### O.C. 649-2020, 17 June 2020

An Act to promote access to justice through the establishment of the Service administratif de rajustement des pensions alimentaires pour enfants (chapter A-2.02)

#### Application regulation —Amendment

Regulation to amend the Regulation respecting the application of the Act to promote access to justice through the establishment of the Service administratif de rajustement des pensions alimentaires pour enfants

WHEREAS, under the first paragraph of section 2 of the Act to promote access to justice through the establishment of the Service administratif de rajustement des pensions alimentaires pour enfants (chapter A-2.02), an application for recalculation may, in the cases described in a government regulation, be made to SARPA by one or both of the child’s parents and the regulation also determines the application procedure and the information and documents needed for the recalculation that must be provided in support of the application;

WHEREAS, under the first paragraph of section 9 of the Act, SARPA cannot recalculate child support if, after having examined the information and documents provided, it finds that the recalculation applied for requires a judicial assessment, unless there is an agreement between the parents in the cases and in accordance with the terms determined by government regulation;

WHEREAS, under the first paragraph of section 16 of the Act, any parent who makes an application for recalculation of child support must pay the fees set by regulation, in the proportion and according to the terms prescribed;

WHEREAS, under section 19 of the Act, the Government may by regulation determine the cases in which and the extent to which the Commission des services juridiques may reimburse a fee paid by a parent;

WHEREAS the Government made the Regulation respecting the application of the Act to promote access to justice through the establishment of the Service administratif de rajustement des pensions alimentaires pour enfants (chapter A-2.02, r. 1);