

Regulations and other Acts

Gouvernement du Québec

O.C. 672-2020, 23 June 2020

An Act respecting the Société d'habitation du Québec (chapter S-8)

Certain temporary measures relating to the leasing of low-rental housing

By-law respecting certain temporary measures relating to the leasing of low-rental housing

WHEREAS, under subparagraph *g* of the first paragraph of section 86 of the Act respecting the Société d'habitation du Québec (chapter S-8), the Société d'habitation du Québec may, by by-law, in particular establish the conditions upon which leases may be taken or granted by a municipality, a bureau or by any organization or person who obtains a loan, subsidy or allowance for the carrying out of a housing program;

WHEREAS, under the second paragraph of section 86 of the Act, the by-laws relating to matters referred to in subparagraph *g* of the first paragraph of that section may, subject to the Charter of human rights and freedoms (chapter C-12) and the Canadian Charter of Rights and Freedoms (Part I of Schedule B to the Canada Act, chapter 11 in the 1982 volume of the Acts of the Parliament of the United Kingdom), include distinctions, exclusions or preferences based on age, handicap or any element pertaining to the situation of a person;

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 population;

WHEREAS the board of directors of the Société made, by resolution 2020-047 dated 18 June 2020, the By-law respecting certain temporary measures relating to the leasing of low-rental housing;

WHEREAS, under section 87 of the Act respecting the Société d'habitation du Québec, the by-laws of the Société are subject to approval by the Government;

WHEREAS, under section 12 of the Regulations Act (chapter R-18.1), a proposed regulation may be approved without having been published in the *Gazette officielle du Québec* in accordance with section 8 of that Act if the authority approving it is of the opinion that the urgency of the situation requires it;

WHEREAS, under the first paragraph of 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 approving it is of the opinion that the urgency of the situation requires it;

WHEREAS, under section 13 and the second paragraph of section 18 of that Act, the reason justifying the absence of prior publication and 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 By-law respecting certain temporary measures relating to the leasing of low-rental housing:

— the COVID-19 pandemic requires the immediate implementation of measures to reduce the risks of contagion associated with the steps that must be taken by lessees of low-rental housing to obtain and provide the proof of income required to determine the rent applicable, as well as with the handling of coins to use the washing machines and clothes dryers available to them;

— the increase of the maximum rent of dwellings in low-rental housing in Nunavik being applicable as of 1 July 2020, the suspension of the increase must come into force before that date;

WHEREAS it is expedient to approve the By-law;

IT IS ORDERED, therefore, on the recommendation of the Minister of Municipal Affairs and Housing:

THAT the By-law respecting certain temporary measures relating to the leasing of low-rental housing, attached to this Order in Council, be approved.

YVES OUELLET,
Clerk of the Conseil exécutif

By-law respecting certain temporary measures relating to the leasing of low-rental housing

An Act respecting the Société d'habitation du Québec (chapter S-8, s. 86, 1st par., subpar. g, and 2nd par.)

- 1.** Despite sections 5 to 13 and 19 of the By-law respecting the conditions for the leasing of dwellings in low-rental housing (chapter S-8, r. 3), the determination of the rent applicable for a dwelling for which the lease is renewed before 1 October 2020 corresponds to the rent paid by the household occupying the dwelling before the renewal.
- 2.** Despite section 15 of the By-law, a washing machine or a clothes dryer is used free of charge until 30 September 2020, unless a device on one of those appliances prevents it.
- 3.** Despite the first paragraph of section 18 of the By-law, the lessee whose lease is renewed before 1 October 2020 is not required to provide the lessor with the names of the persons living with the lessee, and with the proof required to determine the rent the lessor is asking for.
- 4.** For the period beginning on 25 June 2020 and ending on 30 September 2020, a lessee may file an application for a rent reduction in accordance with section 20 of the By-law without accompanying it with the supporting documents.

In such a case, the lessee must undertake to provide all the supporting documents necessary for the examination of the application not later than 15 November 2020.

If the lessor does not send those documents within the period prescribed or if the lessor determines, after examining the supporting documents, that the rent reduction should not have been granted, the lessee must reimburse the lessor an amount equal to the rent reduction for each month it has been applied.
- 5.** Despite sections 2 and 4 to 7 of the By-law respecting the conditions for the leasing of dwellings in low-rental housing in Nunavik (chapter S-8, r. 4), the monthly rent of a lessee renewing a lease as of 1 July 2020 corresponds to the monthly rent paid by the lessee until that date.
- 6.** Despite section 7 of the By-law, no increase of the maximum rent is applicable as of 1 July 2020.
- 7.** This By-law comes into force on the date of its publication in the *Gazette officielle du Québec*.

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Gouvernement du Québec

O.C. 685-2020, 17 June 2020

An Act respecting prescription drug insurance (chapter A-29.01)

Basic prescription drug insurance plan —Amendment

CONCERNING the Regulation to amend the Regulation respecting the basic prescription drug insurance plan

WHEREAS, under subparagraph 7 of the first paragraph of section 78 of the Act respecting prescription drug insurance (chapter A-29.01) the Government may, in addition to the regulatory powers conferred on it by that Act and after consulting with the Régie de l'assurance maladie du Québec, make regulations to determine, for the purposes of sections 13.1 and 28.1, the rules pursuant to which the rates of adjustment are to be fixed annually and specify the class of persons to which each rate is applicable, where that is the case;

WHEREAS, the Government made the Regulation respecting the basic prescription drug insurance plan (chapter A-29.01, r. 4);

WHEREAS, under section 6.1 of that Regulation, the amount of the annual premium is adjusted on 1 July of each year on the basis of the experience of the months of April to March of the preceding fiscal year, taking into account the increase in the costs of the plan to persons referred to in paragraph 4 of section 15 of the Act respecting prescription drug insurance and this adjustment shall take into account, on the same basis, the anticipated cost of changes to coverage under the plan, particularly the cost of adding new medications to the List of medications as well as any other factor having a direct effect on the cost of the plan;

WHEREAS, under paragraph 1 of section 6.2 of that Regulation, the deductible, coinsurance and maximum annual contribution are adjusted on 1 July so as to maintain the proportion of the gross costs assumed by those classes of persons referred to in the first and second paragraphs of section 28 of the Act respecting prescription drug insurance, on the basis of the experience of the months of April to March of the preceding fiscal year, taking into account the increase in the costs of the plan to those persons;

WHEREAS, under paragraph 2 of section 6.2 of that Regulation, in the application of subparagraph 1 of this section, the rate of adjustment of the maximum contribution may not exceed the rate of increase in the