

Draft Regulations

Draft regulation

Financial Administration Act
(chapter A-6.001)

Financial commitments made by a body — Amendment

Notice is hereby given, in accordance with sections 10 and 11 of the Regulations Act (chapter R-18.1), that the draft Regulation to amend the Regulation respecting financial commitments made by a body, appearing below, may be made by the Government on the expiry of 45 days following this publication.

The purpose of this draft regulation is to amend subparagraph 11 of the first paragraph of section 1 of the regulation by modifying the duration of a lease for which a body covered by this regulation is subject to authorizations by the Minister, reducing it from more than 15 years to 10 years or more including any renewal option.

The amendments provided for in the draft Regulation have no impact on the public or on enterprises.

Further information on the draft Regulation may be obtained by contacting Julie Simard, Coordinator – Documentation financière et conformité, Ministère des Finances, 390, boulevard Charest Est, 7^e étage, Québec (Québec) G1K 3H4; telephone: 418-643-8887; email: julie.simard@finances.gouv.qc.ca.

Any person wishing to comment on the draft Regulation is requested to submit written comments within the 45-day period to Julie Simard, Coordinator – Documentation financière et conformité, Ministère des Finances, 390, boulevard Charest Est, 7^e étage, Québec (Québec) G1K 3H4; telephone: 418-643-8887; email: julie.simard@finances.gouv.qc.ca.

ERIC GIRARD
Minister of Finance

Regulation amending Regulation respecting financial commitments made by a body

Financial Administration Act
(chapter A-6.001, s. 77.3)

1. Subparagraph 11 of first paragraph of section 1 of the Regulation respecting financial commitments made by a body (chapter A-6.001, r. 4) is amended by:

1. inserting “expected” after “whose”;
2. inserting “, including any renewal option,” after “term”
3. replacing “more than 15 years” by “10 years or more”.

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

105059

Draft Regulation

Anti-Corruption Act
(chapter L-6.1)

Act to amend various legislative provisions concerning mainly bodies in the field of public safety (2020, chapter 31)

Selection criteria and training of members of the specialized investigation unit of the Anti-Corruption Commissioner

Notice is hereby given, in accordance with sections 10, 12 and 13 of the Regulations Act (chapter R-18.1), that the Regulation respecting the selection criteria and training of members of the specialized investigation unit of the Anti-Corruption Commissioner, appearing below, may be made by the Government on the expiry of 10 days following this publication.

The draft Regulation determines the selection criteria considered for the selection of the members of the specialized investigation unit of the Anti-Corruption Commissioner. It also provides for the training that the members of the unit who exercise investigative, supervisory or management functions must undergo. In that regard, the draft Regulation provides for the terms and conditions applicable to complete the training and exercise investigative functions during the training and for the exceptions to the training obligation.

In accordance with sections 12 and 13 of the Regulations Act, the draft Regulation may be made at the expiry of a shorter period than the 45 days provided for in section 11 of that Act because of the urgency, in the Government's opinion, owing to the following circumstances:

— It is important that the draft Regulation, which follows up on the amendments made to the Anti-Corruption Act (chapter L-6.1) by the Act to amend various legislative provisions concerning mainly bodies in the field of public safety (2020, chapter 31), be made as soon as possible so that the Anti-Corruption Commissioner may appoint the members acting within the specialized investigation unit, in accordance with the first paragraph of section 14 of the Anti-Corruption Act, as replaced by paragraph 1 of section 2 of the Act to amend various legislative provisions concerning mainly bodies in the field of public safety.

The measures proposed by the draft Regulation have no impact on the public or on enterprises, including small and medium-sized businesses.

Further information on the draft Regulation may be obtained by contacting Vanessa Héту-Lamy, strategic advisor and executive assistant, Direction générale adjointe Politiques, programmes et recherche, Direction générale aux affaires policières, Ministère de la Sécurité publique; email: vanessa.hetu-lamy@msp.gouv.qc.ca.

Any person wishing to comment on the draft Regulation is requested to submit written comments within the 10-day period to Véronyck Fontaine, Secretary General, Ministère de la Sécurité publique, tour des Laurentides, 5^e étage, 2525, boulevard Laurier, Québec (Québec) G1V 2L2; fax: 418 643-3500; email: veronyck.fontaine@msp.gouv.qc.ca.

GENEVIÈVE GUILBAULT
Minister of Public Security

Regulation respecting the selection criteria and training of members of the specialized investigation unit of the Anti-Corruption Commissioner

Anti-Corruption Act
(chapter L-6.1, s. 14.01, 2nd par.)

DIVISION I SELECTION CRITERIA FOR MEMBERS OF THE SPECIALIZED INVESTIGATION UNIT

1. The following criteria are considered for the selection of a candidate to be a member of the specialized investigation unit of the Anti-Corruption Commissioner:

- (1) personal and relationship skills, in particular probity, adherence to organizational values, and sense of ethics and public service;
- (2) intellectual qualities;
- (3) operational abilities;
- (4) motivation and interest;
- (5) knowledge;
- (6) experience.

The criteria are evaluated according to the office to be filled within the specialized investigation unit and the candidate profile sought to hold the office.

DIVISION II TRAINING OF MEMBERS OF THE SPECIALIZED INVESTIGATION UNIT

2. A member of the specialized investigation unit whose main task is to exercise investigative functions must have successfully completed the investigative training program of the Anti-Corruption Commissioner offered by the École nationale de police du Québec, which includes

- (1) a preparatory component;
- (2) a component composed of the courses in the school's basic training program in police investigation; and
- (3) an anti-corruption investigation specialization component.

A member whose main function is to supervise, as a ranking junior officer, unit members who exercise investigative functions must have successfully completed the training provided for in the first paragraph and the school's investigation supervision course.

3. The training components provided for in subparagraphs 1 and 2 of the first paragraph of section 2 must be successfully completed not later than 18 months following the date on which the member took up the functions of the office. Until such time as the component in subparagraph 2 is successfully completed, the member may exercise the investigative functions assigned, where applicable, by the Associate Commissioner for Investigations, under the supervision of another unit member whose main task is to exercise investigative functions and who satisfies the first paragraph of section 2. The training component provided for in subparagraph 3 of the first paragraph of section 2 must be successfully completed not later than 24 months following the successful completion of the component in subparagraph 2 or, if the member has already successfully completed that component on the date of taking office, not later than 24 months following that date.

The training provided for in the second paragraph of section 2 must be successfully completed not later than 24 months following the date on which the member took office in the function referred to in that paragraph.

4. A member of the specialized investigation unit is deemed to satisfy subparagraph 1 of the first paragraph of section 2 if, on the date of taking office, the member satisfied subparagraph 4 of the first paragraph of section 115 of the Police Act (chapter P-13.1).

In addition, a member is deemed to satisfy subparagraphs 1 and 2 of the first paragraph of section 2 if the member could exercise an investigative function without supervision in accordance with the Regulation respecting the minimum qualifications required to exercise investigative functions within a police force (chapter P-13.1, r. 3) in the 2 years preceding the date of taking office.

5. A member of the specialized investigation unit who exercises management functions, as a ranking senior officer, must have successfully completed a police management training course offered or recognized by the school.

The training course must be successfully completed not later than 24 months following the date on which the member took office in the functions referred to in the first paragraph.

6. An equivalence for a program or training activity provided for in this Regulation may be granted in accordance with the By-law to establish the Training Plan Regulation of the École nationale de police du Québec (chapter P-13.1, r. 4).

7. A member of the specialized investigation unit who does not exercise the functions referred to in this Regulation is not subject to this Division.

DIVISION III TRANSITIONAL AND FINAL

8. A member of the specialized investigation unit in office on the date of coming into force of this Regulation and who, on that date, may exercise an investigative function under supervision in accordance with section 2 of the Regulation respecting the minimum qualifications required to exercise investigative functions within a police force (chapter P-13.1, r. 3) is deemed to satisfy subparagraph 1 of the first paragraph of section 2. The training component provided for in subparagraph 2 of the first paragraph of section 2 must be successfully completed by the member not later than 18 months following the date of coming into force of this Regulation. Until such time as that component is successfully completed, the member may exercise investigative functions within the specialized investigation unit under the supervision of another unit member whose main task is to exercise investigative functions and who satisfies the first paragraph of section 2. The training component provided for in subparagraph 3 of the first paragraph of section 2 must be successfully completed not later than 24 months following the successful completion of the component provided for in subparagraph 2.

9. A member of the specialized investigation unit in office on the date of coming into force of this Regulation and who, on that date, may exercise an investigative function without supervision in accordance with the Regulation respecting the minimum qualifications required to exercise investigative functions within a police force (chapter P-13.1, r. 3) is deemed to satisfy the first paragraph of section 2.

10. A member of the specialized investigation unit in office on the date of coming into force of this Regulation and whose main function, on that date, is to supervise, as a ranking junior officer, unit members who exercise investigative functions is deemed to satisfy the second paragraph of section 2.

11. A member of the specialized investigation unit in office on the date of coming into force of this Regulation and who, on that date, exercises management functions, as a ranking senior officer, is deemed to satisfy the first paragraph of section 5.

12. The Commissioner may, for a valid reason, grant an extension of a time period provided for in this Regulation. The Commissioner informs the Minister of Public Security once a year of the reason for each extension that is granted.

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

105069

Draft Rules

Act respecting racing
(chapter C-72.1)

Standardbred horse races held at a professional race track — Amendment

Notice is hereby given, in accordance with sections 10 and 11 of the Regulations Act (chapter R-18.1), that the Rules to amend the Rules respecting Standardbred horse races held at a professional race track, appearing below, may be made by the Régie des alcools, des courses et des jeux on the expiry of 45 days following this publication.

The draft Rules amend the use of the whip during Standardbred horse races held at a professional race track.

Study of the matter has shown no negative impact on enterprises, including small and medium-sized businesses.

Further information concerning the draft Rules may be obtained by contacting Andrée-Anne Garceau, Secretary, Régie des alcools, des courses et des jeux, 560, boulevard Charest Est, 2^e étage, Québec (Québec) G1K 3J3; telephone: 418 528-7225, extension 23251; fax: 418 646-5204; email: andree-anne.garceau@racj.gouv.qc.ca. Any person wishing to comment on the draft Rules is requested to submit written comments within the 45-day period to Andrée-Anne Garceau, Secretary, Régie des alcools, des courses et des jeux, 560, boulevard Charest Est, 2^e étage, Québec (Québec) G1K 3J3.

MTRE. DENIS DOLBEC
President

Rules to amend the Rules respecting Standardbred horse races held at a professional race track

Act respecting racing
(chapter C-72.1, s. 103)

1. The Rules respecting Standardbred horse races held at a professional race track (chapter C-72.1, r. 4) are amended in section 278

(1) by replacing “4 ft 8 in, including the snapper which may not exceed 8 in” by “48 in, including a snapper measuring between 6 in and 12 in long”;

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

“The whip must not be made of leather and its snapper must not have been altered or knotted.”.

2. Section 279 is replaced by the following:

“**279.** A driver, trainer or groom shall not make excessive use of a whip at a race track.

He shall also not use a whip in any of the following ways:

- (1) by touching the horse with the butt end of the whip;
- (2) by placing the whip under the arch of the sulky;
- (3) by placing the whip between the legs of the horse.

He may use a whip to stimulate the horse only by making a wrist movement. In addition, the movement of the whip may be made only between the shafts of the sulky.”.

3. The following is inserted after section 279:

“**279.1.** A driver, trainer or groom shall not use a whip in any of the following situations:

- (a) the horse is not responding to the stimulation of the whip;
- (b) the horse can no longer improve its position in the race;
- (c) the horse is not maintaining or improving its position in the race;
- (d) the horse is winning;