

“The costs payable for examination of an application for a permit made by reason of the alienation or leasing of an establishment are \$292.”

9. Section 7.2, as made by section 61 of the Act to amend various legislative provisions concerning mainly bodies in the field of public safety (2020, chapter 31), is replaced by the following:

“**7.2.** In the case of a permit for a seasonal operating period, the duties payable are reduced in proportion to the number of days during which the permit is not used.

Where the holder of a permit covering an annual operating period applies to change for a seasonal operating period, the board reimburses the part of the duties paid that correspond to the number of days occurring after the application when the permit is not used.”

10. This Regulation comes into force on 5 August 2021.

105189

Gouvernement du Québec

O.C. 1058-2021, 7 July 2021

Transport Act
(chapter T-12)

**Road vehicles used for the transportation
of school children
— Amendment**

Regulation to amend the Regulation respecting road vehicles used for the transportation of school children

WHEREAS, under paragraph *a* of section 5 of the Transport Act (chapter T-12), the Government may, by regulation, establish standards, conditions or modes of construction, use, safe-keeping, upkeep, ownership, possession, rent, hygiene or safety of any means of transport or transport system which it indicates;

WHEREAS, in accordance with sections 10 and 11 of the Regulations Act (chapter R-18.1), a draft Regulation to amend the Regulation respecting road vehicles used for the transportation of school children was published in Part 2 of the *Gazette officielle du Québec* of 15 July 2020 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;

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

THAT the Regulation to amend the Regulation respecting road vehicles used for the transportation of school children, attached to this Order in Council, be made.

YVES OUELLET
Clerk of the Conseil exécutif

**Regulation to amend the Regulation
respecting road vehicles used
for the transportation of school children**

Transport Act
(chapter T-12, s. 5, par. *a*)

1. The Regulation respecting road vehicles used for the transportation of school children (chapter T-12, r. 17) is amended by replacing section 1 by the following:

“**1.** Transportation of school children carried out on a public road within the meaning of the Highway Safety Code (chapter C-24.2) and organized by a school service centre, a school board or a private educational institution referred to in the Act respecting private education (chapter E-9.1), except transportation of students enrolled in vocational training or adult education, shall be carried out by means of a school bus, a school minibus or a vehicle used for the transportation of school children compliant with this Regulation.

Transportation of school children organized by a school service centre, a school board or a private educational institution, as part of an education, sport or cultural activity, may be carried out by means of a multifunction school activity bus or a 12 to 15 passenger bus compliant with this Regulation.

Despite the first paragraph, the transportation of secondary school children that is incorporated into the service of the Réseau de transport métropolitain or a public transit authority constituted under the Act respecting public transit authorities (chapter S-30.01), provided that the route is available to the entire clientele and its schedule is publicly disseminated in the same manner as that of other routes, may be carried out by means of a bus manufactured for urban transport.”

2. Section 3 is revoked.

3. The following is inserted after section 4:

4.1. A multifunction school activity bus as defined in the Motor Vehicle Safety Regulations (C.R.C., c. 1038) that bears the national safety mark within the meaning of the Motor Vehicle Safety Act (S.C. 1993, c. 16) or the compliance label provided for in the Regulations for that type of vehicle is a multifunction school activity bus.

4.2. A bus that meets the following conditions is a 12 to 15 passenger bus:

(1) it meets the requirements of the Motor Vehicle Safety Act (S.C. 1993, c. 16);

(2) it bears the national safety mark within the meaning of the Motor Vehicle Safety Act or the compliance label provided for in the Act for Transport Canada's "bus" class;

(3) the model year is 2017 or a later year;

(4) the model year is not more than 10 years;

(5) the gross weight rating is not more than 4,536 kg;

(6) it is equipped with an electronic tire pressure monitoring system that is in good operating condition."

4. Section 11 is amended by replacing the third paragraph by the following:

"Strips of yellow reflective tape at least 2.5 cm wide may be affixed to the back of the school bus to delimit the contour. Reflective strips may also be affixed to the bus at the locations designated in section 6.5 of CSA Standard D250-16, School Buses, published by the Canadian Standards Association."

5. Section 30 is amended by adding "If the word "ÉCOLIERS" is indicated by a light-emitting diode (LED) sign, the background of the sign shall be black and the letters shall be in contrasting colour in order to be legible." at the end of the first paragraph.

6. Section 31 is amended

(1) by replacing "the name of the carrier" in paragraph 5 by "the name and contact information of the carrier";

(2) by adding the following at the end:

"(7) a pictogram or a mention indicating that it is manufactured in Québec, where applicable."

7. Section 34 is amended by replacing the second paragraph by the following:

"Those lights shall be designed and installed in accordance with testing standard J887, School Bus Warning Lamps, published by SAE International. Despite the foregoing, the standard does not apply to the aiming pads on the face of the lens or to the black encircling each light."

8. The following is inserted after section 34:

34.1. A white strobe lamp manufactured and installed in accordance with CSA Standard D250-16, School Buses, published by the Canadian Standards Association, may be added to the roof of a school bus."

9. Section 44 is amended in the first paragraph

(1) by replacing "CSA Standard D-250-03 entitled "School Buses" and published on 18 March 2003" in subparagraph 1 by "CSA Standard D-250-16 entitled "School Buses" and published";

(2) by replacing "CSA Standard D-250-03" in subparagraph 2 by "CSA D-250-16".

10. The following is added after Division II of Chapter III:

"DIVISION III
MULTIFUNCTION SCHOOL ACTIVITY BUSES
AND 12 TO 15 PASSENGER BUSES

49.1. Between the fifteenth day of October and the first day of May, a school service centre, a school board or a private educational institution and a carrier doing business with them shall ensure that the tires with which a multifunction school activity bus or a 12 to 15 passenger bus is equipped are specifically designed for winter driving within the meaning of subparagraph 2 of the first paragraph of section 7 of the Regulation respecting the use of tires (chapter C-24.2, r. 45).

49.2. Before authorizing a driver in its employ to drive a multifunction school activity bus or a 12 to 15 passenger bus, a carrier, a school service centre, a school board or a private educational institution shall obtain the driver's driving record and ensure that a maximum number of 3 demerit points are entered in it. A carrier must also provide a copy of the driving record to the school service centre, the school board or the private education institution for which the transportation is carried out.

The carrier, the school service centre, the school board or the private educational institution shall require from every driver in its employ that the driver inform, without delay and in writing, the carrier, the school service centre, the school board or the private educational institution if demerit points are added to the driver's driving record after the verification made under the first paragraph.

49.3. The driver of a multifunction school activity bus or a 12 to 15 passenger bus shall inform without delay and in writing the carrier, the school service centre, the school board or the private educational institution that employs the driver if demerit points are added to the driver's driving record.

49.4. No person may drive a multifunction school activity bus or a 12 to 15 passenger bus if more than 3 demerit points are entered in the person's driving record.”

11. Section 50 is amended

(1) by replacing paragraphs 1 and 2 by the following:

“(1) where a person transports school children or has school children transported using a vehicle other than those permitted under section 1;

(2) where an owner uses a school bus or minibus that does not comply with the requirements of any of sections 7 to 36;”;

(2) by revoking paragraph 4.

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

Paragraph 3 of section 4.2 of the Regulation respecting road vehicles used for the transportation of school children, as enacted by section 3 of this Regulation, ceases to have effect on 31 December 2026.

105190

Gouvernement du Québec

O.C. 1060-2021, 7 July 2021

Transport Act
(chapter T-12)

Environment Quality Act
(chapter Q-2)

**Road vehicles used for the transportation
of school children
— Amendment**

Regulation to amend the Regulation respecting road vehicles used for the transportation of school children

WHEREAS, under paragraph *a* of section 5 of the Transport Act (chapter T-12), the Government may, by regulation, establish standards, conditions or modes of construction, use, safe-keeping, upkeep, ownership, possession, rent, hygiene or safety of any means of transport or transport system which it indicates;

WHEREAS, under paragraphs *a* and *b* of section 53 of the Environment Quality Act (chapter Q-2), the Government may make regulations applicable to the whole or to any part of the territory of Québec, to classify motor vehicles and engines to regulate their use and withdraw certain classes from the application of the Act and the regulations, and to prohibit or limit the use of certain classes of motor vehicles or engines to prevent or to reduce the emission of pollutants into the air;

WHEREAS, under subparagraph 29 of the first paragraph of section 95.1 of that Act, the Government may make regulations to prescribe any measure aimed at promoting the reduction of greenhouse gas emissions and require that climate change impact mitigation and adaptation measures be put in place;

WHEREAS, in accordance with sections 10 and 11 of the Regulations Act (chapter R-18.1), a draft Regulation to amend the Regulation respecting road vehicles used for the transportation of school children was published in Part 2 of the *Gazette officielle du Québec* of 24 April 2021 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;

IT IS ORDERED, therefore, on the recommendation of the Minister of Transport and the Minister of the Environment and the Fight Against Climate Change: