

(b) the issues associated with the mission of the Sûreté du Québec, its jurisdiction and the services it must provide;

(c) the major social issues, phenomenon of crime and related public policies;

(d) management, particularly as regards the management of public bodies and human resources; and

(e) government organization and administrative operations, in particular the regulatory framework applicable to the Sûreté du Québec;

(2) the candidate's experience and its relevance to the holding of the office of Director General of the Sûreté du Québec

(a) as regards extensive police operations and criminal and penal investigations;

(b) as regards communications, particularly in crisis situations; and

(c) in a managerial capacity;

(3) the candidate's aptitudes, namely

(a) leadership;

(b) sense of public service, ethics and fairness;

(c) judgment and decisiveness;

(d) ability to develop a strategic vision and to lead the organization toward achievement of its objectives;

(e) ability to interpret a complex and evolving environment and adapt to it;

(f) ability to communicate and maintain working relationships and networks; and

(g) ability to manage highly confidential and extensive files.

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

105280

Gouvernement du Québec

O.C. 1250-2021, 15 September 2021

Act respecting parental insurance
(chapter A-29.011)

Regulation —Amendment

Regulation to amend the Regulation under the Act respecting parental insurance

WHEREAS, under section 19 of the Act respecting parental insurance (chapter A-29.011), the benefits may, on the conditions prescribed in a regulation of the Conseil de gestion de l'assurance parentale, be increased, up to the limit fixed in the regulation, where the income is below the threshold determined in the regulation;

WHEREAS, under section 19 of the Act, the regulation establishes, in particular, the constituents of the income taken into account and its calculation method as well as the manner in which an increase is calculated;

WHEREAS the Conseil de gestion, by resolution on 4 June 2021, adopted the Regulation to amend the Regulation under the Act respecting parental insurance;

WHEREAS, under the second paragraph of section 88 of the Act respecting parental insurance, the regulations of the Conseil de gestion require the approval of the Government; the Government may approve them with or without amendment;

WHEREAS, in accordance with sections 10 and 11 of the Regulations Act (chapter R-18.1), a draft Regulation to amend the Regulation under the Act respecting parental insurance was published in Part 2 of the *Gazette officielle du Québec* of 14 July 2021 with a notice that it could be approved by the Government on the expiry of 45 days following that publication;

WHEREAS, under section 17 of the Regulations Act, a regulation comes into force 15 days after the date of its publication in the *Gazette officielle du Québec* or on any later date indicated in the regulation or in the Act under which it is made or approved;

WHEREAS, under subparagraph 1 of the first paragraph of section 18 of the Regulations Act, a regulation may come into force on the date of its publication in the *Gazette officielle du Québec* or between that date and the date

applicable under section 17 of that Act where the authority that has made or approved it is of the opinion that a reason provided for in the Act under which the regulation may be made or approved, or the urgency of the situation requires it;

WHEREAS, under the second paragraph of section 18 of that Act, 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 coming into force of the Regulation to amend the Regulation under the Act respecting parental insurance on a date that is between the date of its publication in the *Gazette officielle du Québec* and the date applicable under section 17 of the Regulations Act:

—the Regulation is necessary to ensure the new methods for calculating increases in parental insurance benefits will be implemented as soon as 26 September 2021 for recipients beginning their benefit period on or after that date since they will no longer be eligible for certain temporary income support measures under the employment insurance plan;

WHEREAS it is expedient to approve the Regulation with amendment;

IT IS ORDERED, therefore, on the recommendation of the Minister of Labour, Employment and Social Solidarity:

THAT the Regulation to amend the Regulation under the Act respecting parental insurance, attached to this Order in Council, be approved.

YVES OUELLET
Clerk of the Conseil exécutif

Regulation to amend the Regulation under the Act respecting parental insurance

Act respecting parental insurance
(chapter A-29.011, s. 19)

1. The Regulation under the Act respecting parental insurance (chapter A-29.011, r. 2) is amended by replacing sections 44 to 49 by the following:

“**44.** An increase is granted to a recipient whose average weekly earnings are lower than the threshold corresponding to the minimum wage payable under section 3 of the Regulation respecting labour standards (chapter N-1.1,

r. 3) for a regular workweek under section 52 of the Act respecting labour standards (chapter N-1.1). The threshold is established on the date on which the benefit period begins.

The increased weekly benefits are calculated using the method provided for in Schedule A.

The weekly benefits increased in accordance with the second paragraph may not exceed an amount corresponding to 85% of the recipient’s average weekly earnings or, in the case of an election in accordance with section 18 of the Act, 100% of the recipient’s average weekly income.”.

2. The following is added after section 55:

“**55.1.** Section 44 applies to a recipient whose benefit period begins on or after 26 September 2021.

55.2. Sections 44 to 49, as they read on 25 September 2021, continue to apply to a recipient whose benefit period begins not later than that date, whether or not the recipient is eligible for an increase.

Where the benefit period of one of the parents begins on or after 26 September 2021, section 48 of the Regulation does not apply to the other parent whose benefit period began before that date.

55.3. An increase granted to a parent in accordance with sections 44 to 49, as they read on 25 September 2021, does not limit entitlement of the other parent to receive the increase provided for in section 44, if the parent’s benefit period begins on or after 26 September 2021, despite section 48, as it read on 25 September 2021.”.

3. The following is added at the end of the Regulation:

“**SCHEDULE A**
(s. 44)

METHOD FOR CALCULATING THE INCREASED WEEKLY BENEFITS

The increased weekly benefits allows the increase of the income replacement rate of the eligible recipient and varies based on the average weekly earnings of each recipient. It ensures a decreasing increase of the income replacement rate so that the increase becomes nil when the average weekly earnings reach the level of eligibility under the measure. The increased weekly benefits is calculated using the following method:

If the average weekly earnings are lower than the threshold determined in the first paragraph of section 44,

(a) the increased weekly benefits is equal to the lesser of the following amounts:

(85% x AWE) and (Rate x Threshold);

(b) in the case of an election in accordance with section 18 of the Act, the increased weekly benefits is equal to the lesser of the following amounts:

(100% x AWE) and (Rate x Threshold).

In the method provided for above,

(a) “AWE” is the average weekly earnings established in accordance with section 21 of the Act;

(b) “Threshold” is the hourly rate of the minimum wage multiplied by the number of hours for a regular workweek, as determined in the first paragraph of section 44;

(c) “Rate” is the income replacement rate applicable under section 18 of the Act.

If the average weekly earnings are equal to or higher than the threshold determined in the first paragraph of section 44, no increase is granted.”.

4. This Regulation comes into force on 26 September 2021.

105278

M.O., 2021

Order of the Minister of the Environment and the Fight Against Climate Change dated 10 September 2021

Natural Heritage Conservation Act
(chapter C-61.01)

Act to amend the Natural Heritage Conservation Act and other provisions
(2021, chapter 1)

Assignment of temporary protection status to a maritime territory situated in the Gulf of St. Lawrence, in the Gaspésie–Îles-de-la-Madeleine region, as Réserve aquatique projetée du Banc-des-Américains, and establishment of the plan and the conservation plan of that area

THE MINISTER OF THE ENVIRONMENT AND THE FIGHT AGAINST CLIMATE CHANGE,

CONSIDERING section 65 of the Act to amend the Natural Heritage Conservation Act and other provisions (2021, chapter 1), which provides that sections 27, 29 to 31 and 33 of the Natural Heritage Conservation Act (chapter C-61.01), as they read on 18 March 2021, continue to apply to the Réserve aquatique projetée du Banc-des-Américains;

CONSIDERING the first paragraph of section 27 of the Natural Heritage Conservation Act, as it reads on 18 March 2021, which provides that, for the purpose of protecting land to be established as a new protected area, such as a park, the Minister of the Environment and the Fight Against Climate Change, with the approval of the Government, prepares the plan of that area, establishes a conservation plan and assigns temporary protection status to the area as a proposed aquatic reserve, biodiversity reserve, ecological reserve or man-made landscape;

CONSIDERING that, on 4 March 2019, the Gouvernement du Québec and the Government of Canada entered into the Accord Canada-Québec relatif au projet conjoint d'aire marine protégée du Banc-des-Américains, which was approved by the Gouvernement du Québec by Décret 1471-2018 dated 19 December 2018;

CONSIDERING that to foster the protection and maintenance of the exceptional marine biodiversity, the territory of the banc des Américains, situated in the Gulf of St. Lawrence, requires temporary protection in order to subsequently grant permanent protection status;

CONSIDERING Order in Council 760-2021 dated 2 June 2021 authorizing the Minister of the Environment and the Fight Against Climate Change to assign temporary protection status to a maritime territory situated in the Gulf of St. Lawrence, in the Gaspésie–Îles-de-la-Madeleine region, as Réserve aquatique projetée du Banc-des-Américains, to prepare the plan of the area and to establish its conservation plan;

CONSIDERING the publication in Part 2 of the *Gazette officielle du Québec* of 23 June 2021, in accordance with sections 10 and 11 of the Regulations Act (chapter R-18.1), of the draft conservation plan of the Réserve aquatique projetée du Banc-des-Américains, with a notice that the Minister intends to assign temporary protection status to the territory appearing in the Schedule to the document on the expiry of 45 days following its publication;

CONSIDERING the first paragraph of section 29 of the Natural Heritage Conservation Act, as it reads on 18 March 2021, which provides that a notice of the setting aside of land by the Minister pursuant to section 27 is to be published in the *Gazette officielle du Québec*;