

Draft Regulations

Draft Regulation

Automobile Insurance Act
(chapter A-25)

Exemptions from the obligation to hold a liability insurance contract — Amendment

Notice is hereby given, in accordance with sections 10 and 11 of the Regulations Act (chapter R-18.1), that the Regulation to amend the Regulation respecting exemptions from the obligation to hold a liability insurance contract, appearing below, may be made by the Government on the expiry of 45 days following this publication.

The draft Regulation provides that municipalities may be exempt from the obligation referred to in section 84 of the Automobile Insurance Act (chapter A-25) to hold a liability insurance contract guaranteeing compensation for property damage caused by their automobiles. To that end, municipalities will have to adopt a resolution by which they make the decision to opt for self-insurance for their automobiles and send a copy of the resolution to the Société de l'assurance automobile du Québec. The municipalities will then be bound by the direct compensation agreement established by the Groupement des assureurs automobiles in accordance with section 173 of the Automobile Insurance Act.

The draft Regulation has no impact on enterprises, including small and medium-sized businesses.

Further information on the draft Regulation may be obtained by contacting Stephano Michel, Direction du suivi des usagers du réseau routier, Société de l'assurance automobile du Québec, 333, boulevard Jean-Lesage, E-3-1, case postale 19600, succursale Terminus, Québec (Québec) G1K 8J6; telephone: 418 528-4408; fax: 418 643-8804; email: stephano.michel@saaq.gouv.qc.ca.

Any person wishing to comment on the draft Regulation is requested to submit written comments within the 45-day period to Nadia Fournier, director of governmental relations and administrative support, Société de l'assurance automobile du Québec, 333, boulevard Jean-Lesage, N-6-2, case postale 19600, succursale Terminus,

Québec (Québec) G1K 8J6; email: nadia.fournier@saaq.gouv.qc.ca. The comments will be forwarded by the Société to the Minister of Transport.

FRANÇOIS BONNARDEL
Minister of Transport

Regulation to amend the Regulation respecting exemptions from the obligation to hold a liability insurance contract

Automobile Insurance Act
(chapter A-25, s. 196, par. c)

1. The Regulation respecting exemptions from the obligation to hold a liability insurance contract (chapter A-25, r. 8) is amended in section 1

(1) by replacing “of the municipalities of Laval, Longueuil, Québec and Montréal” in subparagraph 8 of the first paragraph by “of a municipality that has adopted a resolution by which the municipality makes the decision to opt for self-insurance for its automobiles”;

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

“For the purposes of subparagraph 8 of the first paragraph,

(1) a copy of the resolution must be sent to the Société de l'assurance automobile du Québec within 20 days following the date of its adoption by the municipality. The exemption provided for in that paragraph becomes effective on the 30th day following the date of the adoption of the resolution;

(2) a municipality that has sent a copy of the resolution referred to in subparagraph 8 of the first paragraph may withdraw from the exemption provided for in that paragraph. To that end, the municipality must adopt a resolution by which the municipality makes the decision to put an end to the self-insurance option for its automobiles and send a copy of the resolution to the Société within 20 days following the date of its adoption. The withdrawal from the exemption provided for in that paragraph becomes effective on the 30th day following the date of the adoption of the resolution.”

2. The municipalities of Laval, Longueuil, Québec and Montréal continue to be exempt, with respect to their automobiles, from the obligation provided for in section 84 of the Automobile Insurance Act (chapter A-25) and to be bound, in accordance with the second paragraph of section 1 of that Regulation, by the direct compensation agreement established by the Groupement des assureurs automobiles.

However, they may withdraw from the exemption in accordance with subparagraph 2 of the third paragraph of section 1 of that Regulation, as enacted by paragraph 2 of section 1 of this Regulation.

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

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