

## Draft Regulations

### Draft Regulation

Highway Safety Code  
(chapter C-24.2)

#### Licences — 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 licences, appearing below, may be made by the Government on the expiry of 45 days following this publication.

The main object of the draft Regulation is to amend the rules used to calculate the duties payable from 1 January 2023 to obtain a restricted licence authorizing only the operation of a road vehicle equipped with an alcohol ignition interlock device, and to establish the frequency of payment of the duties. The draft Regulation also changes the rules governing the form of licences depending on their category. Lastly, it specifies that the weight of the battery need not be considered in establishing the net mass of certain road vehicles that are altered to make them exclusively electric-powered.

The draft Regulation will enable an applicant for a restricted licence authorizing only the operation of a road vehicle equipped with an alcohol ignition interlock device to spread the financial burden over time. In terms of the impact on enterprises, including small and medium-sized enterprises, the measures proposed have no net cost and no impact on competitiveness.

Further information on the draft Regulation may be obtained by contacting Renée Delisle, Director of changes to the regulatory framework and business partnerships, Société de l'assurance automobile du Québec, 333, boulevard Jean-Lesage, C-3-16, case postale 19600, succursale Terminus, Québec (Québec) G1K 8J6; telephone: 418 528-4898; email: renee.delisle2@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 licences

Highway Safety Code  
(chapter C-24.2, s. 619, pars. 1, 1.0.1, 4.1, 4.2, 5, 5.2, and s. 619.3)

**1.** The Regulation respecting licences (chapter C-24.2, r. 34) is amended, in section 1, by replacing the definition of “net mass” by the following:

““net mass” means the mass of a road vehicle as indicated by the manufacturer at the time of shipment, or that indicated on the weight certificate issued when the road vehicle was altered or fitted with an accessory or with equipment in order to bring it into conformity with its intended use; where the road vehicle is a truck, as defined in the third paragraph of section 28.3, having 2 axles altered to replace the engine with which it is equipped to make the vehicle exclusively electric-powered and equipped with a battery rechargeable by connecting to the electric network, the net mass of the vehicle is established by subtracting from it, after its alteration, the weight of the battery;”

**2.** Section 5 is amended by striking out subparagraph 1 of the second paragraph.

**3.** Sections 7.1 and 7.2 are replaced by the following:

**“7.1.** A probationary licence, restricted licence or driver’s licence is in plastic form.

**“7.2.** A learner’s licence is in paper form or in plastic form, at the choice of the applicant.

However, a class 5 or 6A learner’s licence is in plastic form, but is in paper form or plastic form, at the choice of the applicant, if issued only for the duration of the practical session of a proficiency examination.

“7.3. Despite sections 7.1 and 7.2, a licence bearing the word “temporary” is in paper form.”

**4.** Section 35.1 is amended by striking out the second paragraph.

**5.** Sections 50 to 50.3 are repealed.

**6.** Section 50.5 is replaced by the following:

“50.5. Despite section 50.4, a driver’s licence issued without a photograph or signature in accordance with section 7.7 is valid from the date on which it is issued until the end of the holder’s birthday that follows its issue. If the period thus obtained is less than 3 months, 12 months must be added thereto.”

**7.** Section 50.6 is amended by replacing “sections 50 to 50.3” by “section 50.5”.

**8.** The following is inserted after section 50.6:

**“CHAPTER V.1  
“RESTRICTED LICENCE AUTHORIZING  
ONLY THE DRIVING OF A ROAD VEHICLE  
EQUIPPED WITH AN ALCOHOL IGNITION  
INTERLOCK DEVICE**

“50.7. A restricted licence referred to in section 76.1.1 of the Highway Safety Code (chapter C-24.2) is valid from the date on which it is issued until the end of the period of ineligibility for a new licence established, following a finding of guilt for an offence mentioned in that section, pursuant to sections 76 and 76.1.4 of the Code.

However, if the period of validity calculated pursuant to the first paragraph is more than 96 months, the licence is valid from the date on which it is issued until the end of the holder’s birthday occurring during the year where the age of the holder becomes a multiple of 8. If the period thus obtained is less than 3 months, 96 months must be added thereto.”

**9.** Section 73.3 is amended

(1) by inserting “referred to in section 118 of the Highway Safety Code (chapter C-24.2)” after “restricted licence” in the first paragraph;

(2) by inserting “referred to in section 118 of the Highway Safety Code”, after “restricted licence” in the second paragraph.

**10.** Section 73.4 is amended by inserting “referred to in section 118 of the Highway Safety Code (chapter C-24.2)” after “restricted licence” in the first paragraph.

**11.** The following is inserted after section 73.4:

“73.4.1. The annual duties payable pursuant to the first paragraph of section 93.1 of the Highway Safety Code (chapter C-24.2) are \$18.60 for a restricted licence referred to in section 76.1.1 of the Code, other than a licence exclusively in class 8, for which the annual duties are \$24.50.

If less than 12 months remain between the due date determined pursuant to section 73.5 and the expiry date of a restricted licence referred to in section 76.1.1 of the Highway Safety Code, the amount of the duties payable pursuant to the first paragraph of section 93.1 of the Code is the product obtained by multiplying the monthly duties calculated pursuant to the third paragraph by the number of months, including parts of a month, less one, between the due date and the expiry date.

The monthly duties for a restricted licence referred to in section 76.1.1 of the Highway Safety Code are the quotient obtained by dividing by 12 the duties fixed for that licence under the first paragraph.

“73.4.2. If, on the issue of a restricted licence referred to in section 76.1.1 of the Highway Safety Code (chapter C-24.2), the authorization to drive is valid for less or more than 12 months, the amount of the duties payable is the product obtained by multiplying the monthly duties calculated according to the third paragraph of section 73.4.1 by the number of months, including parts of a month, less one, during which the licence holder is authorized to drive.

“73.4.3. The rules set out in sections 63, 66 to 70.1 and 73.4, adapted as required, apply to a restricted licence referred to in section 76.1.1 of the Highway Safety Code (chapter C-24.2).”

**12.** Section 73.5 is amended by replacing “the driver’s license holder” by “the holder of a driver’s licence or of a restricted licence referred to in section 76.1.1 of the Code” at the end of the first paragraph.

**13.** Section 73.9 is amended

(1) by replacing “a driver’s licence holder” in subparagraph *a* of paragraph 2 by “the holder of a driver’s licence or of a restricted licence referred to in section 76.1.1 of the Highway Safety Code (chapter C-24.2)”;

(2) by replacing “a restricted licence or a probationary licence holder” in subparagraph *b* of paragraph 2 by “the holder of a restricted licence referred to in section 118 of the Highway Safety Code or of a probationary licence”.

**14.** Section 73.10 is amended by replacing “A driver’s licence holder” in the part preceding paragraph 1 by “The holder of a driver’s licence or of a restricted licence referred to in section 76.1.1 of the Highway Safety Code (chapter C-24.2)”.

**15.** Section 75.1 is amended by inserting “referred to in section 118 of the Highway Safety Code (chapter C-24.2)” after “restricted licence”.

**16.** The following is inserted after section 75.1:

“**75.2.** The holder of a restricted licence referred to in section 76.1.1 of the Highway Safety Code (chapter C-24.2) who requests the cancellation of his licence is entitled to a reimbursement of a portion of the duties paid, calculated according to section 84.3.1.”.

**17.** Section 76 is amended by replacing “83 and 84.2” by “83, 84.2 and 84.3.2”.

**18.** Section 77 is amended by replacing “82 and 84.1” in the first paragraph by “82, 84.1 and 84.3.1”.

**19.** Section 78 is amended by replacing “84 and 84.3” in the first paragraph by “84, 84.3 and 84.3.3”.

**20.** Sections 84.1, 84.2 and 84.3 are amended by inserting “referred to in section 118 of the Highway Safety Code (chapter C-24.2)” after “restricted licence”.

**21.** The following is inserted after section 84.3:

“**84.3.1.** In the case of cancellation or revocation of a restricted licence referred to in section 76.1.1 of the Highway Safety Code (chapter C-24.2), other than a licence exclusively in class 8, the amount of the reimbursement of the duties is the product obtained by multiplying the monthly duties calculated in accordance with the third paragraph of section 73.4.1 by the number of months, excluding parts of a month, between the date of cancellation or revocation and the due date for the payment of the amounts referred to in the first paragraph of section 93.1 of the Highway Safety Code had the licence not been cancelled or revoked, or the date on which the licence was to expire, whichever occurs first.

“**84.3.2.** In the case of death of a holder of a restricted licence referred to in section 76.1.1 of the Highway Safety Code (chapter C-24.2), other than a licence exclusively in class 8, the amount of the reimbursement of the duties is the product obtained by multiplying the monthly duties calculated in accordance with the third paragraph of section 73.4.1 by the number of months, excluding parts of a month, between the date of death and the due date for the payment of the amounts referred to in the first paragraph

of section 93.1 of the Highway Safety Code had the licence not been cancelled or revoked, or the date on which the licence was to expire, whichever occurs first.

“**84.3.3.** the case of suspension of a restricted licence referred to in section 76.1.1 of the Highway Safety Code (chapter C-24.2), other than a licence exclusively in class 8, the amount of the reimbursement of the duties is the product obtained by multiplying the monthly duties calculated in accordance with the third paragraph of section 73.4.1 by the number of months, excluding parts of a month, between the date of the suspension and the date on which the suspension is lifted.”.

**22.** Section 84.5 is amended by replacing “84.3” by “84.3.3”.

**23.** Despite section 73.4.1 of the Regulation respecting licences (chapter C-24, r. 34), enacted by section 11 of this Regulation, and section 73.5 of the Regulation respecting licences, as amended by section 12 of this Regulation, no annual duties are payable for a restricted licence referred to in section 76.1.1 of the Highway Safety Code (chapter C-24.2) issued before 1 January 2023.

**24.** Despite sections 75.2, 84.3.1, 84.3.2 and 84.3.3 of the Regulation respecting licences (chapter C-24, r. 34), enacted by sections 16 and 21 of this Regulation, sections 75.1, 76 to 78, 84.1, 84.2, 84.3 and 84.5 of the Regulation respecting licences, as they read on 31 December 2022, continue to apply to a restricted licence referred to in section 76.1.1 of the Highway Safety Code (chapter C-24.2) issued before 1 January 2023.

**25.** This Regulation comes into force on 1 January 2023, except section 1, which comes into force on 12 July 2023.

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## Draft Regulation

Act respecting occupational health and safety  
(chapter S-2.1)

### Occupational health and safety — 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 occupational health and safety, appearing below, may be made by the Commission des normes, de l'équité, de la santé et de la sécurité du travail and submitted to the Government