

Regulations and other Acts

Gouvernement du Québec

O.C. 201-2022, 23 February 2022

Travel Agents Act
(chapter A-10)

Certain temporary measures for the payment of the duties payable for a travel agent licence, a travel counsellor certificate and a travel agency manager certificate
—Amendment

Regulation to amend the Regulation respecting certain temporary measures for the payment of the duties payable for a travel agent licence, a travel counsellor certificate and a travel agency manager certificate

WHEREAS, under subparagraph *b* of the first paragraph of section 36 of the Travel Agents Act (chapter A-10), the Government may make regulations to prescribe the terms and conditions of issue, maintenance, suspension, transfer or cancellation of a licence, the qualifications required of a person applying for a licence, the conditions to be met and the duties to be paid by that person, and the duties payable for the transfer of a licence or the amalgamation of two travel agents;

WHEREAS, under subparagraph *b.1* of the first paragraph of section 36 of the Act, the Government may make regulations to prescribe the terms and conditions of issue, renewal, suspension or cancellation of a travel counsellor certificate, and the qualifications required of a person applying for a certificate, as well as the conditions to be met and the duties to be paid by that person;

WHEREAS, under subparagraph *b.2* of the first paragraph of section 36 of the Act, the Government may make regulations to prescribe the terms and conditions of issue, renewal, suspension or cancellation of a travel agency manager certificate, the qualifications required of a person applying for a certificate, and the conditions to be met and the duties to be paid by that person;

WHEREAS, by Order in Council 77-2021 dated 27 January 2021, the Government made the Regulation respecting certain temporary measures for the payment of the duties payable for a travel agent licence, a travel counsellor certificate and a travel agency manager certificate, which has effect until 28 February 2022;

WHEREAS, under paragraph 1 of section 12 of the Regulations Act (chapter R-18.1), a proposed regulation may be made without having been published in the *Gazette officielle du Québec* as set out in section 8 of that Act if the authority making it is of the opinion that the urgency of the situation requires it;

WHEREAS, under subparagraph 1 of the first paragraph of section 18 of that Act, a regulation may come into force on the date of its publication in the *Gazette officielle du Québec* where the authority that has made it is of the opinion that the urgency of the situation requires it;

WHEREAS, under section 13 and the second paragraph of section 18 of that Act, the reason justifying the absence of such publication and such coming into force must be published with the regulation;

WHEREAS the Government is of the opinion that the urgency due to the following circumstances justifies the absence of such publication and a coming into force of the Regulation to amend the Regulation respecting certain temporary measures for the payment of the duties payable for a travel agent licence, a travel counsellor certificate and a travel agency manager certificate on the date of its publication in the *Gazette officielle du Québec*:

—the Regulation respecting certain temporary measures for the payment of the duties payable for a travel agent licence, a travel counsellor certificate and a travel agency manager certificate has effect until 28 February 2022;

—in the context of the COVID-19 pandemic, the financial situation of travel agents, travel counsellors and travel agency managers remains significantly affected;

—in autumn 2021, when the public health situation appeared to be improving, it was difficult to foresee the continuation of public health measures and the extension of federal advisories to avoid all non-essential travel;

—it is therefore necessary to extend the temporary measures to exempt a person from the payment of the duties payable for a travel agent licence, a travel counsellor certificate and a travel agency manager certificate to lighten the financial burden of travel agents, travel counsellors and travel agency managers;

WHEREAS it is expedient to make the Regulation;

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

THAT the Regulation to amend the Regulation respecting certain temporary measures for the payment of the duties payable for a travel agent licence, a travel counsellor certificate and a travel agency manager certificate, attached to this Order in Council, be made.

YVES OUELLET
Clerk of the Conseil exécutif

Regulation to amend the Regulation respecting certain temporary measures for the payment of the duties payable for a travel agent licence, a travel counsellor certificate and a travel agency manager certificate

Travel Agents Act
(chapter A-10, s. 36, 1st par., subpars. *b*, *b.1* and *b.2*)

- 1.** The Regulation respecting certain temporary measures for the payment of the duties payable for a travel agent licence, a travel counsellor certificate and a travel agency manager certificate, made by Order in Council 77-2021 dated 27 January 2021, is amended in section 1 by replacing “2022” in the first paragraph by “2023”.
- 2.** Sections 4 and 6 are amended by replacing “2022” by “2023”.
- 3.** This Regulation comes into force on the date of its publication in the *Gazette officielle du Québec*.

105560