

140. Every person who is a party to a contract entered into pursuant to this Regulation must comply with each of its clauses.

141. Producers are exempted from the obligations of Chapter II of this Regulation until the expiry of the time limit the Société has to designate a body pursuant to section 30 or, as the case may be, until the expiry of the time limit set in section 36.

CHAPTER VII FINAL

142. 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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Gouvernement du Québec

O.C. 996-2022, 8 June 2022

Highway Safety Code
(chapter C-24.2)

Licences — Amendment

Regulation to amend the Regulation respecting licences

WHEREAS, under paragraph 1 of section 619 of the Highway Safety Code (chapter C-24.2), the Government may by regulation determine, according to the nature of each licence, the information that the title evidencing it must include and the form of that title;

WHEREAS, under paragraph 1.0.1 of section 619 of the Code, the Government may by regulation determine the period of validity of each licence and of the title evidencing it, except as regards a restricted licence issued under section 118 of the Code;

WHEREAS, under paragraph 4.1 of section 619 of the Code, the Government may by regulation prescribe at what intervals the payment of duties exigible under section 93.1 of the Code must be made;

WHEREAS, under paragraph 4.2 of section 619 of the Code, the Government may by regulation determine the period within which payment of the duties, fees and insurance contribution exigible under section 93.1 of the Code must be made;

WHEREAS, under paragraph 5 of section 619 of the Code, the Government may by regulation prescribe the cases and conditions giving entitlement to a reimbursement of part of the duties exigible for obtaining a licence and of the duties exigible under section 93.1 of the Code and establish the calculation method or fix the exact amount of the duties to be reimbursed;

WHEREAS, under paragraph 5.2 of section 619 of the Code, the Government may by regulation prescribe the cases and conditions allowing claims for repayment, upon expiration of the period prescribed by regulation, of the duties, fees and insurance contribution exigible under section 93.1 of the Code and establish the calculation method or fix the exact amount of the sums claimed, as well as the maximum period which may be covered by such a claim;

WHEREAS, under paragraph 2 of the first paragraph of section 619.3 of the Code, the Government may prescribe, by regulation, calculation methods for the duties exigible for obtaining a learner's licence, probationary licence, driver's licence or restricted licence, on the basis of one or more of the following factors:

— the time remaining between the date of issue of the licence and the date of the prescribed day within the prescribed period under paragraph 4.2 of section 619 of the Code for the payment of duties exigible under section 93.1 of the Code;

— the time expired between the date of issue of the licence and the expiration date of a previous licence;

— the cancellation of a previous licence;

— the cancellation of a previous licence at the holder's request;

— the applicant's entitlement to a reimbursement of part of the duties for the previous licence;

WHEREAS, under the third paragraph of section 619.3 of the Code, the calculation methods prescribed on the basis of the factors referred to in paragraph 2 of the first paragraph must be based on the licence duties fixed under section 619.2 of the Code which would be exigible under section 93.1 of the Code or on the monthly licence duties fixed by the Government, by regulation, on the basis of one or more of the factors prescribed in section 619.2 of the Code;

WHEREAS, in accordance with sections 10 and 11 of the Regulations Act (chapter R-18.1), a draft Regulation to amend the Regulation respecting licences was published in

Part 2 of the *Gazette officielle du Québec* of 5 January 2022 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 licences, attached to this Order in Council, be made

YVES OUELLET
Clerk of the Conseil exécutif

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 and 5.2, and s. 619.3, 1st par., subpar. 2, and 3rd par.)

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 8.1 is amended by striking out “, 4C” in subparagraphs 1 and 2 of the second paragraph.

5. Section 35.1 is amended by striking out the second paragraph.

6. Sections 50 to 50.3 are revoked.

7. 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.”

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

9. 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.”

10. 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.

11. 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.

12. 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, with the necessary modifications, apply to a restricted licence referred to in section 76.1.1 of the Highway Safety Code (chapter C-24.2).”

13. Section 73.5 is amended by replacing “the driver’s licence 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.

14. 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”.

15. Section 73.10 is amended by replacing “A driver’s licence holder” in the portion before 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)”.

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

17. 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.”.

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

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

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

21. 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”.

22. 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. In 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.”

23. Section 84.5 is amended by replacing “84.3” by “84.3.3”.

24. Despite section 73.4.1 of the Regulation respecting licences (chapter C-24, r. 34), enacted by section 12 of this Regulation, and section 73.5 of the Regulation respecting licences, as amended by section 13 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.

25. 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 17 and 22 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.

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

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Gouvernement du Québec

O.C. 997-2022, 8 June 2022

Highway Safety Code
(chapter C-24.2)

Road vehicle registration — Amendment

Regulation to amend the Regulation respecting road vehicle registration

WHEREAS, under the first paragraph of section 32.3 of the Highway Safety Code (chapter C-24.2), the holder of a personalized registration plate is required to pay the

management fee for the administration of the personalized registration plate system, at the intervals and during the periods prescribed by government regulation;

WHEREAS, under paragraph 2 of section 618 of the Code, the Government may by regulation determine in which cases and subject to what conditions any of the following documents are issued or invalidated: a registration certificate, registration plate, validation sticker, temporary registration certificate or detachable registration plate;

WHEREAS, under paragraph 3 of section 618 of the Code, the Government may by regulation determine, according to the class or sub-class of road vehicles, the information forming the registration which is entered in the registers of the Société de l'assurance automobile du Québec, to be supplied by the person applying for registration or paying sums with regard thereto;

WHEREAS, under paragraph 4 of section 618 of the Code, the Government may by regulation determine the information which must appear on each of the following documents: the registration plate, validation sticker, identification sticker or detachable registration plate, and determine their respective periods of validity;

WHEREAS, under paragraph 4.1 of section 618 of the Code, the Government may by regulation determine, according to the class or sub-class of road vehicles, the information which must appear on the registration certificate and temporary registration certificate, the form of those certificates and of copies of them, and their term of validity;

WHEREAS, under paragraph 7 of section 618 of the Code, the Government may by regulation determine the documents which must be produced with an application for registration or the payment of amounts under section 31.1 of the Code as well as the information they must contain and any other condition or formality for obtaining registration or for renewing the authorization to put a road vehicle into operation;

WHEREAS, under paragraph 8.9 of section 618 of the Code, the Government may by regulation prescribe with regard to the owner of a road vehicle any exemptions of duties and additional duties exigible under section 31.1 of the Code concerning a road vehicle registered according to the class or sub-class of road vehicles to which it belongs;

WHEREAS, under paragraph 9 of section 618 of the Code, the Government may by regulation define, in relation to the fixing and computing of the duties exigible for obtaining the registration of a road vehicle and in relation to the fixing and computing of the duties exigible under section 31.1 of the Code, the terms “axle” and “net mass”