

Upon application, a judge may determine the conditions for its reactivation.

**91. Clerk's Practice Direction.** The clerk may publish a practice direction to explain this regulation or the practice before the Court or to provide details in that regard.

**92. Notice of Amendment.** The Chief Justice may inform counsel of a proposed amendment to a provision of this regulation and invite them to apply it immediately as if it were already in force.

**XX – COMING INTO FORCE**  
(art. 65 C.C.P.)

**93.** This regulation replaces the “Civil Practice Regulation (Court of Appeal)” (chapter C 25.01, r. 10). It shall come into force on 3 October 2022.

105984

**M.O., 2022**

**Order number 4841 of the Minister of Justice dated 24 August 2022**

Act respecting the Ministère de la Justice  
(chapter M-19)

Extension of measures for ensuring the proper administration of justice

THE MINISTER OF JUSTICE,

CONSIDERING section 5.1 of the Act respecting the Ministère de la Justice (chapter M-19), which provides that, in a state of emergency declared by the Government or in a situation where it is impossible in fact to comply with the rules of the Code of Civil Procedure (chapter C-25.01) or of the Code of Penal Procedure (chapter C-25.1), the Minister of Justice may, if necessary for the proper administration of justice, amend any rule of procedure, introduce a new one or provide for any other measure;

CONSIDERING that section 5.1 of the Act provides that the measures are to be published in the *Gazette officielle du Québec*, may take effect on the date on which the state of emergency is declared or the situation occurs or on any later date specified in the measures, and are applicable for the period determined by the Minister of Justice, which may not exceed one year after the end of the state of emergency or of the situation;

CONSIDERING that section 5.1 of the Act provides that the Minister of Justice may, each year for five years, extend the period before it expires if necessary for the proper administration of justice;

CONSIDERING that section 5.1 of the Act provides that, before extending the measures, the Minister must take into consideration their effects on the rights of individuals, obtain the agreement of the Chief Justice of Québec and the Chief Justice of the Superior Court or the Chief Judge of the Court of Québec, according to their jurisdiction, and take into consideration the opinion of the Barreau du Québec and, if applicable, the Chambre des notaires du Québec or the Chambre des huissiers de justice du Québec;

CONSIDERING section 27 of the Regulations Act (chapter R-18.1), which provides that a regulation may take effect before the date of its publication in the *Gazette officielle du Québec* where the Act under which it is made or approved expressly provides therefor;

CONSIDERING that Order 2020-4304 dated 31 August 2020 provides for measures for ensuring the proper administration of justice amid the COVID-19 pandemic situation;

CONSIDERING that Order 2021-4556 dated 20 August 2021 provides that the effective period of the measures provided for in the first five paragraphs of the operative part of Order 2020-4304 dated 31 August 2020 is extended by one year, that is, from 1 September 2021 to 31 August 2022;

CONSIDERING that the measures provided for in Order 2020-4304 dated 31 August 2020, whose effective period was extended by Order 2021-4556 dated 20 August 2021, cease to have effect on 1 September 2022;

CONSIDERING the publication in Part 2 of the *Gazette officielle du Québec* of 6 July 2022, in accordance with sections 10 and 11 of the Regulations Act (chapter R-18.1), of a draft Order of the Minister of Justice concerning the extension of certain measures for ensuring the proper administration of justice with a notice that it could be made by the Minister on the expiry of 45 days following that publication;

CONSIDERING that the proper administration of justice requires the extension of those measures, in particular to ensure the continuity of judicial and notarial services;

CONSIDERING that those measures have and continue to have a beneficial effect on the rights of individuals;

CONSIDERING that the Chief Justice of Québec, the Chief Justice of the Superior Court and the Chief Judge of the Court of Québec have given their agreement on the extension of the measures provided for in this Order;

CONSIDERING that the Barreau du Québec and the Chambre des notaires du Québec have been consulted and their opinion has been taken into consideration;

ORDERS AS FOLLOWS:

THAT the effective period of the measures provided for in the first five paragraphs of the operative part of Order 2020-4304 dated 31 August 2020 be extended for one more year, that is, from 1 September 2022 to 31 August 2023.

Québec, 24 August 2022

SIMON JOLIN-BARRETTE  
*Minister of Justice*

105983

## **M.O., 2022**

### **Order 4824 of the Minister of Justice dated 28 July 2022**

Code of Civil Procedure  
(chapter C-25.01)

Model pleadings and other documents established by the Minister of Justice pursuant to article 393 of the Code of Civil Procedure (chapter C-25.01)

THE MINISTER OF JUSTICE,

CONSIDERING article 393 of the Code of Civil Procedure (chapter C-25.01), which provides that an application relating to the personal integrity, status or capacity of a person of full age or a minor 14 years of age or older must be accompanied by a notice, in keeping with the model established by the Minister of Justice, informing the person of their rights and obligations, including their right to be represented;

CONSIDERING that such models are provided for in the Model pleadings and other documents established by the Minister of Justice pursuant to article 393 of the Code of Civil Procedure (chapter C-25.01, r. 2);

CONSIDERING section 46 of the Act to amend the Civil Code, the Code of Civil Procedure, the Public Curator Act and various provisions as regards the

protection of persons (2020, chapter 11), which repeals Division III of Chapter III of Title Four of Book One of the Civil Code, comprising articles 281 to 284 of that Code, repeals the notion of curatorship and comes into force on 1 November 2022 under Order in Council 240-2022 dated 9 March 2022;

CONSIDERING that it is expedient to amend the model pleadings established pursuant to article 393 of the Code of Civil Procedure by striking out the word “curator”;

CONSIDERING that it is expedient to make minor amendments in form to these model pleadings;

ORDERS AS FOLLOWS:

THAT the model Notice accompanying an application relating to the personal integrity, status or capacity of a person of full age or a minor 14 years of age or older - Application presented before a notary provided for in Schedule 5 to those models be replaced by the model established by Schedule 1 to this Order;

THAT the model Notice accompanying an application relating to the personal integrity, status or capacity of a person of full age or a minor 14 years of age or older - Application presented before the court provided for in Schedule 6 to those models be replaced by the model established by Schedule 2 to this Order;

THAT this Order come into force on 1 November 2022.

Québec, 28 July 2022

SIMON JOLIN-BARETTE  
*Minister of Justice*

## **SCHEDULE 1**

### **MODEL ESTABLISHED BY THE MINISTER OF JUSTICE**

#### **Notice accompanying an application relating to the personal integrity, status or capacity of a person of full age or a minor 14 years of age or older**

**Application presented before a notary**  
(article 393 C.C.P.)

#### **General duties of a notary**

The notary seized of this application must act in your best interests while protecting your rights and safeguarding your autonomy.