

The same applies to a service provided from a distance by a professional practising in a specialized medical centre or a private health facility. In that case, a joint plan may be used by all professionals practising in the same place of practice or in any place of practice operated by the same person or partnership.

DIVISION III FINAL

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

105987

Notice

Act respecting the preservation of agricultural land and agricultural activities
(chapter P-41.1)

Application of the Act —Amendment

Notice is hereby given that the Commission de protection du territoire agricole du Québec adopted, at its sitting of 22 August 2022, the Regulation to amend the Preservation of Agricultural Land and Agricultural Activities Regulation appearing below.

The Regulation harmonizes the Preservation of Agricultural Land and Agricultural Activities Regulation further to the coming into force of the Act to amend various legislative provisions mainly for the purpose of reducing red tape (2021, chapter 35). More specifically, the amendments concern the procedure for an application for exclusion from an agricultural zone, as well as sections 65, 65.0.1 and 65.1 of the Act respecting the preservation of agricultural land and agricultural activities.

In accordance with sections 10 and 11 of the Regulations Act (CQLR, chapter R-18.1), a draft of the Regulation was published in Part 2 of the *Gazette officielle du Québec* of 6 July 2022 with a notice that it could be adopted by the commission on the expiry of 45 days following that publication.

STÉPHANE LABRIE
*President, Commission de protection
du territoire agricole du Québec*

Regulation to amend the Preservation of Agricultural Land and Agricultural Activities Regulation

Act respecting the preservation of agricultural land and agricultural activities
(chapter P-41.1, s. 19.1, pars. 2 and 3)

1. The Preservation of Agricultural Land and Agricultural Activities Regulation (chapter P41.1, r. 1) is amended in section 1

(1) by replacing subparagraph 1 of paragraph B by the following:

“(1) the opinion of an authorized municipal officer with respect to the compliance of the application with the municipal zoning by-law and with any interim control measures;”;

(2) by inserting the following in paragraph B:

“(3.1) a resolution, giving reasons and taking into consideration the criteria set out in section 62 of the Act, in the provisions of the zoning by-law or in the interim control measures, if any. In addition, if the application concerns a new use for purposes other than agriculture, the resolution must include a description of any appropriate available areas elsewhere in the territory of the local municipality, outside the agricultural zone, that could meet the applicant’s needs.”.

2. Section 3 is amended

(1) by striking out “the local municipality or of” in paragraph 1;

(2) by replacing “local municipality” in paragraph 7 by “regional county municipality concerned”;

(3) by adding the following at the end:

“(13) where more than one area is identified in respect of the same project for the purposes of the application for exclusion, an indication to that effect, including the lot numbers.”.

3. Paragraphs 4 and 5 of section 3.1 are revoked.

4. Section 3.2 is replaced by the following:

“**3.2.** Any local municipality concerned by the application for exclusion must send the following documents and information to the Commission:

(1) a notice by the special clerk or clerk-treasurer of the local municipality indicating the date of receipt of the application for exclusion;

(2) an indication as to whether the subject of the application constitutes a protected immovable that generates distances separating livestock facilities;

(3) a resolution, giving reasons and taking into consideration the criteria set out in section 62 of the Act, in the provisions of the zoning by-law or in the interim control measures, if any. In addition, the resolution must include a description of any appropriate available areas elsewhere in the territory of the local municipality, outside the agricultural zone, that could meet the applicant's needs;

(4) the opinion of an authorized municipal officer with respect to the compliance of the application for exclusion with the municipal zoning by-law and with any interim control measures.”

5. 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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