

and to send a writing in which the member agrees to a verification with, in particular, a disciplinary body, a professional order of which the member is or was a member and police authorities and, where applicable, in which the member agrees that the persons, partnerships or professional associations mentioned in section 14 be consulted.

26. The Associate Secretary General establishes a committee to examine the renewal of the Tribunal member's term of office and designates the chair thereof.

The committee is composed of a representative from the legal community, a retired person having exercised an adjudicative function within a body of the administrative branch and a university representative who is a member of a professional order, who do not belong to the Administration within the meaning of the Public Administration Act (chapter A 6.01), the Autorité des marchés financiers or any other body whose decisions may be contested before the Tribunal or represent them.

Sections 6 to 9 then apply.

27. The committee ascertains whether the Tribunal member whose term of office is being examined for renewal still meets the criteria set out in section 15, considers the member's annual performance evaluations and takes into account the Tribunal's needs. The committee may hold the consultations provided for in section 14 on any matter in the record.

28. Committee decisions are made by a majority vote of its members. In the case of a tie-vote, the chair of the committee has a casting vote. A member of the committee may register dissent.

The committee sends its recommendation to the Associate Secretary General and to the Minister.

29. The Associate Secretary General is the agent empowered to notify a member of the Tribunal of the non-renewal of a term of office.

DIVISION X CONFIDENTIALITY

30. The names of candidates, the reports of selection committees, the recommendations of renewal committees, the register of certificates of qualification, the list of candidates declared qualified for appointment as members of the Tribunal and any information or document related to a consultation or decision by a committee are confidential.

Despite the foregoing, a member whose term of office is not renewed may consult the recommendation of the examination committee concerning him or her.

DIVISION XI FINAL PROVISIONS

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

106039

Gouvernement du Québec

O.C. 1729-2022, 16 November 2022

Act respecting the regulation of the financial sector (chapter E-6.1)

Code of ethics of the members of the Financial Markets Administrative Tribunal

Code of ethics of the members of the Financial Markets Administrative Tribunal

WHEREAS, under the first paragraph of section 115.15.25 of the Act respecting the regulation of the financial sector (chapter E-6.1), the Government, after consultation with the president of the Financial Markets Administrative Tribunal, is to establish a code of ethics applicable to the members of the Tribunal;

WHEREAS, in accordance with sections 10 and 11 of the Regulations Act (chapter R-18.1), a draft Code of ethics of the members of the Financial Markets Administrative Tribunal was published in Part 2 of the *Gazette officielle du Québec* of 27 April 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 Code without amendment;

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

THAT the Code of ethics of the members of the Financial Markets Administrative Tribunal, attached to this Order in Council, be made.

YVES OUELLET
Clerk of the Conseil exécutif

Code of ethics of the members of the Financial Markets Administrative Tribunal

Act respecting the regulation of the financial sector
(chapter E-6.1, s. 115.15.25)

DIVISION I GENERAL

1. The purpose of this Code is to ensure and promote public trust in the integrity and impartiality of the Tribunal by favouring high standards of conduct for its members appointed by the Government.

2. Members must render justice under the applicable rules of law.

DIVISION II RULES OF CONDUCT AND DUTIES OF MEMBERS

3. Members must perform their duties with honour, dignity and integrity, keeping in mind that accessibility and promptness are important values of the Tribunal.

4. Members must perform their duties without discrimination.

5. Members must be overtly objective and impartial.

6. Members must act in a respectful and courteous manner towards persons appearing before them, while exercising the authority necessary for the proper conduct of the hearing.

7. Members must uphold the integrity of the Tribunal and defend its independence in the best interest of justice.

8. Members must make themselves available to discharge their duties conscientiously, carefully and diligently.

9. Members must take the measures required to keep up-to-date and upgrade the knowledge and skills necessary to perform their duties.

10. Members are bound by discretion regarding any matter brought to their knowledge in the performance of their duties and must refrain from disclosing information of a confidential nature.

11. Members are bound by deliberative secrecy.

12. Members must perform their duties with complete independence, free of any interference.

13. Members must act with reserve in public.

14. Members must disclose to the president any situation that, to their knowledge, could cause a conflict between personal interest and the duties of their office.

15. Members must be politically neutral in the performance of their duties.

16. Members may exercise functions free of charge within a professional order or a non-profit organization. Members must inform the president of their intention to do so.

The functions that members want to exercise must not compromise the effective performance of their duties as a member, or the impartiality or independence of the member or the Tribunal.

DIVISION III INCOMPATIBLE SITUATIONS AND ACTIVITIES

17. Members must refrain from pursuing an activity or placing themselves in a situation that may undermine the honour, dignity, integrity or independence of their office, or discredit the Tribunal.

18. The following in particular is incompatible with the performance of the duties of members:

(1) soliciting or collecting donations, except in the case of community, school, religious or family activities, or associating the status of member of the Tribunal to those activities;

(2) taking part in charities or organizations likely to be involved in matters before the Tribunal;

(3) giving advice to or dealing with organizations relating to matters that come within the jurisdiction of the Tribunal, except if such advice is not likely to compromise the impartiality or independence of the member or the Tribunal;

(4) becoming involved in any cause or participating in any lobby whose objectives or activities are related to matters that come within the jurisdiction of the Tribunal.

19. Part-time members may not exercise professional activities that are incompatible with the duties of their office or that would constitute recurring grounds for recusation.

Part-time members may not act on behalf of a party in dealing with the Tribunal or another organization whose decisions may be reviewed by the Tribunal.

20. Members must not engage in any activity or partisan political participation at the federal, provincial, municipal or school level.

DIVISION IV
FINAL

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

106040

Gouvernement du Québec

O.C. 1730-2022, 16 November 2022

Financial Administration Act
(chapter A-6.001)

Savings products
—Amendment

Regulation to amend the Regulation respecting savings products

WHEREAS under paragraph 1 of section 73 of the Financial Administration Act (chapter A-6.001), for the purposes of Division II of Chapter VII of that Act, the Government may, by regulation, define the book based system and determine its mode of operation and characteristics as well as ownership and evidentiary rules concerning entries made in the system;

WHEREAS under paragraph 3 of that section, for the purposes of that division, the Government may, by regulation, determine the terms and conditions of assignment, transfer and payment of securities;

WHEREAS, in accordance with sections 10 and 11 of the Regulations Act (chapter R-18.1), a draft Regulation to amend the Regulation respecting savings products was published in Part 2 of the *Gazette officielle du Québec* on 8 June 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 this Regulation without amendment;

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

THAT the Regulation to amend the Regulation respecting savings products, attached hereto, be made.

YVES OUELLET
Clerk of the Conseil exécutif

Regulation to amend the Regulation respecting savings products

Financial Administration Act
(chapter A-6.001, s. 73, pars. 1 and 3)

1. The second paragraph of section 37 of the Regulation respecting savings products (chapter A-6.001, r. 9) is replaced by the following:

“However, such a transfer may be made from one account of a participant to another account of this participant, provided that it is carried out:

(1) from an Épargne Placement account to one of the following accounts:

(a) a Tax-Free Savings Account (TFSA), referred to in paragraph 2 of section 5;

(b) a registered retirement savings account, referred to in paragraph 3 of section 5;

(2) from an account relating to a Registered Retirement Income Fund (RRIF) or to a Life Income Fund (LIF), referred to in paragraph 3 of section 5, to an Épargne Placement account, but only for the minimum amount that must be transferred annually under the Income Tax Act (R.S.C. 1985, c. 1, 5th Suppl.).”

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

106041

Gouvernement du Québec

O.C. 1738-2022, 16 November 2022

Approval of the Program for the awarding of land in the domain of the State for renewable electricity generation

WHEREAS, under subparagraph 6 of the first paragraph of section 12 of the Act respecting the Ministère des Ressources naturelles et de la Faune (chapter M-25.2), the functions and powers of the Minister of Natural Resources