

M.O., 2023-08

Order number D-9.2-2023-08 of the Minister of Finance, May 17, 2023

Act respecting the distribution of financial products and services
(chapter D-9.2)

CONCERNING Regulation to amend the Regulation respecting the registration of firms, representatives and independent partnerships

WHEREAS paragraph 5 of section 223 of the Act respecting the distribution of financial products and services (chapter D-9.2) provides that the *Autorité des marchés financiers* may, by regulation, determine for each sector the rules relating to maintenance of registration;

WHEREAS the first and the second paragraphs of section 194 of such Act provide, in particular, that the *Autorité des marchés financiers* shall publish its draft regulations in the information bulletin and every draft regulation must be published with a notice stating the time that must elapse before the draft regulation may be made or be submitted for approval, and stating the fact that any interested person may, during that time, submit comments to the person designated in the notice;

WHEREAS the first and the third paragraphs of section 217 of such Act provide, in particular, that a regulation made by the *Autorité des marchés financiers* under this Act must be submitted to the Minister of Finance for approval with or without amendment, that such regulation may not be submitted for approval before 30 days have elapsed since its publication as a draft and that such regulation comes into force on the date of its publication in the *Gazette officielle du Québec* or on any later date specified in this regulation;

WHEREAS the draft Regulation to amend the Regulation respecting the registration of firms, representatives and independent partnerships was published in the *Bulletin de l'Autorité des marchés financiers*, volume 19, no. 48 of December 8, 2022;

WHEREAS the *Autorité des marchés financiers* made, on April 27, 2023, by the decision no. 2023-PDG-0022, Regulation to amend the Regulation respecting the registration of firms, representatives and independent partnerships;

WHEREAS there is cause to approve this regulation without amendment;

CONSEQUENTLY, the Minister of Finance approves without amendment the Regulation to amend the Regulation respecting the registration of firms, representatives and independent partnerships appended hereto.

May 17, 2023

ÉRIC GIRARD
Minister of Finance

Regulation to amend the Regulation respecting the registration of firms, representatives and independent partnerships

Act respecting the distribution of financial products and services
(chapter D-9.2, s. 223, par. (5))

1. Section 2 of the Regulation respecting the registration of firms, representatives and independent partnerships (chapter D-9.2, r. 15) is amended by deleting “except in respect of an insurer intending to act through a claims adjuster in its employ,” in paragraph 10.

2. Section 8 of the Regulation is amended by inserting “or revoked” at the end.

3. Section 10 of the Regulation is amended:

(1) in paragraph 2:

(a) in subparagraph *a*:

(i) by deleting “except in respect of an insurer intending to act through claims adjusters in its employ,”;

(ii) by replacing “proof of the maintenance of the” by “a declaration pertaining to the maintenance of”;

(b) by replacing “proof of” by “a declaration pertaining to the” in subparagraph *b*;

(2) by adding the following paragraph at the end:

“(3.1) transmit to the Authority, within 30 days of a request made by it, any proof pertaining to the insurance referred to in paragraph 2.”

4. This Regulation comes into force on 1 June 2023, except for section 3, to the extent that it does not refer to subparagraph *i* of subparagraph *a* of paragraph 1, which comes into force on 27 January 2024.

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