

“tax credit for persons living alone” means the portion of the tax credit provided for in section 752.0.7.4 of the Taxation Act that is attributable to the amount to which subparagraph i of subparagraph a of the first paragraph of that section refers; (*crédit d’impôt pour personne vivant seule*)

“tax credit for severe and prolonged impairment in mental or physical functions” means the tax credit provided for in section 752.0.14 of the Taxation Act. (*crédit d’impôt pour déficience grave et prolongée des fonctions mentales ou physiques*)

2. A remission of tax is granted to an eligible person, for the taxation year 2022, in an amount equal to the aggregate of

(a) the lesser of

(i) the person’s tax payable under Part I of the Taxation Act for the taxation year 2022;

(ii) 15% of the amount by which all benefits received by the person under the Individual and Family Assistance Act and that are required to be included in computing the person’s income for the taxation year 2022 under section 311.1 of the Taxation Act exceeds \$16,143; and

(iii) \$277.50; and

(b) the amount of interest and penalties, if applicable, paid or payable by the eligible person in respect of the amount referred to in paragraph a.

3. Where a redetermination of tax, interest and penalties payable by an eligible person under Part I of the Taxation Act is made, for the taxation year 2022, by the Minister of Revenue after the time at which the remission of tax referred to in section 2 has been made to the eligible person, the redetermination cannot operate to modify the amount of the remission.

4. This Regulation comes into force on the date of its publication in the *Gazette officielle du Québec*.

106359

Gouvernement du Québec

O.C. 1045-2023, 21 June 2023

Act respecting the Administrative Housing Tribunal
(chapter T-15.01)

Criteria for the fixing of rent —Amendment

Regulation to amend the Regulation respecting the criteria for the fixing of rent

WHEREAS, under subparagraph 3 of the first paragraph of section 108 of the Act respecting the Administrative Housing Tribunal (chapter T-15.01) the Government may make regulations for the application of articles 1952 and 1953 of the Civil Code of Québec, establishing, for such categories of persons, of leases, of dwellings or of land intended for the installation of a mobile home as it may determine, the criteria for the fixing of rent or for the revision of rent and the rules of implementation of these criteria;

WHEREAS, under subparagraph 6 of the first paragraph of section 108 of the Act respecting the Administrative Housing Tribunal the Government may make regulations prescribing, subject to section 85 of the Act, what must be prescribed by regulation under the Act and articles 1892 to 2000 of the Civil Code of Québec;

WHEREAS, in accordance with sections 10 and 11 of the Regulations Act (chapter R-18.1), a draft Regulation to amend the Regulation respecting the criteria for the fixing of rent was published in Part 2 of the *Gazette officielle du Québec* of 25 January 2023 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 Responsible for Housing, the Minister Responsible for Seniors and the Minister of Health:

THAT the Regulation to amend the Regulation respecting the criteria for the fixing of rent, attached to this Order in Council, be made.

YVES OUELLET
Clerk of the Conseil exécutif

Regulation to amend the Regulation respecting the criteria for the fixing of rent

Act respecting the Administrative Housing Tribunal (chapter T-15.01, s. 108, 1st par., subpars. 3 and 6)

1. The Regulation respecting the criteria for the fixing of rent (chapter T-15.01, r. 2) is amended in section 3 by replacing “the percentage applicable” in subparagraph 5 of the first paragraph by “the percentages applicable”.
2. Section 3.1 is amended by inserting “In the case of the costs of services of a personal nature provided to the lessee of a dwelling situated in a private seniors’ residence, the indicator is the Consumer Price Index for health care services established by Statistics Canada.” after the first sentence of the second paragraph.
3. Schedule 1 is revoked.
4. Section 3.1 applies, as it reads on 31 July 2023, to an application for the fixing of rent whose notice referred to in article 1942 of the Civil Code has been given before 1 August 2023 or to an application for the adjustment of rent to take effect before 1 August 2023.
5. This Regulation comes into force on 1 August 2023.

106360

Gouvernement du Québec

O.C. 1099-2023, 28 June 2023

Courts of Justice Act
(chapter T-16)

Act respecting municipal courts
(chapter C-72.01)

Selection procedure of candidates for the office of judge of the Court of Québec, municipal court judge and presiding justice of the peace —Amendment

Regulation to amend the Regulation respecting the selection procedure of candidates for the office of judge of the Court of Québec, municipal court judge and presiding justice of the peace

WHEREAS, under the first paragraph of section 88 of the Courts of Justice Act (chapter T-16), no person shall be appointed a judge of the Court of Québec unless he

has been previously selected according to the procedure established by Government regulation for the selection of persons apt for appointment as judges;

WHEREAS, under the second paragraph of section 88 of the Act, members of the selection committee are not entitled to remuneration, except in such cases, under such conditions and to such extent as may be determined by the Government;

WHEREAS, under section 163 of the Act, presiding justices of the peace are chosen for appointment according to the selection procedure for persons apt for appointment as presiding justices of the peace established by government regulation;

WHEREAS, under the first paragraph of section 164 of the Act, members of a selection committee are not entitled to remuneration, except in such cases, under such conditions and to such extent as may be determined by the Government;

WHEREAS, under section 34 of the Act respecting municipal courts (chapter C-72.01), no person shall be appointed a municipal judge unless he has been previously selected according to the procedure established by government regulation for the selection of persons apt for appointment as judges;

WHEREAS, under section 35 of the Act, members of the selection committee are not entitled to remuneration, except in such cases, subject to such conditions and to such extent as may be determined by the Government;

WHEREAS, under paragraph 1 of section 118 of the Act, the Government may, by regulation, determine the manner in which a person may apply for the office of judge;

WHEREAS, under paragraph 2 of section 118 of the Act, the Government may, by regulation, authorize the Minister of Justice to form a selection committee to evaluate the aptitude of candidates for the office of judge and to provide him with an opinion concerning the candidates;

WHEREAS, under paragraph 3 of section 118 of the Act, the Government may, by regulation, fix the composition and mode of appointment of committee members;

WHEREAS, in accordance with sections 10 and 11 of the Regulations Act (chapter R-18.1), a draft Regulation to amend the Regulation respecting the selection procedure of candidates for the office of judge of the Court of Québec, municipal court judge and presiding justice of the peace was published in Part 2 of the *Gazette officielle*