

**M.O., 2023-12****Order number D-9.2-2023-12 of the Minister of Finance, August 14, 2023**

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

CONCERNING Regulation to amend the Regulation respecting the compulsory professional development of the *Chambre de l'assurance de dommages*

WHEREAS paragraph 2 section 202.1 of the Act respecting the distribution of financial products and services (chapter D-9.2) provides that the *Autorité des marchés financiers* shall, for each sector, determine by regulation, the rules governing compulsory professional development for representatives other than financial planners;

WHEREAS section 284 of such Act provides, in particular, that the "*Chambre de l'assurance de dommages*" is hereby established;

WHEREAS the fourth paragraph of section 312 of such Act provides, in particular, that the *Chambre de l'assurance de dommages* shall exercise, in respect of its members, the regulatory power provided for in section 202.1 of the Act;

WHEREAS the first and the second paragraphs of section 194 of such Act provide, in particular, that the *Autorité des marchés financiers* shall publish in the information bulletin the draft regulation made by the *Chambre de l'assurance de dommages* under the fourth paragraph of section 312 of this Act 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 *Chambre de l'assurance de dommages* under the fourth paragraph of section 312 of 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 *Chambre de l'assurance de dommages* made, on December 6, 2022, by the decision no. R.993, Regulation to amend the Regulation respecting the compulsory professional development of the *Chambre de l'assurance de dommages*;

WHEREAS the draft Regulation to amend the Regulation respecting the compulsory professional development of the *Chambre de l'assurance de dommages* was published in the *Bulletin de l'Autorité des marchés financiers*, volume 20, no. 21 of June 1<sup>st</sup>, 2023;

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 compulsory professional development of the *Chambre de l'assurance de dommages* appended hereto.

August 14, 2023

ERIC GIRARD  
*Minister of Finance*

---

## **Regulation to amend the Regulation respecting the compulsory professional development of the *Chambre de l'assurance de dommages***

Act respecting the distribution of financial products and services  
(chapter D-9.2, s. 202.1, subpar. 2 and s. 312, par. 4)

**1.** Section 2 of the Regulation respecting the compulsory professional development of the *Chambre de l'assurance de dommages* (chapter D-9.2, r. 12.1) is amended by replacing "January" by "April" in the definition of "reference period".

**2.** Section 4 of the regulation is amended by replacing subparagraph b of paragraph 5 by the following:

"(b) customer service."

**3.** Section 11 of the regulation is amended by replacing "whose right to practise has been restricted, or who has had conditions imposed on such right," by "who has conditions or restrictions imposed on his right to practice" in the second paragraph.

**4.** Section 14 of the regulation is repealed.

**5.** Section 15 of the regulation is amended by replacing “following the end of a reference period, the Chamber must send a notice of default to each representative who has not accumulated the number of PDUs required under section 3 and informs him of the consequences under section 14,” by “preceding the end of the reference period, the Chamber must send a notice to each representative who has not accumulated the number of PDUs required under section 3 and informs him of the consequences provided for”.

**6.** Section 16 of the regulation is repealed.

**7.** Section 17 of the regulation is amended by replacing “period referred to in section 16” by “reference period”.

**8.** Section 18 of the regulation is amended by replacing “send to the Chamber a list of representatives who took part in the training activity within 10 working days following the date on which such activity is held” by “enter, by means of the technological solution determined by the Chamber, a list of representatives who took part in the training activity within 30 days following the date on which such activity is held.”.

**9.** Section 19 of the regulation is amended by replacing “regarding each training activity recognized by the Chamber in which he took part and” by “demonstrating his participation in each training activity recognized by the Chamber in which he took part, in particular”.

**10.** Section 20 of the regulation is amended by replacing “attestations” by “documents”.

**11.** Section 21 of the regulation is amended:

(1) by replacing “3 years” by “one year” in the portion preceding subparagraph 1;

(2) by replacing “24” by “21” in subparagraph 1;

(3) by replacing “240” by “100” in subparagraph 2;

(4) by deleting subparagraph 3.

**12.** Section 22 of the regulation is amended:

(1) by inserting “contribute to the protection of the public and”, in the portion preceding subparagraph 1 of the first paragraph, after “if the activities”;

(2) by inserting the following after the first paragraph:

“An asynchronous training activity can be recognized if it incorporates features that control its duration and subjects the participant to active learning activities. A training activity in the form of a conference can also be recognized. A trainer does not need to be recognized for such training activities, but the name of a resource person or, as the case may be, the speaker, must be made available to the participants.”.

**13.** Section 24 of the regulation is amended, in the first paragraph:

(1) by replacing subparagraph 1 by the following:

“(1) a description of the training activity in question that includes, in particular, the items covered and a list of the categories referred to in section 4 that are dealt with in the training activity;”

(2) by inserting “format chosen for the” after the first “the” in subparagraph 2;

(3) by replacing subsections 4 and 5 by the following:

“(4) the name and contact information of the trainer or, as applicable, the resource person or speaker and a description of their work and pedagogical experiences;

(5) the means by which the Chamber can access the training or its content.”.

**14.** Section 26 of the regulation is amended by adding the following paragraph at the end:

“However, a training activity in the form of a conference is only valid for the day on which it is held.”.

**15.** Section 28 of the regulation is amended by inserting “a document to demonstrate his participation in the training activity, such as” after “provide”.

**16.** This Regulation comes into force on the date of its publication in the *Gazette officielle du Québec*, with the exception of subparagraph 2 of section 12, insofar as it concerns an asynchronous training activity, which comes into force 6 months after the date of this publication.

106416