

Gouvernement du Québec

O.C. 1376-2023, 23 August 2023

Charter of the French language
(chapter C-11)

**Charter of the French language
— Authorization to the Minister of Higher
Education, Research, Science and Technology
to make an exception to the application
of section 88.0.17**

Regulation to authorize the Minister of Higher Education, Research, Science and Technology to make an exception to the application of section 88.0.17 of the Charter of the French language

WHEREAS, under the second paragraph of section 97 of the Charter of the French language (chapter C-11), the Government determines, by regulation, the cases, conditions and circumstances where or whereunder an agency mentioned in Schedule I to the Act is authorized to make an exception to the application of one or several provisions of the Act in respect of a person who resides or has resided on a reserve, a settlement in which a native community lives or on Category I and Category I-N lands within the meaning of the Act respecting the land regime in the James Bay and New Québec territories (chapter R-13.1);

WHEREAS, in accordance with sections 10 and 11 of the Regulations Act (chapter R-18.1), a draft Regulation authorizing the Minister of Higher Education, Research, Science and Technology to make an exception to the application of section 88.0.17 of the Charter of the French language was published in Part 2 of the *Gazette officielle du Québec* of 17 May 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 of the French Language:

THAT the Regulation to authorize the Minister of Higher Education, Research, Science and Technology to make an exception to the application of section 88.0.17 of the Charter of the French language, attached to this Order in Council, be made.

DOMINIQUE SAVOIE
Clerk of the Conseil exécutif

**Regulation to authorize the Minister
of Higher Education, Research, Science
and Technology to make an exception
to the application of section 88.0.17
of the Charter of the French language**

Charter of the French language
(chapter C-11, s. 97)

1. The Minister of Higher Education, Research, Science and Technology is authorized to make an exception to section 88.0.17 of the Charter of the French language (chapter C-11), in respect of a student who resides or has resided on an Indian reserve, a settlement in which a native community lives or on Category I and Category I-N lands within the meaning of the Act respecting the land regime in the James Bay and New Québec territories (chapter R-13.1), by issuing a Diploma of College Studies to a student who does not meet the condition set out in subparagraph 1 of the first paragraph of that section, provided that

(1) the student has received elementary or secondary instruction in English, in an Aboriginal language, or in English and an Aboriginal language for at least one year, as shown by a certificate of school attendance issued by the school that provided that instruction; and

(2) the student has received college instruction in English.

The certificate of school attendance provided for in subparagraph 1 of the first paragraph must indicate the period during which the student received the instruction and specify the language in which it was provided.

2. 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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