

2. Psychoeducators and psychologists may make decisions as to the use of restraint measures.

3. 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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Gouvernement du Québec

O.C. 1455-2023, 20 September 2023

Approval of a delegation of functions and powers of the Autorité des marchés financiers to the Canadian Investment Regulatory Organization

WHEREAS section 59 of the Act respecting the regulation of the financial sector financiers (R.S.Q., c. E-6.1) provides that a legal person, a partnership or any other entity whose objectives are related to the mission of the Autorité des marchés financiers may, on the conditions determined by the latter, be recognized as a self-regulatory organization responsible for supervising an activity governed by an Act referred to in Schedule 1 to the Act;

WHEREAS the first paragraph of section 61 of the Act provides that, subject to the applicable legislative provisions, the Autorité des marchés financiers may, on the conditions it determines, delegate to a recognized organization the exercise of all or part of the functions and powers conferred on it by law;

WHEREAS the second paragraph of section 61 of the Act provides that such a delegation of functions and powers is subject to the approval of the Government, except where it concerns the carrying on of securities exchange or clearing activities and is made to a legal person, a partnership or any other entity referred to in the second paragraph of section 170 of the Securities Act (R.S.Q., c. V-1.1) that carries on securities exchange or clearing activities;

WHEREAS, by Order in Council 1017-2009 dated 23 September 2009, the Government approved the delegation to the Investment Industry Regulatory Organization

of Canada of functions and powers of the Autorité des marchés financiers listed in decision No. 2009-PDG-0100 dated 19 August 2009;

WHEREAS the Investment Industry Regulatory Organization of Canada and the Mutual Fund Dealers Association of Canada merged to become the Canadian Investment Regulatory Organization on January 1st 2023;

WHEREAS the Autorité des marchés financiers recognized, by decision No. 2022-PDG-0050 dated 14 Novembre 2022, revised by decision No. 2023-PDG-0025 dated 12 May 2023, the Canadian Investment Regulatory Organization as a self-regulatory organization;

WHEREAS, by decision No. 2023-PDG-0031 dated 8 June 2023, the Autorité des marchés financiers made a new delegation of part of its functions and powers to the Canadian Investment Regulatory Organization that replaces the delegation of 19 August 2009, concerning in particular companies registered as mutual fund dealers and registered individuals acting on behalf of such dealers;

WHEREAS it is expedient to approve that delegation of functions and powers of the Autorité des marchés financiers;

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

THAT be approved the delegation of functions and powers of the Autorité des marchés financiers to the Canadian Investment Regulatory Organization, concerning in particular companies registered as mutual fund dealers and registered individuals acting on behalf of such dealers, listed in decision No. 2023-PDG-0031 dated 8 June 2023, attached to the ministerial recommendation of this Order in Council.

JOSÉE DE BELLEFEUILLE
*Associate Secretary General and Assistant Clerk
of the Secrétariat du Conseil exécutif*

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