

(1) by replacing the first paragraph by the following:

“The operator of a category 3 or 4 private seniors’ residence must take all the measures necessary to prevent residents prone to wandering from leaving the residence without the knowledge of the staff members or the persons responsible for providing supervision, including the installation of a security device on each door of the congregate residential facility in which the residence is located that is identified, in the fire safety plan for the residence, as a door that may be used to evacuate the residence, and that, in such a case, alerts a staff member or person responsible for providing supervision, and also including the establishment of a procedure for staff members regarding their course of action in the event of an alert.”;

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

“The security devices referred to in the first and second paragraphs may be deactivated when there is no resident prone to wandering in the residence.”.

**2.** Section 28 is amended by replacing “before beginning work” in the first and second paragraphs by “not later than one year after the date on which the care attendant begins work”.

**3.** Section 57 is amended by replacing “category 2, 3 or 4” in the part preceding subparagraph 1 of the fourth paragraph by “category 3 or 4”.

**4.** Section 24, as it read on 14 December 2023, continues to apply to every operator of a category 3 private seniors’ residence until 15 July 2024.

**5.** The provisions of this Regulation come into force on 15 December 2023, except the provisions of section 1, which come into force on 15 July 2024 with respect to the operators of category 3 private seniors’ residences.

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Gouvernement du Québec

## O.C. 1763-2023, 6 December 2023

Environment Quality Act  
(chapter Q-2)

### Cap-and-trade system for greenhouse gas emission allowances — Amendment

Regulation to amend the Regulation respecting a cap-and-trade system for greenhouse gas emission allowances

WHEREAS, under section 46.5 of the Environment Quality Act (chapter Q-2), a cap-and-trade system is established to contribute to the achievement of the targets set and mitigate the cost of reducing or limiting greenhouse gas emissions;

WHEREAS, under subparagraph 1 of the first paragraph of section 46.8 of the Act, subject to the conditions determined by regulation of the Government, the Minister of the Environment, the Fight Against Climate Change, Wildlife and Parks may grant the available emission units, either by allocating them without charge to emitters required to cover their greenhouse gas emissions, or by selling them at auction or by agreement to persons determined by regulation of the Government;

WHEREAS, under paragraph 1 of section 46.15 of the Act, the Government may, by regulation, determine the information or documents a person who files an application for registration in the cap-and-trade system, acquires an emission allowance or carries out any other transaction or operation in the system must provide to the Minister;

WHEREAS, under paragraph 4 of section 46.15 of the Act, the Government may, by regulation, define any term or expression used in subdivision 1 of Division VI of Chapter IV of Title I of the Act;

WHEREAS, in accordance with sections 10 and 11 of the Regulations Act (chapter R-18.1), a draft Regulation to amend the Regulation respecting a cap-and-trade system for greenhouse gas emission allowances was published in Part 2 of the *Gazette officielle du Québec* of 20 September 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 without amendment;

IT IS ORDERED, therefore, on the recommendation of the Minister of the Environment, the Fight Against Climate Change, Wildlife and Parks:

THAT the Regulation to amend the Regulation respecting a cap-and-trade system for greenhouse gas emission allowances, attached to this Order in Council, be made.

DOMINIQUE SAVOIE  
*Clerk of the Conseil exécutif*

## Regulation to amend the Regulation respecting a cap-and-trade system for greenhouse gas emission allowances

Environment Quality Act  
(chapter Q-2, s. 46.5, s. 46.8, 1st par., subpar. 1, and s. 46.15, pars. 1 and 4)

**1.** The Regulation respecting a cap-and-trade system for greenhouse gas emission allowances (chapter Q-2, r. 46.1) is amended in Part II of Appendix C

(1) by adding the following paragraph after paragraph 6 of Division A, concerning definitions:

“(7) “sampling rate” means the actual sampling rate or measurement rate, expressed as a percentage, determined in accordance with the method for the estimation of missing data applicable under section 6.3.1 of the Regulation respecting mandatory reporting of certain emissions of contaminants into the atmosphere (chapter Q-2, r. 15).”;

(2) in Division D, concerning calculation methods

(a) in equation 19-13

i. by replacing “year 2023” in the definition of factor “ $F_{H2023}$ ” by “the most recent year, prior to 2024, for which the sampling rate is equal to or greater than 90%”;

ii. by replacing “year 2023” in the definition of factor “ $GHG_{FP2023,j}$ ” by “the most recent year, prior to 2024, for which the sampling rate is equal to or greater than 90%”;

iii. by replacing “year 2023” in the definition of factor “ $P_{R2023,j}$ ” by “the most recent year, prior to 2024, for which the sampling rate of fixed process emissions attributable to type of activity  $j$  at the establishment is equal to or greater than 90%”;

(b) in equation 19-14

i. by replacing “year 2023” in the definition of factor “ $GHG_{FPcu,2023}$ ” by “the most recent year, prior to 2024, for which the sampling rate is equal to or greater than 90%”;

ii. by replacing “year 2023” in the definition of factor “ $P_{Rcu,2023j}$ ” by “the most recent year, prior to 2024, for which the sampling rate of fixed process emissions attributable to copper anode production at the establishment is equal to or greater than 90%”;

(c) in equation 19-15

i. by replacing “year 2023” in the definition of factor “ $A_{recycl,2023}$ ” by “the most recent year, prior to 2024, for which the sampling rate is equal to or greater than 90%”;

ii. by replacing “year 2023” in the definition of factor “ $P_{RSM,2023}$ ” by “the most recent year, prior to 2024, for which the sampling rate of GHG emissions attributable to the carbon content of recycled secondary materials used in the process is equal to or greater than 90%”;

(d) in equation 19-16

i. by replacing “year 2023” in the definition of factor “ $GHG_{FP2023,j}$ ” by “the most recent year, prior to 2024, for which the sampling rate is equal to or greater than 90%”;

ii. by replacing “year 2023” in the definition of factor “ $P_{R2023,j}$ ” by “the most recent year, prior to 2024, for which the sampling rate of fixed process emissions attributable to type of activity  $j$  at the establishment is equal to or greater than 90%”;

(e) in equation 19-18

i. by replacing “year 2023” in the definition of factor “ $GHG_{C,2023RSM}$ ” by “the most recent year, prior to 2024, for which the sampling rate is equal to or greater than 90%”;

ii. by replacing “year 2023” in the definition of factor “ $P_{RSM,2023}$ ” by “the most recent year, prior to 2024, for which the sampling rate of GHG combustion emissions attributable to the treatment of recycled secondary materials is equal to or greater than 90%”.

**2.** This Regulation comes into force on 1 January 2024.

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