

Gouvernement du Québec

O.C. 1342-2024, 28 August 2024

Environment Quality Act
(chapter Q-2)

Act respecting certain measures enabling the enforcement of environmental and dam safety legislation
(chapter M-11.6)

Landfilling and incineration of residual materials —Amendment

Regulation to amend the Regulation respecting the landfilling and incineration of residual materials

WHEREAS, under paragraphs 2 and 5 of section 70 of the Environment Quality Act (chapter Q-2), the Government may make regulations to regulate the elimination of residual materials in all or part of the territory of Québec and the regulations may in particular prescribe or prohibit, in respect of one or more classes of residual materials, any mode of elimination and determine the conditions or prohibitions applicable to the establishment, operation and closure of any residual materials elimination facility, in particular incinerators, landfills and treatment, storage and transfer facilities;

WHEREAS, under the first paragraph of section 30 of the Act respecting certain measures enabling the enforcement of environmental and dam safety legislation (chapter M-11.6), the Government may, in a regulation made in particular under the Environment Quality Act, specify that failure to comply with a provision of the regulation may give rise to a monetary administrative penalty and set out the conditions for applying the penalty and determine the amounts or the methods for calculating them, which amounts may vary in particular according to the extent to which the standards have been violated;

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 landfilling and incineration of residual materials was published in Part 2 of the Gazette officielle du Québec of 29 May 2024 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 the landfilling and incineration of residual materials, attached to this Order in Council, be made.

DOMINIQUE SAVOIE
Clerk of the Conseil exécutif

Regulation to amend the Regulation respecting the landfilling and incineration of residual materials

Environment Quality Act
(chapter Q-2, s. 70, pars. 2 and 5).

Act respecting certain measures enabling the enforcement of environmental and dam safety legislation
(chapter M-11.6, s. 30, 1st par.).

1. The Regulation respecting the landfilling and incineration of residual materials (chapter Q-2, r. 19) is amended by replacing section 11 by the following:

“**11.** The operator of an engineered landfill must also accept

(1) inedible meat referred to in paragraph 5 of section 8 from the administrative region in which the landfill is situated; and

(2) inedible meat and other residual materials from the administrative region in which the landfill is situated in respect of meat and other residual materials subject to section 3.9 of the Regulation respecting the sale, importation, possession and disposal of an animal or wildlife by-product (chapter C-61.1, r. 23), as enacted by section 4 of the Regulation to amend the Regulation respecting the possession and sale of an animal made by Order in Council number 1341-2024 dated 28 August 2024.

In cases where the meat and other residual materials referred to in the first paragraph are from an administrative region where there is no engineered landfill, the operator of the engineered landfill situated closest to the place where they were generated is required to accept them.

For the purposes of this section, “Administrative region” means any region established by the Décret concernant la révision des limites des régions administratives du Québec (chapter D-11, r. 1).”

2. Section 149.3 is amended by inserting “and other residual materials” after “meat” in paragraph 1.

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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