

## Draft Regulation

Environment Quality Act  
(chapter Q-2)

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

### Regulatory scheme applying to activities on the basis of their environmental impact

#### — Amendment

Notice is hereby given, in accordance with sections 10 and 11 of the Regulations Act (chapter R-18.1), that the Regulation to amend the Regulation to amend the Regulation respecting the regulatory scheme applying to activities on the basis of their environmental impact, appearing below, may be made by the Government on the expiry of 45 days following this publication.

The draft Regulation makes various consequential amendments to the Regulation respecting the regulatory scheme applying to activities on the basis of their environmental impact (chapter Q-2, r. 17.1) to take into account amendments made by the Act to amend various provisions relating to the environment (2025, chapter 12). They prescribe the activities in the course of which minimum fines to which an offender is liable have been increased under section 115.33.1 of the Environment Quality Act (chapter Q-2). It also amends the provisions concerning the transfer of an authorization, in particular to adapt the content of a notice of transfer in the case of a partial transfer and with respect to an application for the amendment of an authorization made pursuant to section 122.2 of the Act.

The draft Regulation makes adjustments to the general provisions, in particular by amending the scope of the expression “temporary industrial camp”.

Amendments are also made to specify the activities of a project authorized under the environmental impact assessment and review procedure provided for in subdivision 4 of Division II of Chapter IV of Title I of the Environment Quality Act that are subject to a ministerial authorization, in addition to those already mentioned in the Regulation respecting the regulatory scheme applying to activities on the basis of their environmental impact. The amendments also review the activities that cannot be the subject of a declaration of compliance or an exemption, unless they are to be authorized by the Government.

As regards the information to be furnished for an application for the issue of a ministerial authorization to be admissible, the draft Regulation clarifies the requirements

related to the siting of activities, lightens the declaration of antecedents, removes the declaration of a professional and replaces, in certain cases, the requirement to provide plans and specifications by a requirement to file other simpler documents, such as technical information sheets, adjusts the information that must be included in an application for authorization, particularly for:

— mining activities;

— the laying out, construction and operation of a cemetery, a crematorium or an alkaline hydrolysis establishment for human or animal remains or an animal incinerator;

— the establishment of a sand pit or quarry;

— a waterworks system, that is the filing of a soil characterization if the work requires soil reworking;

— a storm water management system that does not drain a high-risk site;

— an activity referred to in the first paragraph of section 70.9 of the Environment Quality Act concerning hazardous materials;

— an activity relating to a putrescible organic materials reclamation facility, including any sorting, storing or treatment activities of the materials;

— interventions in bodies of water, in particular to better take into consideration the safety of property and persons in flood zones.

Certain amendments made by the draft Regulation with respect to the activities subject to a ministerial authorization adjust the validity period of the authorizations concerning fertilizing residual materials. It is also proposed that a holder of authorization must obtain from the Minister an amendment to the authorization in accordance with section 30 of the Environment Quality Act if the holder wishes to modify a compensation measure for adverse effects on wetlands or bodies of water.

In addition, the draft Regulation reviews the provisions of the Regulation made under section 31.0.6 of the Environment Quality Act with respect to the declarations of compliance and under section 31.0.11 of the Act with respect to the ministerial authorization exemptions, as required by section 124.8 of the Act.

New activities, in particular the following activities, would be eligible for a declaration of compliance, on certain conditions:

—the development and operation of a temporary woody materials storage site on the site of a sawmill;

—the operation of a works to treat septic tank sludge on the site of a treatment plant covered by a depollution attestation;

—the installation, modification and operation of an apparatus or equipment designed to prevent, abate or stop the release of particles into the atmosphere in a sand pit or quarry or that will be used as part of the crushing or sieving of residual materials referred to in section 14 of the Regulation respecting the reclamation of residual materials (chapter Q-2, r. 49);

—the installation and use of natural gas combustion appliances with a total power equal to or greater than 3,000 kW but not exceeding 5,000 kW;

—the shredding, without milling, of used tires and the storage of the materials produced, carried out by a person qualified to reclaim them for the person's own needs;

—the storage and treatment of street-cleaning residue for reclamation purposes;

—the reclamation of contaminated residual crushed stone elsewhere than on the land where it was excavated;

—the work that encroaches into a wetland or body of water for more than 6 months.

Other amendments proposed by the draft Regulation with respect to the declarations of compliance consist mainly in:

—making adjustments to the general information and documents that must accompany a declaration of compliance, but also for certain special activities, particularly the establishment and extension of a storm water management system that does not depend on a combined sewer system;

—making adjustments to the conditions for the declaration of compliance respecting in particular a research and experimentation project and the establishment of hot mix asphalt and concrete plants or sand pits and quarries;

—facilitating the reclamation of certain residual materials, such as residual granular materials and compost.

New exemptions from authorization, on certain conditions, are also provided for the following activities:

—the storage and processing by burning of woody debris removed from the vicinity of a dam;

—the work involving looping a drinking water pipe;

—water withdrawals from the Estuary or Gulf of St. Lawrence or a sea surrounding Québec;

—the extension of a storm water management system to serve an existing street that has no drainage ditch, without increasing the impermeable surface of the street;

—the operation of a temporary power station burning fossil fuels and used for the purpose of re-establishing the distribution of electricity;

—the installation and operation of an apparatus or equipment designed to prevent, abate or stop the release of contaminants into the atmosphere that is used only in the event of accidental release or is used to temporarily replace another apparatus or other equipment of the same nature when it is out of service for maintenance or repair;

—the storage of certain materials in order to encourage reclamation;

—the storage and use of all-purpose topsoil;

—certain demolition work on land that has been used as a residual materials elimination site and is now disused;

—the construction in a wetland or body of water of a boardwalk and a trail in a wetland.

Other amendments made by the draft Regulation with respect to the exemptions consist in:

—extending the exemption respecting the modification and extension of a sewer system covered by a depollution attestation to include work to reduce overflows regardless of the fact that the work is likely to modify the depollution attestation;

—reviewing the conditions for the storage and reclamation of residual materials such as residual granular materials and compost;

—adding agricultural digestates as materials that may be exempted for their storage and spreading.

Lastly, the draft Regulation makes consequential adjustments to the monetary administrative sanctions and the penal sanctions on the basis of the amendments described above and proposes various corrections to clarify the provisions of the Regulation respecting the regulatory scheme applying to activities on the basis of their environmental impact.

The amendments made by the draft Regulation make the environmental framework easier, in particular by replacing the requirement to hold a ministerial authorization by a declaration of compliance or an exemption for a number of activities. Some tightening requirements would result in additional annual costs of \$11,500, but the aggregate of the changes proposed should generate total annual savings of 9.3 million dollars, by replacing in particular plans and specifications by technical information sheets.

Further information on the draft Regulation may be obtained by contacting Maude Durand, Director, Bureau de stratégie législative et réglementaire, Ministère de l'Environnement, de la Lutte contre les changements climatiques, de la Faune et des Parcs, 675, boulevard René-Lévesque Est, 29<sup>e</sup> étage, boîte 14, Québec (Québec) G1R 5V7; email: [question.bslr@environnement.gouv.qc.ca](mailto:question.bslr@environnement.gouv.qc.ca).

Any person wishing to comment on the draft Regulation is requested to submit written comments within the 45-day period to Maude Durand at the above contact information.

**BENOIT CHARETTE**

*Acting Minister of the Environment, the Fight Against Climate Change, Wildlife and Parks*

## **Regulation to amend the Regulation respecting the regulatory scheme applying to activities on the basis of their environmental impact**

Environment Quality Act

(chapter Q-2, s. 22, 1st par., subpar. 10, s. 23, 1st par., subpar. 3, ss. 28 and 30, 2nd par., subpar. 3, s. 31.0.6, 1st and 3rd pars., ss. 31.0.7, 31.011 and 46.0.22, pars. 5, 10 and 12, s. 95.1, 1st par, subpars. 3, 5, 6, 13, 13.1, 14, 16, 18, 20, 21 and 25.1 and 2nd par., and s. 115.33.1, 1st par.).

Act respecting certain measures enabling the enforcement of environmental and dam safety legislation (chapter M-11.6, ss. 30, 1st par. and 45, 1st par.).

**1.** Section 1 of the Regulation respecting the regulatory scheme applying to activities on the basis of their environmental impact (chapter Q-2, r. 17.1), amended by section 1 of the Regulation to amend the Regulation respecting the regulatory scheme applying to activities on the basis of their environmental impact made by Order in Council 720-2025 dated 11 June 2025, is further amended by inserting the following paragraph after the fourth paragraph:

“It determines the activities for which the minimum fine to which an offender is liable is raised pursuant to section 115.33.1 of the Act.”

**2.** Section 3, amended by section 4 of the Regulation to amend the Regulation respecting the regulatory scheme applying to activities on the basis of their environmental impact made by Order in Council 720-2025 dated 11 June 2025 and by section 1 of the Regulation to amend the Regulation respecting the regulatory scheme applying to activities on the basis of their environmental impact, published as a draft Regulation in the *Gazette officielle du Québec* of 25 February 2026, is further amended

(1) by replacing “80” in paragraph 1 of the definition of “temporary industrial camp” by “100”;

(2) by inserting the following definitions in alphabetical order:

“aquatic weed cutting” means an action consisting in cutting aquatic vegetation in ponds, lakes and watercourses using a machine mounted on a boat;

“retaining wall” means a vertical or subvertical works set in place to hold back soil at an angle steeper than the natural slope angle, regardless of the material with which it is built;”

**3.** Section 4, amended by section 5 of the Regulation to amend the Regulation respecting the regulatory scheme applying to activities on the basis of their environmental impact made by Order in Council 720-2025 dated 11 June 2025 and by section 2 of the Regulation to amend the Regulation respecting the regulatory scheme applying to activities on the basis of their environmental impact, published as a draft Regulation in the *Gazette officielle du Québec* of 25 February 2026, is further amended

(1) by replacing “de l’eau” in the French text of subparagraph *a* of paragraph 9 by “des eaux”;

(2) by replacing paragraph 13 by the following:

“(13) distance is calculated horizontally

(a) if a flood protection works is in whole or in part within the 2-year flood line, from that line for a lake or watercourse; and

(b) in other cases,

i. from the boundary of the littoral zone, for a lake or watercourse;

ii. from the boundary, for a wetland; and

iii. from the top of the embankment, for a ditch;”

**4.** Section 8 is amended

(1) by striking out “or municipality”;

(2) by replacing “its intended purpose” by “this Regulation”.

**5.** Section 9 is revoked.**6.** Section 10 is amended in the first paragraph

(1) by striking out “or municipality”;

(2) by inserting “in the prescribed format” after “electronically”.

**7.** Section 14 is amended by replacing “Chapter IV of Title IV of Part I” in subparagraph 4 of the first paragraph by “section 36”.

**8.** The Regulation is amended by inserting the following Title after section 14:

**“TITLE III.1  
FINES RAISED**

**14.1.** The activities for which the minimum fine to which an offender is liable is raised pursuant to section 115.33.1 of the Act are the following:

(1) the operation of an establishment described in section 0.1 of the Agricultural Operations Regulation (chapter Q-2, r. 26.1);

(2) the operation of an establishment whose maximum annual production capacity is equal to or greater than 60,000 tonnes after performance of either of the following activities to manufacture cells, electrochemical accumulators or batteries:

(a) the manufacturing of blended active electrode materials;

(b) the manufacturing of separators;

(3) the operation of an establishment engaged in manufacturing chemicals if the maximum annual production capacity is equal to or greater than 50,000 tonnes;

(4) the operation of an establishment engaged in manufacturing tires (North American Industry Classification System (NAICS) Canada 2022 Version 1.0, 326210) if the maximum annual production capacity is equal to or greater than 20,000 tonnes;

(5) the operation of an establishment engaged in manufacturing explosive preparations, detonators for explosives or explosive devices, except ammunition (NAICS 325920);

(6) the operation of an establishment engaged in the production or transformation of a chemical element of metal compounds or chemicals from rare earth concentrate or radioactive elements;

(7) the operation of an establishment engaged in the production or transformation of a chemical element, metallic compounds or chemicals from lithium concentrate if the maximum annual production capacity is equal to or greater than 20,000 tonnes;

(8) the operation of an establishment engaged in manufacturing chipboard from wood fibre or manufacturing other composite materials derived from wood if the maximum annual production capacity is equal to or greater than 50,000 m<sup>3</sup>;

(9) the operation of a petroleum refinery, petrochemical plant, liquid petroleum gas fractionation plant, transformation or energy-potential gas synthesis plant or transformation or coal-based product synthesis plant.”.

**9.** Section 16 is amended by replacing subparagraph 2 of the first paragraph by the following:

“(2) the contact information for the site where the project will be carried on if that information is different from the applicant’s information;”.

**10.** Section 17 is amended

(1) by replacing “descriptive element required to demonstrate” in subparagraph 5 of the first paragraph by “information or document demonstrating”;

(2) in the second paragraph,

(a) by replacing subparagraph 1 by the following:

“(1) a site plan enabling the elements referred to in the application, including intervention zones, infrastructures, layouts, equipment, discharge points, observation wells and measuring or sampling points to be located and identified;”;

(b) by adding the following at the end:

“(4) the georeferenced data of the place where the activity is carried out and the contaminant discharge points.”.

**11.** Section 20 is amended by striking out subparagraph *b* of subparagraph 2 of the first paragraph.

**12.** The Regulation is amended by inserting the following after section 27:

“**28.** A holder of authorization for a project carried out in wetlands or bodies of water must obtain an amendment to the authorization from the Minister if the holder wishes to modify a compensation measure for adverse effects on the wetlands or bodies of water required from the holder under the authorization, other than a financial contribution.

The holder may, pursuant to the second paragraph of section 46.0.5 of the Act and sections 10.1 to 10.3 of the Regulation respecting compensation for adverse effects on wetlands and bodies of water (chapter Q-2, r. 9.1), request the Minister to allow payment of the financial contribution required for the modification of the compensation measure applied for under the first paragraph to be replaced by work carried out to restore or create wetlands or bodies of water.”.

**13.** Section 36 is amended by replacing “sections 32 to 34” in subparagraph 2 of the first paragraph by “subparagraphs 1 to 3 and 10 of the first paragraph of section 32 and sections 33 and 34”.

**14.** Section 37 is replaced by the following:

“**37.** A holder of authorization intending to transfer all or part of the authorization to a person that wishes to continue or complete the carrying on of an activity authorized pursuant to section 31.0.2 or 31.7.5 of the Act must file a notice of transfer with the Minister containing the following information and documents:

(1) the number and date of issue of the authorization the holder intends to transfer all or part of;

(2) the name of and information needed to identify every transferee;

(3) the declaration of antecedents of every transferee required under section 36;

(4) where applicable, a declaration from every transferee attesting that the transferee holds the guarantee or liability insurance required to carry on the activity covered by the authorization;

(5) an attestation by the holder of authorization and every transferee that the information and documents they have provided are accurate and complete;

(6) in the case of partial transfer, identification of the activities for which the authorization is transferred in part, including the applicable conditions, restrictions and prohibitions, as well as identification of the transferee responsible for those activities on completion of the transfer.”.

**15.** The heading of Chapter VI of Title IV of Part I is amended by replacing “OR REVOCATION OF AUTHORIZATION” by “, CANCELLATION OF OR AMENDMENT TO AUTHORIZATION PURSUANT TO SECTION 122.2 OF THE ACT”.

**16.** Section 39 is amended by replacing “or revocation” wherever appearing by “, cancellation of or amendment to”.

**17.** Section 41 is amended

(1) in the first paragraph,

(a) by replacing subparagraphs 2 and 3 by the following:

“(2) the contact information for the site where the activities will be carried on if that information is different from the declarant’s information;

(3) if the declarant has relied on the services of a professional or other qualified person for the development of all or part of the activity or to prepare the declaration, the information needed to identify the professional or person;”;

(b) by replacing “and its” in subparagraph *b* of subparagraph 4 by “or work, specifying the beginning and end dates, and the work”;

(c) by replacing “a georeferenced plan, specifying” in the portion before subparagraph *a* of subparagraph 5 by “georeferenced data for the following elements”;

(d) by striking out subparagraph *a* of subparagraph 5;

(e) by inserting “or the work” in subparagraph *b* of subparagraph 5 before “will be carried on”;

(2) by striking out the third paragraph.

**18.** Section 45 is replaced by the following:

“**45.** In addition to the activities referred to in section 22 of the Act, unless a contrary decision has been made pursuant to section 31.6 of the Act, ministerial authorization is required for the following activities arising from a project authorized under Subdivision 4 of Division II of Chapter IV of Title I of the Act:

(1) work to develop or prepare a site for the carrying out of the project, such as tree clearing, earthwork, building access roads, creating work and site operations areas, a collector system, a sediment, dewatering or settling basin, a storage reservoir or foundations, or dismantling existing infrastructures;

(2) construction of an infrastructure, works or building necessary for the construction or operation of the project;

(3) the project's operational activities referred to in sections 1, 4, 7, insofar as a shared transportation project is involved, 8, 9 and 11 to 39 of Part II of Schedule I to the Regulation respecting the environmental impact assessment and review of certain projects (chapter Q-2, r. 23.1);

(4) if Schedule I to the Regulation respecting the environmental impact assessment and review of certain projects applies to the project because of manufacturing, production, transformation, processing, storage, elimination, burial, incineration or final disposal activities, or section 9 of Part II of that Schedule applies to the project, the project's operational activities;

(5) activities relating to post-closure management and site restoration.”.

**19.** Section 46, amended by section 8 of the Regulation to amend the Regulation respecting the regulatory scheme applying to activities on the basis of their environmental impact made by Order in Council 720-2025 dated 11 June 2025 and by section 4 of the Regulation to amend the Regulation respecting the regulatory scheme applying to activities on the basis of their environmental impact, published as a draft Regulation in the *Gazette officielle du Québec* of 25 February 2026, is further amended

(1) by replacing “referred to in section 45” in the first paragraph by “for a project authorized under Subdivision 4 of Division II of Chapter IV of Title I of the Act”;

(2) in the second paragraph,

(a) by replacing “a wind park” in subparagraph 3 by “any project”;

(b) by inserting “, other than an ice bridge or movable bridge,” after “a bridge”;

(c) by replacing “in bodies of water” and “subparagraph 1 of the first paragraph of section 2 of Part II of Schedule 1 of” in subparagraph 4.1 by, respectively, “in a littoral zone or on a riverbank or lakeshore” and “section 1 or 1.1, subparagraph 1 of the first paragraph of section 2 or section 3 or 4 of Part II of Schedule 1 to”;

(d) by replacing subparagraph 6 by the following:

“(6) as part of a bridge-related project referred to in Part II of Schedule 1 to the Regulation respecting the environmental impact assessment and review of certain projects, or any other project described in section 5 or 7 of Part II of that Schedule, the storage, crushing and sieving of brick, concrete and asphalt mix during construction work for a bridge, road infrastructures, a rail yard, a railroad or a shared transportation system;”;

(e) by adding the following at the end of the second paragraph:

“(8) wildlife development and management work.”.

**20.** Section 47 is amended in the second paragraph

(1) by inserting “, remain current and correspond to the activity covered by the application for authorization” after “procedure”;

(2) by adding “with the Minister, providing the context for or supplementing the information or documents if necessary” after “previously filed”.

**21.** Section 52, amended by section 10 of the Regulation to amend the Regulation respecting the regulatory scheme applying to activities on the basis of their environmental impact made by Order in Council 720-2025 dated 11 June 2025, is further amended by inserting “construction,” in paragraph 4 before “laying out”.

**22.** Section 54 is amended

(1) by replacing the portion before subparagraph *a* of paragraph 2 by “(2) the leaving of woody debris removed from the vicinity of a dam in piles when carried out”;

(2) by replacing “, 2 or 3, except a withdrawal site connected to the activity” in subparagraph *a* of paragraph 2 by “or 2 groundwater withdrawal site and 30 m or more from a category 3 groundwater withdrawal site”;

(3) by replacing paragraph 3 by the following:

“(3) the storage and, if applicable, processing of woody debris removed from the vicinity of a dam so that it may be reclaimed, if the storage and processing is carried out

(a) outside of wetlands and bodies of water;

(b) 100 m or more from a category 1 or 2 groundwater withdrawal site and 30 m or more from a category 3 groundwater withdrawal site; and

(c) in a way that prevents runoff from reaching a watercourse, a lake or a wetland with water at its surface;

(3.1) the burning of woody debris removed from the vicinity of a dam, as long as

(a) the burned woody debris was previously stored, if applicable, for a period of not more than 3 years;

(b) the burning takes place

i. outside of wetlands and bodies of water; and

ii. 100 m or more from a category 1 or 2 groundwater withdrawal site and 30 m or more from a category 3 groundwater withdrawal site;

(c) no hazardous residual material is used for the burning;

(d) the burning takes place for a period of not more than 12 hours per day;

(e) if dwellings or public institutions are situated within a radius of 5 km from the burning site,

i. instruments to measure fine particles of a diameter less than or equal to 2.5 microns able to provide continuous measurement and data transmission are installed in the dwellings and public institutions; and

ii. the burning is immediately curtailed if the fine particle concentration measured exceeds 60 µg/m<sup>3</sup> per hour or 30 µg/m<sup>3</sup> per 24 hours; and

(f) the burning and prior storage takes place in a way that prevents runoff from reaching a watercourse, a lake or a wetland with water at its surface;”;

(4) by adding the following at the end:

“(6) the use of forest firefighting foams by a forest fire protection organization designated under section 150.1 of the Fire Safety Act (chapter S-3.4), as long as

(a) the firefighting foam used is listed in the document entitled Class A Foam for Wildland Fire Management, published on 5 December 2024 by the US Forest Service;

(b) the foam does not contain Per- and polyfluoroalkyl substances (PFAS) or flame retardants found harmful to human health or the environment and associated with risk management measures under the Canadian Environmental Protection Act, 1999 (S.C. 1999, c. 33), listed in Table 3 of the page entitled “Summary of flame retardant assessments and management conducted under the Canadian Environmental Protection Act, 1999”; and

(c) the foam is not a hazardous material under section 3 of the Regulation respecting hazardous materials (chapter Q-2, r. 32).”.

**23.** Section 55 is amended

(1) in the first paragraph,

(a) by replacing “The following research and experimental work, if needed to validate a product or process, is eligible for a declaration of compliance before the commercial release of the product or the commercial operation of the plant” in the portion before subparagraph 1 by “A research and experimentation project conducted to validate a product or process in development is eligible for a declaration of compliance”;

(b) by replacing “the work” in the portion before subparagraph *a* of subparagraph 1 by “the project”;

(c) by replacing “research” in subparagraph *a* of subparagraph 1 by “project”;

(d) by inserting the following after subparagraph *f* of subparagraph 1:

“(g) the environmental impacts and the mitigation measures;”;

(e) by inserting the following after subparagraph 2:

“(2.1) the product or process is not available for sale, marketed or otherwise commercialized during the project;”;

(f) by replacing “work” in subparagraph 3 by “project”;

(g) by replacing “work” in subparagraph 4 by “project”;

(h) by replacing “work” in subparagraph 6 by “project”;

(2) in the second paragraph,

(a) by replacing “An activity” in the portion before subparagraph 1 by “The project”;

(b) by replacing “work” in the portion before subparagraph *a* of subparagraph 2 by “project”;

(c) by adding the following at the end:

“(3) the project is completed not later than 37 months after the declaration of compliance is sent.”.

**24.** Section 56 is amended

- (1) by inserting the following before paragraph 1:

“(0.1) the experimental protocol referred to in subparagraph 1 of the first paragraph of section 55;”;

- (2) by replacing “in the location plan required,” in paragraph 1 by “a location plan for the activity showing”.

**25.** Section 68 is amended by replacing “the site or facility and any other equipment or works needed” in subparagraph 4 of the second paragraph by “the relevant facility if it has been designed or modified specifically for the project and the technical information sheets for the equipment or, if it has also been designed or modified for the project, its plans and specifications”.

**26.** Section 69 is amended by replacing “landfill and for any other equipment or works required” in paragraph 3 by “relevant facility”.

**27.** Section 72 is amended by inserting “, the weekly covering of a trench landfill site” in paragraph 2 after “engineered landfill site”.

**28.** Section 75 is amended by adding the following paragraph at the end:

“The requirement to replant pursuant to the second paragraph does not apply if an infrastructure, works, building or any other facility is sited, developed, built or otherwise set in place so that it covers the entire burial zone within 12 months following the activity.”.

**29.** The Regulation is amended by inserting the following after section 75:

“**75.1.** The depositing and burial of invasive exotic plant species on land adjacent to the wetland or body of water where they are removed, if they are macrophytes removed manually, is exempted from authorization pursuant to this Chapter, on the following conditions:

- (1) the deposit site is 60 m or more from a wetland or body of water other than a flood zone or channel migration zone;

- (2) the deposit site is 75 m or more from any dwelling, unless the dwelling is owned by or rented to the person carrying on the activity.

**DIVISION II.1****BURIAL OF MARINE ANIMALS**

**75.2.** The burial of carcasses or body parts of marine animals washed up on the shore or in the littoral zone of a municipality that, without a boat service connection, does not have access by the road network to an authorized burial site, less than 200 m from a dwelling or a public institution or on a site used for tourist and recreational activities, is exempted from authorization pursuant to this Chapter, on the following conditions:

- (1) the burial occurs

- (a) on a site naturally devoid of vegetation; and

- (b) outside the intermediate bacteriological protection zone for groundwater withdrawn for human consumption or food processing;

- (2) the marine animal carcass or body part is buried at a minimum depth of 60 cm below the natural soil level at the excavation boundary;

- (3) the excavated spoil is grated to prevent creating a mound.”.

**30.** Section 76 is amended by striking out the third paragraph.

**31.** Section 79 is amended

- (1) by replacing paragraph 3 by the following:

“(3) every development plan for the infrastructures or facilities involved, including for their equipment and works;

- (3.1) the technical information sheets for the equipment or, if the equipment has been designed or modified specifically for the project, its plans and specifications;”;

- (2) by adding “, as well as a document showing the consequence classification in the event of dike failure and, if that classification level is high, very high or extreme, a design review performed by an independent expert” at the end of subparagraph *c* of paragraph 6.

**32.** Section 82 is amended by striking out “, as well as petroleum enhanced recovery activities.”.

**33.** Section 87 is amended by replacing paragraph 1 by the following:

“(1) every development plan for the facility involved, including for its equipment and works;

(1.1) the technical information sheets for the equipment or, if the equipment has been designed or modified specifically for the project, its plans and specifications;”.

**34.** The Regulation is amended by inserting the following after section 88:

“**88.1.** The development and operation of storage or temporary storage of surplus raw woody materials or wood waste is eligible for a declaration of compliance, on the following conditions:

(1) the raw woody materials and wood waste are free of any addition likely to adversely alter their intrinsic properties or modify their environmental impact;

(2) the activity is carried on within the boundaries of the operating area of a sawmill or wood processing plant that is authorized or covered by a declaration of compliance;

(3) the boundaries of the temporary storage site are identified using visual markers;

(4) the total area of the storage site does not exceed 2,500 m<sup>2</sup>;

(5) the place indicated has not been used for the same activity by the same declarant in the 24 months before the declaration of compliance is sent;

(6) the storage site is developed and operated at the place indicated for a maximum period of 13 months after the declaration of compliance is sent;

(7) the storage site is cleaned after use, without the use of water;

(8) the wastewater discharge point is not in a littoral zone or on a riverbank or lakeshore;

(9) the discharged wastewater does not reach a wetland.”.

**35.** Section 89 is amended by replacing “produced by any activity referred to in section 88” in the portion before subparagraph 1 of the first paragraph by “discharged into the environment by an activity referred to in section 88 or 88.1”.

**36.** Section 90 is amended in the portion before paragraph 1

(1) by inserting “or a storage site referred to in section 88.1” after “section 88”;

(2) by inserting “or storage site” after “operator of the sawmill”.

**37.** Section 91 is amended

(1) by replacing “section 88 must include, in the location plan required,” by “sections 88 and 88.1 must include a plan showing”;

(2) by adding “or posts” at the end.

**38.** Section 92 is replaced by the following:

“**92.** The installation and operation of a mobile sawmill with no fixed facilities is exempted from authorization pursuant to this Chapter, on the following conditions:

(1) the total volume of wood waste stored in bulk on the site is less than or equal to 300 m<sup>3</sup> at all times;

(2) the activities are carried on 30 m or more from a watercourse, a lake or a wetland;

(3) the site is laid out in a way that ensures access is controlled and the admissibility of the materials can be verified;

(4) the wood waste in storage is protected from the elements or is stored in containers that are closed or covered with a tarp;

(5) the wood waste is free of any addition likely to adversely alter its intrinsic properties or modify its environmental impact;

(6) the operating site is cleaned after use, without the use of water.”.

**39.** Section 94 is amended by adding the following paragraph at the end:

“Subparagraph 1.1 of the first paragraph does not apply to the construction of an underground electric power transmission and distribution line situated in the right of way of or adjacent to a road or railway including, in the event the road or railway crosses a watercourse, the laying of the line beneath the watercourse.”.

**40.** Section 96 is amended

(1) by striking out “and operation, for a period of 14 days or less,” in paragraph 4;

(2) by adding the following at the end:

“(5) the operation of a temporary power station burning fossil fuels and used for the purpose of re-establishing the distribution of electricity for a period of not more than 336 cumulative hours, or if the operation exceeds that period, on the following conditions:

(a) the power station is installed to temporarily replace another device of the same nature when that device is out of service for maintenance or repair;

(b) the distribution of electricity is to an independent public system in the territory of the Mauricie administrative region located north of the 47th parallel, in the territories of the Côte-Nord and Nord du Québec administrative regions and in the territory of the Communauté maritime des Îles-de-la-Madeleine.”.

**41.** Section 107 is amended by adding the following at the end:

“(4) the construction and operation of an incinerator for animal carcasses.”.

**42.** Section 108 is replaced by the following:

“**108.** In addition to the general content prescribed by section 16, every application for authorization for an activity referred to in section 107 must include the following supplemental information and documents:

(1) for the activity referred to in paragraph 1 of that section, a technical report for the land, signed by a professional, that provides

(a) a description of the soil stratigraphy and particle size in the unsaturated zone where the bodies or ashes of humans or animals are to be buried;

(b) the depth of the piezometric surface during high water periods;

(c) the directional flow of groundwater and the hydraulic gradient; and

(d) the potential contaminant receptors in the surface and groundwater within a 200 m radius around the site;

(2) for the activities referred to paragraphs 2 and 4 of that section,

(a) the technical information sheets for the equipment and a technical report for the facilities, signed by an engineer, or if they have been designed or modified specifically for the project, their plans and specifications;

(b) air dispersion modelling meeting the requirements of Schedule H to the Clean Air Regulation (chapter Q-2, r. 4.1); and

(c) a process diagram;

(3) for an activity referred to in paragraph 3 of that section,

(a) the technical information sheets for the equipment and a technical report for the facilities, signed by a professional, or if they have been designed or modified specifically for the project, their plans and specifications; and

(b) a process diagram.”.

**43.** Section 109 is amended by inserting “continuous” in paragraph 2 before “measurement”.**44.** Section 111 is amended by replacing “report the measurements made” in the second paragraph by “enter the daily minimum and maximum measurements taken”.**45.** Section 116 is amended in the first paragraph

(1) by replacing subparagraph 1 by the following:

“(1) a copy of the title of ownership, lease, lease application filed with the Minister of Natural Resources and Wildlife or any document confirming the right to mine the sand pit or quarry;”;

(2) by adding “, unless the dwelling is owned by or rented to the owner or operator” at the end of subparagraph 6.

**46.** Section 117 is amended

(1) by inserting “and, if required, the treatment of non-consolidated surface mineral substances if the quantity treated does not exceed 100,000 tonnes” at the end of subparagraph 1 of the first paragraph;

(2) by replacing subparagraph 4 of the second paragraph by the following:

“(4) the surface mineral substances do not contain asbestos;

(4.1) the sand pit is not located within the boundaries of an asbestos mining site or an asbestos mining residue accumulation area;”.

**47.** Section 118 is replaced by the following:

“**118.** The activity referred to in paragraph 2 of section 113 relating to the treatment of surface mineral substances in a sand pit or quarry is eligible for a declaration of compliance if the quantity of surface mineral substances treated annually does not exceed 100,000 tonnes.”.

**48.** Section 119 is amended by adding “for the area declared” at the end.

**49.** Section 123 is amended by replacing paragraph 1 by the following:

“(1) the technical information sheets for the equipment, or if it has been designed or modified specifically for the project, its plans and specifications;

(1.1) a manufacturing process diagram for bituminous concrete;”.

**50.** Section 124 is amended in the second paragraph

(1) by striking out subparagraph 2;

(2) by replacing “13 months” in subparagraph 5 by “19 months”;

(3) by replacing “has not been used for such a plant by” in subparagraph 5.1 by “was not covered by a declaration of compliance of” and by replacing “la déclaration” in the French text of that subparagraph by “cette déclaration”.

**51.** Section 126 is amended by replacing paragraph 1 by the following:

“(1) the technical information sheets for the equipment, or if it has been designed or modified specifically for the project, its plans and specifications;

(1.1) a manufacturing process diagram for cement concrete;”.

**52.** Section 127 is amended

(1) by replacing “13 months” in paragraph 1 by “19 months”;

(2) by replacing paragraph 2 by the following:

“(2) the place indicated was not covered by a declaration of compliance of the same declarant in the 12 months preceding the sending of the declaration of compliance;”.

**53.** Section 128 is amended by striking out “from washing operations” in the portion before paragraph 1.

**54.** Section 160 is amended

(1) by striking out “signed by an engineer” in paragraph 1;

(2) by inserting the following after paragraph 1:

“(1.1) the technical information sheets for equipment that was not designed or modified specifically for the project and a technical report, signed by an engineer, substantiating the choice of that equipment;”.

**55.** Section 165.16, made by section 11 of the Regulation to amend the Regulation respecting the regulatory scheme applying to activities on the basis of their environmental impact made by Order in Council 720-2025 dated 11 June 2025, is amended

(1) in the portion before paragraph 1, by striking out “following” and adding “, in the following cases” at the end;

(2) by inserting “work on” at the beginning of paragraph 1;

(3) by replacing paragraphs 2 and 3 by the following:

“(2) work on an infrastructure, works, non-residential building or equipment the construction or layout of which required a municipal permit under the Regulation respecting regulatory measures for activities under the responsibility of municipalities carried out in bodies of water and on flood protection works (*insert the reference to the Compilation of Québec Laws and Regulations*);

(3) the work is on an infrastructure, works, non-residential building or equipment not covered by paragraph 2, provided that excavations or insertions of material or equipment into the soil, if any, do not exceed 30 cm in depth.”.

**56.** Section 168 is amended by replacing “80” in the second paragraph by “100”.

**57.** Section 169, amended by section 22 of the Regulation to amend the Regulation respecting the regulatory scheme applying to activities on the basis of their environmental impact, published as a draft Regulation in the *Gazette officielle du Québec* of 25 February 2026, is further amended in the first paragraph

(1) by replacing “the information referred to in section 68 of the Water Withdrawal and Protection Regulation that is not already required by another provision” in subparagraph 9 by “the report to be sent pursuant to section 68 of the Water Withdrawal and Protection Regulation”;

(2) by inserting the following after subparagraph 9:

“(9.1) where the application is for a category 1 surface water withdrawal, the report to be sent pursuant to section 75 of the Water Withdrawal and Protection Regulation;”.

**58.** Section 173 is amended by adding the following at the end:

“(7) water withdrawals from the Estuary or Gulf of St. Lawrence or a sea surrounding Québec, unless the withdrawal is for human consumption or food processing.”.

**59.** Section 180 is amended by adding the following at the end:

“(7) if the work requires soil reworking, a soil characterization study performed as provided in section 31.67 of the Act.”.

**60.** Section 184 is amended by replacing “or any other equipment intended to serve a single building” in subparagraph 1 of the first paragraph by “and any other equipment required to connect a single building to an existing waterworks system, if the lot on which the building is situated is adjacent to the system”.

**61.** Section 187 is amended by adding the following at the end:

“(4) if there is no new service connection on the looped main, the work involving looping a drinking water pipe, provided the specifications are prepared in accordance with the standard specification BNQ 1809-300 or at least meet the requirements in that specification for the work involved.”.

**62.** Section 189 is amended by adding the following at the end:

“(3) where process water from the apparatus or equipment is discharged into a sewer system to which the Regulation respecting municipal wastewater treatment works applies, the process water complies with the following conditions:

(a) it has first been treated by another treatment works;

(b) the discharge of the water into the system does not modify the authorized treatment.”.

**63.** Section 191 is amended by adding the following at the end:

“(9) if the work requires soil reworking, a soil characterization study performed as provided in section 31.67 of the Act.”.

**64.** Section 194 is amended in the portion before paragraph 1

(1) by inserting “and operation” after “laying out”;

(2) by inserting “sur le site” in the French text after “septiques”.

**65.** Section 198 is amended by replacing “a discharge” in paragraph 1 by “an overflow or diversion”.

**66.** Section 199 is amended by replacing “when the specifications for the work are prepared in accordance with the standard specification BNQ 1809-300 or at least meet the requirements of that specification for the work concerned” by “if the work complies with the requirements in the standard specification BNQ 1809-300 and the wastewater from the building is not discharged into the environment without having first been treated”.

**67.** Section 200 is amended by adding “, unless the work is to reduce overflows” at the end of paragraph 6.

**68.** Section 201 is amended

(1) in the first paragraph,

(a) by replacing “and modification” by “, receipt or modification”;

(b) by striking out “, including the addition of an outlet in the littoral zone, if applicable”;

(2) by striking out the third paragraph.

**69.** Section 205 is amended by replacing paragraph 1 by the following:

“(1) the technical information sheets for the apparatus and equipment, or if they have been designed or modified specifically for the project, their plans and specifications and, in all cases, their maintenance program;

(1.1) the plans and specifications for the facilities, if they include the installation and connection of apparatus and equipment;”.

**70.** The Regulation is amended by inserting the following after section 206:

“**206.1.** The installation and operation of an oil-water separator is eligible for a declaration of compliance, on the following conditions:

(1) the effluent concentration of the separator does not exceed 5 mg/l;

(2) the effluent is carried to another water treatment system covered by an authorization or a declaration of compliance.”

**71.** Section 213.1 is amended

(1) by replacing “wastewater” in the first paragraph by “water”;

(2) in the second paragraph,

(a) by replacing “the flow must be less than 10 m<sup>3</sup> per day, except work for dewatering of the area of work in a watercourse, and they” in subparagraph 1 by “it”;

(b) by adding “having a contaminant concentration that exceeds the limit values in Schedule I to the Land Protection and Rehabilitation Regulation (chapter Q-2, r. 37); if that is the case, measures are taken to prevent any contaminant migration off the site” at the end of subparagraph 2;

(c) by adding the following at the end:

“(3) the work does not involve land rehabilitation or treatment of contaminated soil;

(4) except in the case of watercourse dewatering, the discharged water does not, through surface runoff, reach the littoral zone, the shore of a lake or watercourse or a wetland or, if it does, the runoff rate must be less than 10 m<sup>3</sup> per day.”

**72.** Section 217 is amended by adding the following paragraph at the end:

“Despite the foregoing, this Division does not apply to a snow elimination site referred to in section 76 or to a sand pit or quarry referred to in section 112.”

**73.** Section 220 is amended

(1) by replacing paragraph 1 by the following:

“(1) the technical information sheets for the components of the system, its extension or modification, or if they have been designed or modified specifically for the project, their plans and specifications;”;

(2) by replacing “the plan provided for in section 17,” in paragraph 2 by “a plan”;

(3) by striking out paragraph 6.

**74.** Section 223 is amended by inserting the following after paragraph 1.1:

“(1.2) in the case of the activity referred to in section 222, the information relating to the location and identification of the storm water management system to be extended by the work;”

**75.** Section 224 is amended by inserting “otherwise than by a green storm water management infrastructure of an area not exceeding 50 m<sup>2</sup> implemented alongside a street” in subparagraph 4 of the second paragraph after “into the soil”.

**76.** Section 225 is amended by inserting “otherwise than by a green storm water management infrastructure of an area not exceeding 50 m<sup>2</sup> implemented alongside a street” in subparagraph 3 of the first paragraph after “into the soil”.

**77.** Section 226, amended by section 24 of the Regulation to amend the Regulation respecting the regulatory scheme applying to activities on the basis of their environmental impact, published as a draft Regulation in the *Gazette officielle du Québec* of 25 February 2026, is further amended by adding the following at the end of the first paragraph:

“(6) the extension of a storm water management system to serve an existing street that has no drainage ditch, without increasing the impermeable surface area of the street.”

**78.** Section 226.1 is amended by inserting “otherwise than by a green storm water management infrastructure of an area not exceeding 50 m<sup>2</sup> implemented alongside a street” in paragraph 2 after “into the soil”.

**79.** Section 232 is replaced by the following:

“**232.** In addition to the general content prescribed by section 16, every application for authorization for an activity referred to in the first paragraph of section 70.9 of the Act must include the following supplemental information and documents:

(1) identification of each category of hazardous materials determined pursuant to Schedule 4 to the Regulation respecting hazardous materials (chapter Q-2, r. 32) in respect of which the activity will be carried on and, except for the transportation of hazardous residual materials, the quantities involved;

(2) a monitoring program that will be applied on receipt of the hazardous residual materials to ensure that the materials delivered are authorized and are compliant with the Regulation respecting hazardous materials;

(3) in the case of an activity referred to in subparagraph 1 of that paragraph, other than the operation of a final disposal site, and in subparagraph 2 of that paragraph, a sampling and analysis program for the outgoing hazardous materials and the manner in which they will be managed.”.

**80.** Section 238 is amended

(1) by replacing paragraph 1 by the following:

“(1) a layout plan of the facility involved, including its equipment and works, as well as the technical information sheets for any disinfection equipment”;

(2) by inserting the following after paragraph 4:

“(4.1) if non-anatomical biomedical waste is treated by disinfection, a program to monitor the disinfection treatment efficiency and enabling verification of compliance with the requirements of the second paragraph of section 6 of the Regulation respecting biomedical waste (chapter Q-2, r. 12);”;

(3) by replacing “a declaration, signed by an engineer, attesting that the planned design and operation of the equipment comply with the Act and its regulations” in paragraph 5 by “the supplemental information and documents referred to in section 68 for a residual materials elimination facility, with the necessary modifications”.

**81.** Section 240 is replaced by the following:

“**240.** In addition to the information required by section 41, a declaration of compliance for an activity referred to in paragraph 2 of section 239 must contain a location and layout plan for the following facilities:

(1) the biomedical waste loading and unloading facilities and parking areas for the vehicles used for those purposes;

(2) the facilities for cleaning the vehicles and biomedical waste containers;

(3) the storage facilities and refrigerated storage facilities for biomedical waste other than medical and domestic sharps and biomedical waste preserved in preserving agents.”.

**82.** Section 245 is amended by replacing the second paragraph by the following:

“However, this Division does not apply

(1) to the storage of residual materials on the site where they are produced, if they are stored temporarily and for a purpose other than on-site reclamation; or

(2) to agri-food residual reclamation activities if the residuals are intended for human consumption.”.

**83.** Section 246 is amended by replacing paragraph 2 by the following:

“(2) a layout plan of the facility involved, including its equipment and works or, if the facility has been designed or modified specifically for the project, the plans and specifications;

(2.1) the technical information sheets for the equipment, if applicable;”.

**84.** Section 247 is replaced by the following:

“**247.** In addition to the general content prescribed by section 16 and the specific content prescribed by section 246, every application for authorization for an activity relating to a putrescible organic materials reclamation facility, including any activities involving sorting, storing or treatment of the materials, must include the following supplemental information and documents:

(1) a hydrogeological study if the activity has the following characteristics:

(a) the maximum volume of residual organic materials likely to be present on the site is greater than 150 m<sup>3</sup>;

(b) the activity is carried on outside a closed building or on a non-impervious surface;

(c) the activity or installation is

i. storage inside a permanent building or works not governed by the Agro-Environmental Practices Regulation, published as a draft Regulation in the *Gazette officielle du Québec* of 25 February 2026, and that is neither situated on the residual material generation site nor on the site where the material is used;

ii. a biomethanization facility situated off a raising or spreading site or that treats 25% or more of exogenous materials;

iii. a composting facility situated off a raising or spreading site or for which the maximum volume of organic materials likely to be present on the site is greater 1,000 m<sup>3</sup>;

iv. a sorting station for putrescible organic materials, unless the materials are green waste and the station is protected from the elements; or

v. a putrescible organic materials conditioning facility, other than for livestock waste if the facility is situated on a raising site and the proportion of livestock waste from another raising site is less than 50%;

(2) level 2 air dispersion modelling for odours, performed in compliance with Schedule H to the Clean Air Regulation (chapter Q-2, r. 4.1), to determine the frequency and duration of episodes of odours, if the activity has the following characteristics:

(a) the maximum volume of residual materials present on the site is greater than 150 m<sup>3</sup>;

(b) the activity is not governed by the Agro-Environmental Practices Regulation;

(c) the activity or facility is

i. a biomethanization facility situated off a raising or spreading site or that treats 25% or more of exogenous materials;

ii. a composting facility for which the maximum volume of organic materials likely to be present on the site is greater than 7,500 m<sup>3</sup> or that is situated less than 1 km from any dwelling, public institution or a sector zoned by a municipality for residential or commercial use and, if it is situated on a raising or spreading site, the maximum volume for the site is greater than 1,000 m<sup>3</sup>;

iii. sorting, other than green waste sorting;

iv. conditioning, other than for livestock waste if the facility is situated on a raising site and the proportion of livestock waste from another raising site is less than 50%, and other than for green waste; or

v. storage of putrescible organic materials in a permanent building or works, other than green waste, fresh wastewater from the cleaning of outdoor raising units or the cleaning of outdoor sedimentation units at an aquaculture site or fishing pond;

(3) an odour management plan for putrescible residual organic materials to limit and monitor the emission of odours causing an odour nuisance beyond the boundaries of the site, if the activity has the following characteristics:

(a) it is not governed by the Agro-Environmental Practices Regulation;

(b) it involves any of the following reclamation activities for putrescible organic materials:

i. composting;

ii. biomethanization;

iii. sorting;

iv. conditioning, other than for livestock waste if the facility is situated on a raising site and the proportion of livestock waste from another raising site is less than 50%;

v. storage in a permanent building or works.”.

**85.** Section 252 is amended in the first paragraph

(1) in the portion before subparagraph 1,

(a) by inserting “or spreading” after “operation, on a raising”;

(b) by replacing “and spreading of the compost produced on a raising site or spreading site,” by “of the compost produced on that site”;

(2) by adding “, except in the case of closed thermophilic equipment” at the end of subparagraph 2;

(3) by replacing “or are slaughtered because of age or disease” in subparagraph *iii* of subparagraph *a* of subparagraph 4 by “, are euthanized or slaughtered because of age or disease or are from a local “chicken slaughterhouse at the farm” under the Regulation respecting food (chapter P-29, r. 1), amended by the Regulation to amend the Regulation respecting food, published as a draft Regulation in the *Gazette officielle du Québec* of 4 February 2026”;

(4) by striking out “on parcels of land under cultivation” in subparagraph 12 after “being spread”;

(5) by replacing subparagraph 13 by the following:

“(13) the composting and storage activities take place on a watertight surface, 100 m or more from a category 1, 2 or 3 groundwater withdrawal site, except in the case of a water withdrawal site connected to the activity.”

**86.** Section 254.1 is amended by striking out “on parcels of land under cultivation” in subparagraph 7 of the second paragraph after “being spread”.

**87.** The heading of Subdivision 2 of Subdivision 3 of Division I of Chapter IV of Title III of Part II is amended by replacing “and storage” by “, storage and reclamation”.

**88.** Section 259 is amended

- (1) by replacing “1,000” in paragraph 1 by “10,000”;
- (2) by replacing “300 m<sup>3</sup>” in paragraph 2 by “2,500 m<sup>3</sup>”;
- (3) by replacing paragraph 4 by the following:

“(4) the storage areas for uncrushed and unsieved residual materials and category 1 to 3 residual granular materials under section 26 of the Regulation respecting the reclamation of residual materials are laid out on a compacted surface in a way that prevents water accumulation;

(5) the storage areas for category 4 residual granular materials under section 26 of the Regulation respecting the reclamation of residual materials that do not meet the classification conditions pursuant to that section and as a result are out of class and uncategorized materials under that section are laid out on a watertight surface and are protected from the elements;

(6) if a dwelling or public institution is situated less than 600 m from the site where the activities are carried on, unless the dwelling is owned by or rented to the owner or operator, a predictive noise study has been performed to ensure compliance with the standards set out in section 8 of the Regulation respecting the reclamation of residual materials.”

**89.** Section 260 is amended

(1) by striking out “or a municipal sewer” in paragraph 1;

(2) by replacing “the accumulation and infiltration of water” in subparagraph *b* of paragraph 2 by “water accumulation”.

**90.** The Regulation is amended by inserting the following after section 260:

“**260.1.** The reclamation of residual crushed stone elsewhere than on the land where it was excavated, by the same operator on land owned by the operator is eligible for a declaration of compliance, on the following conditions:

(1) the residual crushed stone is reclaimed for construction on institutional, commercial or industrial land, including municipal land;

(2) the contaminant concentration in the residual crushed stone is less than or equal to the limit values in Schedule II to the Land Protection and Rehabilitation Regulation (chapter Q-2, r. 37) for the land where institutional, commercial or industrial use is authorized under municipal zoning by-laws, except

(a) land where totally or partially residential buildings are built; and

(b) land where elementary-level or secondary-level educational institutions, childcare centres, day care centres, hospital centres, residential and long-term care centres, rehabilitation centres, child and youth protection centres, or correctional facilities are built;

(3) the impurities content of the residual crushed stone is lower than or equal to 1% (w/w), of which 0.1% (w/w) is for light materials;

(4) the reclamation does not increase the total volume on the receiving land of residual crushed stone having a contaminant concentration exceeding the limit values in Schedule I to the Land Protection and Rehabilitation Regulation to more than 10,000 m<sup>3</sup>, whether that volume is reached as a result of one or several projects;

(5) the maximum contaminant concentration in the receiving land is equal to or greater than the contaminants present in the residual crushed stone for the family of metals and metalloids and polycyclic aromatic hydrocarbons (PAHs) and for the other contaminants taken individually;

(6) the residual crushed stone is not used as surface covering and measures to confine it are implemented;

(7) the thickness of the residual crushed stone deposited does not exceed 500 mm, except if the plans and specifications require greater thickness;

(8) the bottom of the excavation in which the residual crushed stone is deposited is located above the highest groundwater level and the infrastructure development work does not create areas where water accumulates in the area where the residual crushed stone is reclaimed.

Sections 26 and 27 of the Regulation respecting the reclamation of residual materials do not apply to residual crushed stone referred to in the first paragraph.

**260.2.** In addition to what is required by section 41, the declaration of compliance for an activity referred to in section 260.1 must include the following information:

- (1) the date of receipt of the residual crushed stone;
- (2) the quantity of residual crushed stone to be reclaimed;
- (3) the nature and contaminant concentration in the residual crushed stone to be reclaimed;
- (4) the nature and contaminant concentration present in the receiving land at the location where the residual crushed stone is reclaimed.”.

**91.** Section 261 is amended by replacing “referred to in section 2 of the Regulation respecting compensation for municipal services provided to recover and reclaim residual materials (chapter Q-2, r. 10)” in subparagraph *a* of paragraph 2 by “to which the Regulation respecting a system of selective collection of certain residual materials (chapter Q-2, r. 46.01) applies”.

**92.** Section 265 is amended

(1) by replacing “and the reclamation of the compost produced in closed thermophilic equipment are” in the portion before paragraph 1 by “in closed thermophilic equipment is”;

(2) by striking out paragraph 9.

**93.** The Regulation is amended by inserting the following Subdivision after section 267:

**“§§4.1. Storage and spreading of certain residual materials to restore the plant cover**

**267.1.** Storage in a sand pit, for reclamation purposes by spreading, and spreading one or more fertilizing residual materials referred to in subparagraphs 1 to 11, 13, 15, 17, 19 and 21 of the first paragraph of section 4 of the Fertilizing Residual Materials Management Code (chapter Q-2, r. 9.02) to restore the plant cover of the sand pit is eligible for a declaration of compliance, on the conditions set out in the second paragraph.

The following conditions apply to the activities referred to in the first paragraph:

(1) the fertilizing residual materials are classified by their generator as provided in the Fertilizing Residual Materials Management Code;

(2) the residual materials are not classified as out of class pursuant to section 5 of the Fertilizing Residual Materials Management Code;

(3) if digestates and composts are not certified as compliant with a BNQ standard in accordance with the Fertilizing Residual Materials Management Code, the materials consist exclusively of inputs that comply with lists 1.1 and 1.2 in Schedule II to the Code;

(4) the spreading of fertilizing residual materials takes place in compliance with the minimum distances prescribed in sections 76 to 80 of the Fertilizing Residual Materials Management Code;

(5) the fertilizing residual materials are not contaminated by hydrocarbons;

(6) the fertilizing residual materials are not from a materials treatment process designed to reduce the content of a chemical parameter other than those requiring analysis for fertilizing residual materials pursuant to the first paragraph of section 16 of the Fertilizing Residual Materials Management Code;

(7) the dosage of fertilizing residual materials is adjusted to meet the plant cover needs on the recommendation of an agronomist or forest engineer in accordance with section 61 of the Fertilizing Residual Materials Management Code, with the necessary modifications;

(8) the description sheet for the fertilizing residual materials referred to in section 32 of the Fertilizing Residual Materials Management Code is provided by the generator to the agronomist or forest engineer recommending the dosage;

(9) the fertilizing residual materials are not liquid or the dryness value is not less than 15%;

(10) the field storage of fertilizing residual materials or blend takes place in compliance with the conditions in sections 37, 38 and 50 to 58 of the Fertilizing Residual Materials Management Code;

(11) the spreading of fertilizing residual materials or blend takes place on soil that is neither frozen nor covered with snow.

**267.2.** In addition to what is required by section 41, a declaration of compliance for an activity referred to in section 267.1 must include the following supplemental information and documents:

(1) the contact information for the place where the fertilizing residual material is generated, its type and classification;

(2) an attestation that the information entered in the register under section 22 of the Fertilizing Residual Materials Management Code (chapter Q-2, r. 9.02) is accurate and complete;

(3) a location plan compliant with section 89 of the Fertilizing Residual Materials Management Code;

(4) a declaration from an agronomist or an engineer attesting that the project complies with the Regulation respecting sand pits and quarries (chapter Q-2, r. 7.1) and the Water Withdrawal and Protection Regulation (chapter Q-2, r. 35.2).”

**94.** Section 268 is amended

(1) by replacing paragraph 1 by the following:

“(1) the quantity of each type of material stored on the lot is at all times less than or equal to

(a) 60 m<sup>3</sup> for non-woody green residue, other than dead leaves, and organic material sorted at source; and

(b) 120 m<sup>3</sup> for all other types of material;”;

(2) by replacing “, with the exception of wood, cardboard, paper and leaves stored in bulk” in subparagraph *a* of paragraph 3 by “other than organic material sorted at source, paper, cardboard, woody material and green residue”;

(3) by inserting the following after paragraph 4:

“(4.1) organic materials, other than paper, cardboard, woody material and dead leaves, are stored in a closed building or in containers that are closed or covered with an impermeable tarp;”

**95.** The Regulation is amended by inserting the following Subdivision after section 268:

“§§5.1. *Used tires*

**268.1.** The shredding of used tires, without milling, and storage of the materials produced, carried out by a person qualified to reclaim them and does so for the person’s own needs, is eligible for a declaration of compliance, on the following conditions:

(1) the shredding takes place

(a) in a closed building or in a shelter closed on at least 3 sides; and

(b) on a concrete or bituminous-covered surface;

(2) the materials produced are stored in a closed building or in containers that are closed or covered with an impermeable tarp;

(3) air dispersion modelling taking into account all the contamination sources present on the site has been performed in compliance with Schedule H to the Clean Air Regulation (chapter Q-2, r. 4.1) and shows compliance with the air quality standards in Schedule K to that Regulation.

**268.2.** In addition to what is required by section 41, a declaration of compliance for an activity referred to in section 268.1 must include a declaration by a professional confirming that air dispersion modelling has been performed in compliance with Schedule H to the Clean Air Regulation (chapter Q-2, r. 4.1) and shows compliance with the air quality standards in Schedule K to that Regulation.”

**96.** Section 269 is amended

(1) by inserting “, parking areas and traffic lanes of businesses and public institutions as well as cycle paths” in paragraph 1 after “roads”;

(2) by replacing “winter” and “authorized activity” in paragraph 3 by, respectively, “road” and “activity carried on in accordance with this Regulation”.

**97.** The Regulation is amended by inserting the following after section 270:

“**270.1.** The storage and treatment of street-cleaning residue for reclamation purposes is eligible for a declaration of compliance, on the following conditions:

(1) the residue comes from spring cleaning operations along streets and roads, parking areas and traffic lanes of businesses and public institutions as well as cycle paths;

(2) the residue consists of sand and abrasives, and the treatment consists in removing contaminants and impurities;

(3) following the treatment, the residue is reclaimed for an activity carried on in accordance with this Regulation or for a use permitted for its category, in accordance with the Regulation respecting the reclamation of residual materials (chapter Q-2, r. 49), or the residue is used as a road abrasive if it complies with the limit values in Schedule I to the Land Protection and Rehabilitation Regulation (chapter Q-2, r. 37) for metals and metalloids, petroleum hydrocarbons C<sub>10</sub>-C<sub>30</sub> and polycyclic aromatic hydrocarbons (PAHs);

(4) the total impurities represent less than 1% by weight of the residual granular material and the light materials represent less than 0.1% of the residual granular material;

(5) the street-cleaning residue collected during the spring must have been characterized, conditioned, sieved and treated in such a manner that it is ready to be reclaimed before 1 December of the same year including, if applicable, any mixing with new material to attain the particle size required for the intended use;

(6) the storage of street-cleaning residue takes place on a watertight surface protected from the elements.

Despite subparagraph 3 of the first paragraph, the petroleum hydrocarbon C<sub>10</sub>-C<sub>50</sub> concentration may be greater than the limit values in Schedule I as long as it does not exceed the limit values in Schedule II to the Land Protection and Rehabilitation Regulation if it is shown by chromatographic testing that the excess is caused by the presence of bitumen from bitumen-coated particles present in the sample.

Sections 26 and 27 of the Regulation respecting the reclamation of residual materials do not apply to street-cleaning residue used as a road abrasive in accordance with subparagraph 3 of the first paragraph.”

**98.** The Regulation is amended by inserting the following after 273:

“**273.1.** The storage on a raising or spreading site, for reclamation by spreading on a cultivated parcel, of compost produced in accordance with any of sections 252, 254.1 and 279 is exempted from authorization pursuant to this Division, on the condition that field storage takes place in compliance with sections 50, 51, 52 and 54 of the Fertilizing Residual Materials Management Code (chapter Q-2, r. 9.02).”

**99.** Section 274 is amended by inserting “252,” in paragraph 3 after “section”.

**100.** Section 275, amended by 28 of the Regulation to amend the Regulation respecting the regulatory scheme applying to activities on the basis of their environmental impact, published as a draft Regulation in the *Gazette officielle du Québec* of 25 February 2026, is further amended

(1) in the first paragraph,

(a) by striking out “, on a cultivated parcel,” in subparagraph 1;

(b) by striking out “, on a cultivated parcel,” in subparagraph 3;

(2) in the second paragraph,

(a) in subparagraph *a* of subparagraph 4,

i. by inserting “except in the case of the activity referred to in subparagraph 2 of the first paragraph,” before “the total volume”;

ii. by replacing “150” by “500”;

(b) by inserting “except in the case of the activity referred to in subparagraph 2 of the first paragraph,” in subparagraph *a* of subparagraph 5 before “the total volume”.

**101.** Section 279 is amended in the first paragraph

(1) by striking out “when it is used by the operator” in the portion before subparagraph 1;

(2) by replacing “spread on parcels of land under cultivation” in the portion before subparagraph *a* of subparagraph 4.1 by “reclaimed”.

**102.** The following is inserted after section 279.1:

“**279.2.** The storage and use of compost produced in closed thermophilic equipment in accordance with section 265 is exempted from authorization pursuant to this Division, on the condition that the use is not for a crop intended for human consumption.

**279.3.** The use elsewhere than on a raising or spreading site of compost produced in accordance with section 279 by the operator of the composting site is exempted from authorization pursuant to this Division.”

**103.** Section 280 is amended by replacing “ecocentre are” in the portion before paragraph 1 by “ecocentre or a storage area for residual materials to be reclaimed used by a municipality is”.

**104.** Section 281 is amended

(1) by replacing “generated by containers, packaging and printed matter referred to in sections 4 to 6, 8 and 9 of” in paragraph 1 by “described in”;

(2) by replacing “the storage area for sorted materials is laid out on a concrete-covered or bituminous concrete-covered surface” in paragraph 4 by “the sorted materials are stored in closed containers or the storage area is laid out on a concrete or bituminous-covered surface”.

**105.** The Regulation is amended by inserting the following after section 281:

“**281.1.** The establishment and operation of a separate collection transfer station is exempted from authorization pursuant to this Division, on the following conditions:

(1) the materials accepted at the station are residual materials to which the Regulation respecting a system of selective collection of certain residual materials (chapter Q-2, r. 46.01) applies;

(2) the reception and transfer activities take place inside a closed building;

(3) the station areas are laid out on a concrete or bituminous-covered surface;

(4) no sorting or treatment of materials takes place on-site;

(5) at least once every 12 months, the operator inspects the concrete or bituminous-covered surfaces to detect and repair breakages and cracks;

(6) the site is laid out in a way that ensures access is controlled and the admissibility of the materials can be verified.

Despite subparagraphs 2 and 3 of the first paragraph, if the separate collection transfer station cannot be accessed by a year-round passable road,

(1) the materials may be transferred in containers that are closed or covered with an impermeable tarp as long as the materials being received are protected from the elements; and

(2) the station areas may be laid out on a compacted surface.”

**106.** Section 282 is amended

(1) by replacing “300” in paragraph 1 by “2,500”;

(2) by replacing paragraph 4 by the following:

“(4) the storage areas for category 1 to 3 residual granular materials are laid out on a compacted surface in a way that prevents water accumulation;

(5) the storage areas for category 4 residual granular materials are laid out on a watertight surface and are protected from the elements;

(6) the materials stored on the site

(a) are stored separately by type of material, with the exception of a mixture of residual granular materials for a reclamation project authorized under section 22 of the Act or carried on in accordance with section 284 of this Regulation; and

(b) when exposed to the elements, are stored in a way that prevents water accumulation;

(7) the operator holds the attestation provided by the producer of the residual granular material in accordance with section 25.1 of the Regulation respecting the reclamation of residual materials or, if the user is the producer, holds the information and documents confirming the category of the material.”;

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

“In the case where the total volume of materials stored on the lot exceeds 300 m<sup>3</sup>, any water that has been in contact with the stored materials on the site and is discharged into the environment must have

(1) a pH between 6 and 9.5;

(2) a suspended matter concentration below or equal to 50 mg/l; and

(3) a petroleum hydrocarbon concentration (C<sub>10</sub>-C<sub>50</sub>) below or equal to 2 mg/l.”

**107.** Section 283 is amended by replacing “13” in paragraph 2 by “19”.**108.** Section 284 is amended

(1) by replacing subparagraph 6 by the following:

“(6) the residual granular material is not used as surface covering and is covered, except if it is used for a road, parking lot or road shoulder other than that of an institution providing elementary education, a childcare centre or a day care centre; if the material is category 4 crushed stone within the meaning of the Regulation respecting the reclamation of residual materials and is reclaimed for road infrastructure work elsewhere than on the land where it was excavated, the covering must be impermeable;”;

(2) in paragraph 8,

(a) by striking out “crushed stone or”;

(b) by adding “, and the work is carried out in a way that prevents water accumulation in the area where the materials are reclaimed” at the end;

(3) by adding the following at the end:

“(9) if the material is category 4 crushed stone within the meaning of the Regulation respecting the reclamation of residual materials and is reclaimed elsewhere than on the land where it was excavated, the maximum contaminant concentration present in the land where the reclamation is carried out is equal to or greater than that of the contaminants present in the residual crushed stone for the family of metals and metalloids and PAHs and for the other contaminants taken individually.”;

(4) by adding the following paragraphs at the end:

“Subparagraph 9 of the first paragraph does not apply to road infrastructure work on land constituting or that will constitute the bed of a roadway within the meaning of the Highway Safety Code (chapter C-24.2).

Despite the first paragraph, if the residual granular materials are used to manufacture a material referred to in section 27 of the Regulation respecting the reclamation of residual materials, only subparagraphs 2 and 3 of the first paragraph apply to that activity.”.

**109.** The Regulation is amended by inserting the following after section 284:

“**284.1.** The reclamation of category 1 residual crushed stone within the meaning of the Regulation respecting the reclamation of residual materials (chapter Q-2, r. 49) is exempted from authorization pursuant to this Division, on the condition that the user of the crushed stone holds the attestation provided by the producer of the material in accordance with section 25.1 of the Regulation respecting the reclamation of residual materials or, if the user is the producer, holds the information and documents confirming the category of the material.

Section 27 of the Regulation respecting the reclamation of residual materials does not apply to residual crushed stone referred to in the first paragraph.”.

**110.** The heading of Subdivision 8 of Subdivision 4 of Division I of Chapter IV of Title III of Part II is amended by replacing “of certain materials” by “and treatment of used tires”.

**111.** Section 285 is replaced by the following:

“**285.** The outside storage of used tires and their shredding, without milling, as well as the storage of the materials produced, for reclamation purposes, are exempted from authorization pursuant to this Division, on the following conditions:

(1) the total quantity of tires and materials produced on the lot is less than 2,000 whole tires and 135 m<sup>3</sup>;

(2) the operator does not already carry on any of those activities within a radius of 500 m;

(3) the shredding takes place

(a) in a closed building or in a shelter closed on at least 3 sides; and

(b) on a concrete or bituminous-covered surface;

(4) the materials produced are stored in a closed building or in containers that are closed or covered with an impermeable tarp;

(5) the shredding does not take place by any other operator within a radius of 500 m.”.

**112.** The Regulation is amended by inserting the following heading after section 286:

“**§§8.1.** *Storage of certain materials*”.

**113.** Section 287 is amended

(1) by replacing “if the storage is performed” in the portion before subparagraph 1 of the first paragraph by “including any treatment of the materials such as washing, repair or restoration, performed”;

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

“(3) any other type of material or object for which storage or treatment for reclamation purposes is not specifically covered by this Regulation.”;

(3) by replacing the second paragraph by the following:

“The following conditions apply to the activities referred to in the first paragraph:

(1) the washing and repair takes place inside a closed building;

(2) the materials referred to in subparagraph 2 of the first paragraph are stored in such a way that they are protected from the elements and in adequate preservation conditions allowing them to be re-used;

(3) wastewater, excluding domestic wastewater,

(a) is discharged into a sewer system governed by the Regulation respecting municipal wastewater treatment works (chapter Q-2, r. 34.1) or into a wastewater treatment system in lawful operation; and

(b) the daily flow of the discharged water is less than 10 m<sup>3</sup>.”

**114.** Section 288 is amended by replacing “300” in paragraph 1 by “500”.

**115.** The following is inserted after section 289:

“**289.1.** The storage of agricultural products described in section 53.0.8 of the Regulation respecting the recovery and reclamation of products by enterprises (chapter Q-2, r. 40.1), other than products that are hazardous materials, is exempted from authorization pursuant to this Division, on the following conditions:

(1) the total quantity of residual materials stored is less than 1,000 m<sup>3</sup>;

(2) the storage period does not exceed 12 months.

**289.2.** The storage for reclamation purposes of inorganic residuals, unsoiled paper and cardboard and non-contaminated wood for not more than 5 days in a truck or container is exempted from authorization pursuant to this Division, on the condition that the truck or container is watertight or covered with an impermeable tarp.”

**116.** Section 290.3 is replaced by the following:

“**290.3.** The storage and use of one or more fertilizing residual materials referred to in subparagraphs 2, 6, 15, 19 and 21 of the first paragraph of section 4 of the Fertilizing Residual Materials Management Code (chapter Q-2, r. 9.02) as part of an activity to develop or maintain green spaces, is exempted from authorization pursuant to this Division, on the following conditions:

(1) the user of the fertilizing residual materials is in possession of a written attestation from the generator of the materials confirming that

(a) the fertilizing residual materials are free of any of the following materials:

i. varnished, painted, stained or treated wood, engineered wood or oriented strandboard, plywood or particleboard, as well as any wood from construction or demolition material sorting stations;

ii. viable parts of invasive exotic species that are likely to be propagated by the carrying on of the activity; and

iii. nails and other metal or plastic materials;

(b) for fertilizing residual materials other than wood chips or dead leaves, they are also free of

i. material contaminated by hydrocarbons;

ii. a digestate that does not consist exclusively of inputs that comply with lists 1.1 and 1.2 in Schedule II to the Fertilizing Residual Materials Management Code, other than a material certified as compliant with a BNQ standard in accordance with the Code; and

iii. any material from construction or demolition material sorting stations, other than gypsum and fertilizing residual materials referred to in item g within the scope of BNQ standard 0419-090 “Inorganic Soil Conditioners – Liming Materials from Industrial Processes” (2021);

(c) according to the description sheet referred to in section 32 of the Fertilizing Residual Materials Management Code, the fertilizing residual materials have been classified C1-P1-O1-E1 by the generator pursuant to the Code, other than ash certified as compliant with the CAN/BNQ standard 0419-090 and wood chips;

(d) if the residual fertilizing materials appear in list 2 in Schedule II to the Fertilizing Residual Materials Management Code, they are not out of class;

(e) if the residual fertilizing materials are listed in Table 10 in Schedule I to the Fertilizing Residual Materials Management Code, they are not out of class according to Table 11 in that Schedule; and

(f) the residual fertilizing materials do not originate from a materials treatment process designed to reduce the content of a chemical parameter other than those requiring analysis for fertilizing residual materials pursuant to the first paragraph of section 16 of the Fertilizing Residual Materials Management Code;

(2) the residual fertilizing material has a dryness value equal to or greater than 20%;

(3) the storage and use of the fertilizing residual materials takes place

(a) during the same calendar year; and

(b) on soil that is not snow-covered and, for use, not frozen;

(4) for storage,

(a) the storage area is laid out in a way that prevents water accumulation and so that runoff does not reach the fertilizing residual materials;

(b) the total volume on the site is at all times less than 50 m<sup>3</sup> for dead leaves, grass, digestates and macrophytes and less than 300 m<sup>3</sup> for other fertilizing residual materials; and

(c) field storage of fertilizing residual materials other than wood chips and dead leaves takes place in compliance with the conditions in sections 37, 38, 50 and 54 to 57 of the Fertilizing Residual Materials Management Code;

(5) in the case of the spreading

(a) of wood chips and dead leaves only, the total thickness of the material spread on the soil during development and maintenance of the green space does not exceed 15 cm, a maximum of 10 cm of which consists of dead leaves; and

(b) of other fertilizing residual materials, used with or without wood chips or dead leaves,

i. the fertilizing residual materials are incorporated into the soil after the spreading, except when used as mulch;

ii. the fertilized layer does not exceed 20 cm in thickness for herbaceous species or 40 cm for woody species; and

iii. the amount of fertilizing residual material is adjusted so that it is limited to the amendment or fertilization needs of the vegetation, preserves soil and water quality and complies with the use recommendations and instructions provided by the distributor or generator of the fertilizing residual material, as applicable;

(6) the fertilizing residual material may be mixed on the reclamation site with soil from the place of origin, before it is spread on the site.”

**117.** Section 290.6 is replaced by the following:

“**290.6.** The storage for sale for domestic use of fertilizing residual materials referred to in section 100 of the Fertilizing Residual Materials Management Code (chapter Q-2, r. 9.02) is exempted from authorization pursuant to this Division, on the following conditions:

(1) the storage area is laid out on a compacted surface in a way that prevents water accumulation and so that runoff does not reach the materials;

(2) the total volume of materials on the site is less than 300 m<sup>3</sup> at all times;

(3) the material is sold in compliance with the Fertilizers Act (R.S.C. 1985, c. F-10).”

**118.** Section 290.7 is amended

(1) by inserting “a trench landfill site,” in the portion before paragraph 1 after “final cover of”;

(2) by replacing paragraph 1 by the following:

“(1) the operator holds the description sheet referred to in section 32 of the Fertilizing Residual Materials Management Code;”

**119.** The Regulation is amended by inserting the following Subdivision after section 290.9:

“**§§8.7.** *Storage and use of topsoil as support for vegetation*

**290.10.** The storage and use of all-purpose topsoil as support for vegetation is exempted from authorization pursuant to this Division if the topsoil is produced as provided in the Fertilizing Residual Materials Management Code (chapter Q-2, r. 9.02).

**290.11.** The production, storage and use of all-purpose topsoil consisting of wood waste or compost is exempted from authorization pursuant to this Division, on the following conditions:

(1) the total volume of topsoil produced is less than 150 m<sup>3</sup> per 12-month period;

(2) the total volume of topsoil and fertilizing residual materials stored on the production site is less than 150 m<sup>3</sup> at all times;

(3) the materials used to produce the topsoil consist exclusively of those referred to in section 101.17 of the Fertilizing Residual Materials Management Code (chapter Q-2, r. 9.02), amended by the Regulation to amend the Fertilizing Residual Materials Management Code, published as a draft Regulation in the current *Gazette officielle du Québec*;

(4) the operator does not already carry on that activity on the same lot or within a radius of 500 m;

(5) the soil used as an input does not contain contaminants from human activity, including metals and metalloids, monocyclic aromatic hydrocarbons (MAHs), polycyclic aromatic hydrocarbons (PAHs) or petroleum hydrocarbons (C<sub>10</sub>-C<sub>50</sub>);

(6) all topsoil is removed from the site or is used within 12 months after being produced.

An operator carrying on the activity referred to in the first paragraph must enter the following information in a register for each field pile of topsoil or fertilizing residual materials:

(1) its location on the production site;

(2) the origin of the soil and, if applicable, of the fertilizing residual materials, the promoter responsible for the fertilizing residual materials, their analysis results and the description sheet referred to in section 32 of the Fertilizing Residual Materials Management Code.

**290.12.** The storage and use of restricted-use topsoil within the meaning of section 101.10 of the Fertilizing Residual Materials Management Code (chapter Q-2, r. 9.02), amended by the Regulation to amend the Fertilizing Residual Materials Management Code, published as a draft Regulation in the current *Gazette officielle du Québec*, as support for land vegetation is exempted from authorization pursuant to this Division, on the following conditions:

(1) the producer of the restricted-use topsoil produces and provides to the user the topsoil description sheet referred to in section 101.12 of the Fertilizing Residual Materials Management Code confirming that the topsoil complies with the conditions of sections 101.11 and 101.18 of the Code;

(2) the maximum contaminant concentration of the receiving site is equal to or greater than the contaminants present in the restricted-use topsoil for the ordinary contaminant families, namely metals, metalloids, petroleum hydrocarbons (C<sub>10</sub>-C<sub>50</sub>) and polycyclic aromatic hydrocarbons (PAHs), and for the other contaminants taken individually.”.

**120.** Section 291 is amended

(1) by replacing “the materials are stored” in paragraph 2 by “the storing, crushing and sieving of the materials take place”;

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

“Despite subparagraph 2 of the first paragraph, in the absence of sufficient space on the site and if the operator is a municipality, the government or one of its bodies, the materials may be stored on another site owned or managed by that operator, as applicable, on the following conditions:

(1) the maximum volume of materials stored on that other site is less than or equal to 300 m<sup>3</sup> at all times;

(2) the storage areas for uncrushed and unsieved residual materials and category 1 to 3 residual granular materials within the meaning of the Regulation respecting the reclamation of residual materials (chapter Q-2, r. 49) are laid out on a compacted surface in a way that prevents water accumulation;

(3) the storage areas for category 4, out of class and uncategorized residual granular materials within the meaning of the Regulation respecting the reclamation of residual materials are laid out on a watertight surface and are protected from the elements.”.

**121.** Section 291.3, amended by section 29 of the Regulation to amend the Regulation respecting the regulatory scheme applying to activities on the basis of their environmental impact, published as a draft Regulation in the *Gazette officielle du Québec* of 25 February 2026, is further amended by replacing “concerning” in the portion before subparagraph 1 of the second paragraph by “relating to storage in watertight works of”.

**122.** Section 291.5 is amended by replacing the first and second paragraphs by the following:

“The validity period of an authorization issued for an activity referred to in subparagraph 1 of the first paragraph of section 291.1 is, as applicable,

(1) not more than 5 months for storage in a works;

(2) not more than 12 months for field storage on a raising or spreading site; and

(3) not more than 3 years for field storage on a site where a forest development activity is carried on.

The validity period of an authorization issued for an activity referred to in subparagraph 2 of the first paragraph of section 291.1 is, as applicable,

(1) not more than 12 months for an activity on a raising or spreading site; and

(2) not more than 3 years for an activity on a site where a forest development activity is carried on.”

**123.** Section 291.8 is amended by replacing “a blend” in the portion before subparagraph 1 of the first paragraph by “one or several”.

**124.** Section 291.9 is amended

(1) by inserting “, mixed or not with livestock waste,” in the portion before subparagraph 1 of the first paragraph after “and the material”;

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

“Despite the second paragraph, in the case of a blend of fertilizing residual materials, the materials may be out of class for Class C with regard to the chemical parameters of arsenic, cobalt, chromium, copper, molybdenum, nickel, selenium and zinc as long as the blend itself is not out of class.”

**125.** Section 291.14, amended by section 31 of the Regulation to amend the Regulation respecting the regulatory scheme applying to activities on the basis of their environmental impact, published as a draft Regulation in the *Gazette officielle du Québec* of 25 February 2026, is further amended by replacing “do not apply to the activities referred to in sections 291.19, 291.20, 291.21 and 291.23” in the second paragraph by “apply to the activities referred to in sections 291.19, 291.20, 291.21 and 291.23 only to the extent provided in those sections”.

**126.** Section 291.18 is amended

(1) by striking out “municipal” in subparagraph 2 of the first paragraph;

(2) by replacing “is a liming material referred to” and “I1” in subparagraph 1 of the second paragraph by, respectively, “appears” and “for the preventive investigative parameters”;

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

“Despite the fifth paragraph, the fertilizing residual materials certified as compliant with a BNQ standard in accordance with the Fertilizing Residual Materials Management Code must be classed for the odour parameter as provided in section 9 of the Code.”

**127.** Section 291.20, amended by section 33 of the Regulation to amend the Fertilizing Residual Materials Management Code, published as a draft Regulation in the *Gazette officielle du Québec* of 25 February 2026, is further amended

(1) in the first paragraph,

(a) by adding “or in subparagraph 3 of the second paragraph of section 254.1” at the end of subparagraph 9;

(b) by adding the following at the end:

“(12) treated or conditioned livestock waste;

(13) agricultural digestates referred to in section 101.3 of the Fertilizing Residual Materials Management Code (chapter Q-2, r. 9.02), amended by the Regulation to amend the Fertilizing Residual Materials Management Code, published as a draft Regulation in the current *Gazette officielle du Québec*;”;

(2) in the second paragraph,

(a) by replacing subparagraph 1 by the following:

“(1) the storage and spreading are carried out

(a) for agricultural digestates, in compliance with Chapter VI.1 of the Fertilizing Residual Materials Management Code; and

(b) for the other materials, in compliance with the Agro-Environmental Practices Regulation, published as a draft Regulation in the *Gazette officielle du Québec* of 25 February 2026, as regards the storage and spreading of livestock waste;”;

(b) by adding “kept by the operator” at the end of subparagraph *b* of subparagraph 3.

**128.** Section 291.22 is amended by inserting “or 58” in subparagraph 2 of the first paragraph after “section 53”.

**129.** Section 295 is amended by replacing “new or used treated wood,” in paragraph 1 by “treated wood”.

**130.** Section 301 is amended by replacing “the plans and specifications of the apparatus or equipment and their technical information sheet and” by “the technical information sheets for the apparatus or equipment or, if it was designed or modified specifically for the project, its plans and specifications and the”.

**131.** Section 302 is amended

(1) in paragraph 4,

(a) by replacing “waste brick, concrete, cement, bituminous concrete or architectural stone” in subparagraph *h* by “residual materials listed in section 14 of the Regulation respecting the reclamation of residual materials (chapter Q-2, r. 49)”;

(b) by replacing subparagraph *i* by the following:

“(i) a cement works, for its sporadic emission sources, except for a clinker kiln and cooler;

(j) a plant for the primary processing of wood and wood products;

(k) a sand pit or a quarry.”;

(2) by striking out by paragraph 5.

**132.** The following is inserted after section 303:

“**303.1.** The installation, replacement, modification and operation of an apparatus or equipment designed to prevent, abate or stop the release of particles into the atmosphere, in an industrial establishment the operation of which is authorized under subparagraph 1 or 10 of the first paragraph or the second paragraph of section 22 of the Act, are eligible for a declaration of compliance, on the following conditions:

(1) in the case of a modification or replacement, the performance and effectiveness of the new apparatus or equipment is equal to or greater than the performance and effectiveness of the initial apparatus or equipment;

(2) the release of contaminants into the atmosphere is not increased;

(3) the contaminants emitted into the atmosphere consist solely of particles;

(4) the apparatus or equipment does not regroup and reconfigure the industrial establishment’s sources of release;

(5) air dispersion modelling has been performed in compliance with section 202 and Schedule H to the Clean Air Regulation (chapter Q-2, r. 4.1), shows compliance with the air quality standards in Schedule K to that Regulation and forms an integral part of the holder’s authorization for the operation of the industrial establishment.

**303.2.** In addition to what is required by section 41, a declaration of compliance for an activity referred to in section 303.1 must include a declaration from an engineer attesting that

(1) the apparatus or equipment allows the contaminant discharge standards set out in the Clean Air Regulation (chapter Q-2, r. 4.1) to be met; and

(2) in the case of a modification or replacement, the performance and effectiveness of the new apparatus or equipment is equal to or greater than the performance and effectiveness of the initial apparatus or equipment.”.

**133.** Section 305 is amended by replacing “applicant” in the second paragraph by “declarant”.

**134.** Section 306 is amended

(1) by replacing “temporary power station referred to in paragraph 4” in subparagraph *a* of paragraph 2 by “power station referred to in paragraph 4 or 5”;

(2) by adding the following at the end:

“(4) the installation and operation of an apparatus or equipment designed to prevent, abate or stop the release of contaminants into the atmosphere that is used only in the event of accidental release;

(5) the installation and operation of an apparatus or equipment designed to prevent, abate or stop the release of contaminants into the atmosphere that is used to temporarily replace another previously authorized apparatus or other equipment of the same nature that is out of service for maintenance or repair;

(6) the installation and operation of an apparatus or equipment designed to prevent, abate or stop the release of contaminants into the atmosphere from a floating roof pursuant to section 45 of the Clean Air Regulation (chapter Q-2, r. 4.1);

(7) the installation and use of a disposable filter in an establishment where activities to apply paint for industrial or commercial purposes are carried on.”.

**135.** The Regulation is amended by inserting the following after the heading of Subdivision 1 of Division II of Chapter VI of Title III of Part II:

“§§1. *Activities eligible for a declaration of compliance*

**306.1.** The installation and use of natural gas combustion appliances with a total power equal to or greater than 3,000 kW but not exceeding 5,000 kW is eligible for a declaration of compliance if air dispersion modelling has been performed in compliance with Schedule H to the Clean Air Regulation (chapter Q-2, r. 4.1) and the modelling shows compliance with the air quality standards in Schedule K to that Regulation.

**306.2.** In addition to what is required by section 41, a declaration of compliance for an activity referred to in section 306.1 must include a declaration from an engineer attesting that

(1) the installation and use of the apparatus is compliant with the standards set out in the Clean Air Regulation (chapter Q-2, r. 4.1); and

(2) air dispersion modelling has been performed as provided by section 306.1.

“§§2. *Exempted activities*”.

**136.** Section 310 is amended by replacing “the location plan required, the location of” in paragraph 2 by “a location plan showing”.

**137.** Section 313, replaced by section 13 of the Regulation to amend the Regulation respecting the regulatory scheme applying to activities on the basis of their environmental impact made by Order in Council 720-2025 dated 11 June 2025, is amended by replacing “and minor soil grading” in paragraph 4 by “, minor soil grading and any temporary intervention”.

**138.** Section 316, replaced by section 14 of the Regulation to amend the Regulation respecting the regulatory scheme applying to activities on the basis of their environmental impact made by Order in Council 720-2025 dated 11 June 2025, is amended

(1) by striking out “, over an area equal to or greater than 75 m<sup>2</sup> but less than 2,000 m<sup>2</sup>,” in the portion before paragraph 1;

(2) by replacing paragraph 1 by the following:

“(1) if the work is carried out in a littoral zone, it does not involve the common water reed (*Phragmites australis* (Cav.) Trin. ex Steud. subsp. *australis*);”;

(3) by adding the following at the end:

“(4) the work is carried out over an area of at least 75 m<sup>2</sup>, but less than 2,000 m<sup>2</sup>, except in a littoral zone, where the work cannot exceed an area of 500 m<sup>2</sup>.”.

**139.** Section 319, replaced by section 14 of the Regulation to amend the Regulation respecting the regulatory scheme applying to activities on the basis of their environmental impact made by Order in Council 720-2025 dated 11 June 2025, is amended by inserting “other than insertion of a culvert” in subparagraph 2 of the first paragraph after “modification”.

**140.** The Regulation is amended by inserting the following after section 319:

**319.1.** Work that causes encroachment into a wetland or body of water for a period of not more than 6 months, other than work covered by another provision in this Chapter, is eligible for a declaration of compliance, on the following conditions:

(1) the work does not take place in a littoral zone or a peatland;

(2) the tree clearing required is for trees not more than 4 m in height;

(3) it is not possible to carry out the work elsewhere than in the wetland or body of water;

(4) the encroachment is of an area not exceeding

(a) 300 m<sup>2</sup> in a wetland, flood zone or long-term channel migration zone; or

(b) 100 m<sup>2</sup> on a riverbank or lakeshore or in a short-term channel migration zone.”.

**141.** The Regulation is amended by inserting the following after 323:

**323.1.** The construction of a boardwalk is exempted from authorization pursuant to this Division, on the following conditions:

(1) the total permanent encroachment of the boardwalk is over an area not exceeding

(a) 5 m<sup>2</sup>, if the work takes place in a littoral zone; or

(b) 30 m<sup>2</sup>, if the work takes place on a riverbank or lakeshore or in a flood zone or channel migration zone;

(2) the right of way of the boardwalk does not exceed 3 m.

For the purposes of this section, subparagraph 1 does not apply to work that takes place in a wetland present in the places referred to in that subparagraph.”.

**142.** Section 325, replaced by section 14 of the Regulation to amend the Regulation respecting the regulatory scheme applying to activities on the basis of their environmental impact made by Order in Council 720-2025 dated 11 June 2025, is amended by striking out “that is not already covered by this Chapter” in the portion before paragraph 1.

**143.** Section 330, replaced by section 14 of the Regulation to amend the Regulation respecting the regulatory scheme applying to activities on the basis of their environmental impact made by Order in Council 720-2025 dated 11 June 2025, is amended

(1) in the first paragraph,

(a) by replacing “possible movement” in the portion before subparagraph *a* of subparagraph 3 by “the hydrogeomorphology”;

(b) by replacing subparagraphs 4, 5 and 6 by the following:

“(4) in the cases described in the second paragraph, a document signed by an engineer containing

(a) a description of the project’s hydraulic impacts on the water flow regime upstream and downstream of the work site or works involved, including information on the water flow speed, the water level, sheer stress and issues caused by ice jams, if applicable, such as the generation of frazil ice, accumulation of ice fragments or mechanical erosion by ice;

(b) the measures proposed to prevent or mitigate the hydraulic impacts described in subparagraph *a*; and

(c) a declaration from the engineer attesting that, in view of the project’s hydraulic impacts and the mitigation measures proposed,

i. the work and works are designed and carried out in such a manner as to not compound flooding, erosion and sedimentation issues upstream and downstream of the body of water involved; and

ii. the work and works are designed in such a manner as to not increase impediments to the flow of ice or worsen issues caused by ice jams upstream and downstream of the body of water involved;”;

(c) by striking out subparagraph 8;

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

“The document referred to in subparagraph 4 of the first paragraph is required for every project carried out in a flood zone and in the following cases:

(1) construction of a road;

(2) construction of a bridge or culvert;

(3) construction and dismantling of a retaining works;

(4) construction of a port infrastructure;

(5) installation of a weir;

(6) construction of groin systems, breakwaters and jetties;

(7) construction of a quay that is not a floating quay, open pile quay or wheeled quay;

(8) construction of stabilization works using inert materials;

(9) sedimentary nourishment work over an area of or greater than 1,000 m<sup>2</sup>;

(10) development of a watercourse altering its geometry, except if the development is to reduce the slope of an embankment over a length of not more than 30 m;

(11) dredging work over an area of or greater than 1,000 m<sup>2</sup>.”.

**144.** Section 331, replaced by section 14 of the Regulation to amend the Regulation respecting the regulatory scheme applying to activities on the basis of their environmental impact made by Order in Council 720-2025 dated 11 June 2025, is amended by replacing the portion before subparagraph *a* of subparagraph 2 of the first paragraph by the following:

“(2) the construction of a culvert and stabilization works associated with it, if section 319 or 326 does not apply to the construction, on the following conditions:”.

**145.** Section 333, replaced by section 14 of the Regulation to amend the Regulation respecting the regulatory scheme applying to activities on the basis of their environmental impact made by Order in Council 720-2025 dated 11 June 2025, is amended by inserting the following before subparagraph 1 of the first paragraph:

“(0.1) the work is not carried out in a channel migration zone;”.

**146.** Section 336, replaced by section 14 of the Regulation to amend the Regulation respecting the regulatory scheme applying to activities on the basis of their environmental impact made by Order in Council 720-2025 dated 11 June 2025, is amended by replacing “that is not otherwise exempted” in the first paragraph by “requiring fill or excavation work”.

**147.** Section 339, replaced by section 14 of the Regulation to amend the Regulation respecting the regulatory scheme applying to activities on the basis of their environmental impact made by Order in Council 720-2025 dated 11 June 2025, is amended in the portion before subparagraph 1 of the first paragraph

(1) by replacing “are exempted” by “is exempted”;

(2) by inserting “referred to in section 319, 326 or 331” after “culvert”.

**148.** Section 341, replaced by section 14 of the Regulation to amend the Regulation respecting the regulatory scheme applying to activities on the basis of their environmental impact made by Order in Council 720-2025 dated 11 June 2025, is amended

(1) in the first paragraph,

(a) by replacing “or storm water management system” in the portion before subparagraph 1 by “; a storm water management system or any other type of wastewater drainage channel”;

(b) by replacing “or” in the portion before subparagraph *a* of subparagraph 1 by “and other types of channels as well as”;

(c) by replacing “if the system has a” in subparagraph 4 by “in the case of a”;

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

“The conditions in subparagraphs 2 and 3 of the first paragraph do not apply to construction of an agricultural drainage system used in the cultivation of non-aquatic plants and mushrooms in a littoral zone or on a riverbank or lakeshore in accordance with the Regulation respecting activities in wetlands, bodies of water and sensitive areas made by Order in Council 721-2025 dated 11 June 2025 and with the Agro-Environmental Practices Regulation, published as a draft Regulation in the *Gazette officielle du Québec* of 25 February 2026.”.

**149.** Section 341.4, made by section 14 of the Regulation to amend the Regulation respecting the regulatory scheme applying to activities on the basis of their environmental impact made by Order in Council 720-2025 dated 11 June 2025, is amended

(1) by replacing “the management of vegetation for landscaping purposes” in paragraph 6 by “landscaping work”;

(2) by adding the following at the end:

“(7) the construction of a withdrawal facility to supply water for human consumption to a residential building for a maximum of 20 persons.”.

**150.** Section 341.5, made by section 14 of the Regulation to amend the Regulation respecting the regulatory scheme applying to activities on the basis of their environmental impact made by Order in Council 720-2025 dated 11 June 2025, is amended by adding the following at the end of the first paragraph:

“(4) the burial of carcasses or body parts of marine animals on the shore or in the littoral zone where they washed up, carried out as provided in section 75.2.”.

**151.** Section 341.6, made by section 14 of the Regulation to amend the Regulation respecting the regulatory scheme applying to activities on the basis of their environmental impact made by Order in Council 720-2025 dated 11 June 2025, is amended by adding the following at the end:

“(5) the construction of a system for the discharge, collection or disposal of wastewater to serve a building or site to which the Regulation respecting wastewater disposal systems for isolated dwellings (chapter Q-2, r. 22) applies, including the addition of an outlet in the littoral zone, if applicable;

(6) the construction of a groundwater withdrawal facility referred to in the first paragraph of section 11 of the Water Withdrawal and Protection Regulation (chapter Q-2, r. 35.2);”;

(7) the installation of a restraint pen in the littoral zone for the raising of benthic echinoderms.”.

**152.** Section 345, replaced by section 21 of the Regulation to amend the Regulation respecting the regulatory scheme applying to activities on the basis of their environmental impact made by Order in Council 720-2025 dated 11 June 2025, is amended by replacing subparagraph 3 of the first paragraph by the following:

“(3) if the work is carried out in a forested wetland in the balsam fir-paper birch and black spruce-moss bioclimatic domains, the construction over an area of not more than 3,000 m<sup>2</sup> of the following works, buildings and infrastructures:

(a) a residential building not connected to a waterworks system or a sewer system authorized under the Act, and its accessory works and buildings;

(b) if they relate to a building described in subparagraph a,

i. a system for the discharge, collection or disposal of wastewater; and

ii. a groundwater withdrawal facility to serve the residential building;

(3.1) the construction of a system for the discharge, collection or disposal of wastewater to serve a building or place already present on the land, to which the Regulation respecting waste water disposal systems for isolated dwellings (chapter Q-2, r. 22) applies;

(3.2) the construction of a groundwater withdrawal facility referred to in the first paragraph of section 11 of the Water Withdrawal and Protection Regulation (chapter Q-2, r. 35.2) to supply a building already present on the land;”.

**153.** Section 345.1, amended by section 22 of the Regulation to amend the Regulation respecting the regulatory scheme applying to activities on the basis of their environmental impact made by Order in Council 720-2025 dated 11 June 2025, is further amended by replacing “maple stands with bitternut hickory and maple stands with linden” in subparagraph a of paragraph 2 by “sugar maple-bitternut hickory and sugar maple-basswood”.

**154.** Section 345.2, made by section 23 of the Regulation to amend the Regulation respecting the regulatory scheme applying to activities on the basis of their environmental impact made by Order in Council 720-2025 dated 11 June 2025, is amended

(1) by inserting “and a residential access” in the portion before paragraph 1 after “temporary road”;

(2) by inserting “or residential access” in paragraph 2 after “road”;

(3) by inserting “or residential access” in paragraph 4 after “road”;

(4) by inserting “or residential access” in paragraph 5 after “road”;

(5) by replacing “If the construction of a road is” in the second paragraph by “In the case of construction of a road”.

**155.** The following is inserted after section 345.3, made by section 23 of the Regulation to amend the Regulation respecting the regulatory scheme applying to activities on the basis of their environmental impact made by Order in Council 720-2025 dated 11 June 2025:

“**345.4.** The laying out of a trail, other than a trail referred to in sections 345.2 and 345.3, is exempted from authorization pursuant to this Division, on the following conditions:

(1) no ditch is laid out;

(2) the right of way does not exceed 3 m in width;

(3) the trail surface is not made impervious;

(4) the work is carried out when the load-bearing capacity of the soil so permits to avoid the creation of ruts.”.

**156.** Section 347 is amended by replacing “balsam fir stands with paper birch and black spruce stands with moss” by “balsam fir-paper birch and spruce-moss”.

**157.** The Regulation is amended by inserting the following after the heading of Chapter III of Title IV of Part II:

“**DIVISION I**  
ACTIVITIES REQUIRING AUTHORIZATION”.

**158.** The Regulation is amended by inserting the following after section 351:

“**DIVISION II**  
EXEMPTED ACTIVITIES

**351.1.** Work to demolish and remove a slab of concrete, an asphalt overlay or their granular foundation on land that has been used as a residual materials elimination site and is now disused is exempted from authorization pursuant to this Chapter, on the following conditions:

(1) the work is not intended to change the use of the land;

(2) the work does not compromise the existing overlay above the residual materials and does not expose them.”.

**159.** Section 352 is amended by striking out paragraphs 3.1 and 4.

**160.** Section 353, amended by section 26 of the Regulation to amend the Regulation respecting the regulatory scheme applying to activities on the basis of their environmental impact made by Order in Council 720-2025 dated 11 June 2025, is further amended

(1) by inserting “, paragraph 1 of section 206.1” in paragraph 2 after “section 111”;

(2) by replacing “or the second paragraph of section 287” in paragraph 3 by “, subparagraph 5 of the first paragraph of section 281.1, the second paragraph of section 287 or paragraph 1 of section 290.6”.

**161.** Section 354 is replaced by the following:

“**354.** A monetary administrative penalty of \$750 in the case of a natural person or \$3,500 in other cases may be imposed on any person who fails to comply with the requirements of section 8 concerning a layout, infrastructure, works, facility, equipment or any other apparatus for the subsequent carrying on of an activity.”.

**162.** Section 354.2 is amended by replacing “or paragraph 1 of section 270” in paragraph 1 by “, paragraph 1 of section 270 or the second paragraph of section 282”.

**163.** Section 355 is amended by striking out paragraph 4.

**164.** Section 356, amended by section 27 of the Regulation to amend the Regulation respecting the regulatory scheme applying to activities on the basis of their environmental impact made by Order in Council 720-2025 dated 11 June 2025, is further amended

(1) by inserting “paragraph 1 of section 206.1,” after “section 206,”;

(2) by striking out “the second paragraph of section 277,”;

(3) by inserting “subparagraph 5 of the first paragraph of section 281.1 or” after “section 279,”;

(4) by striking out “or the second paragraph of section 305”.

**165.** Section 357 is amended by striking out “or 9”.

**166.** Section 357.2 is amended by replacing “or paragraph 1 of section 270” by “, paragraph 1 of section 270 or the second paragraph of section 282”.

**167.** Section 364 is amended

(1) by replacing “until the renewal date for the authorization occurring after 14 August 2024” in subparagraph 1 of the first paragraph by “until 14 February 2028”;

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

“Section 166 applies to this section.”.

**168.** Schedule I is amended by striking out “the construction or” in paragraph 5.

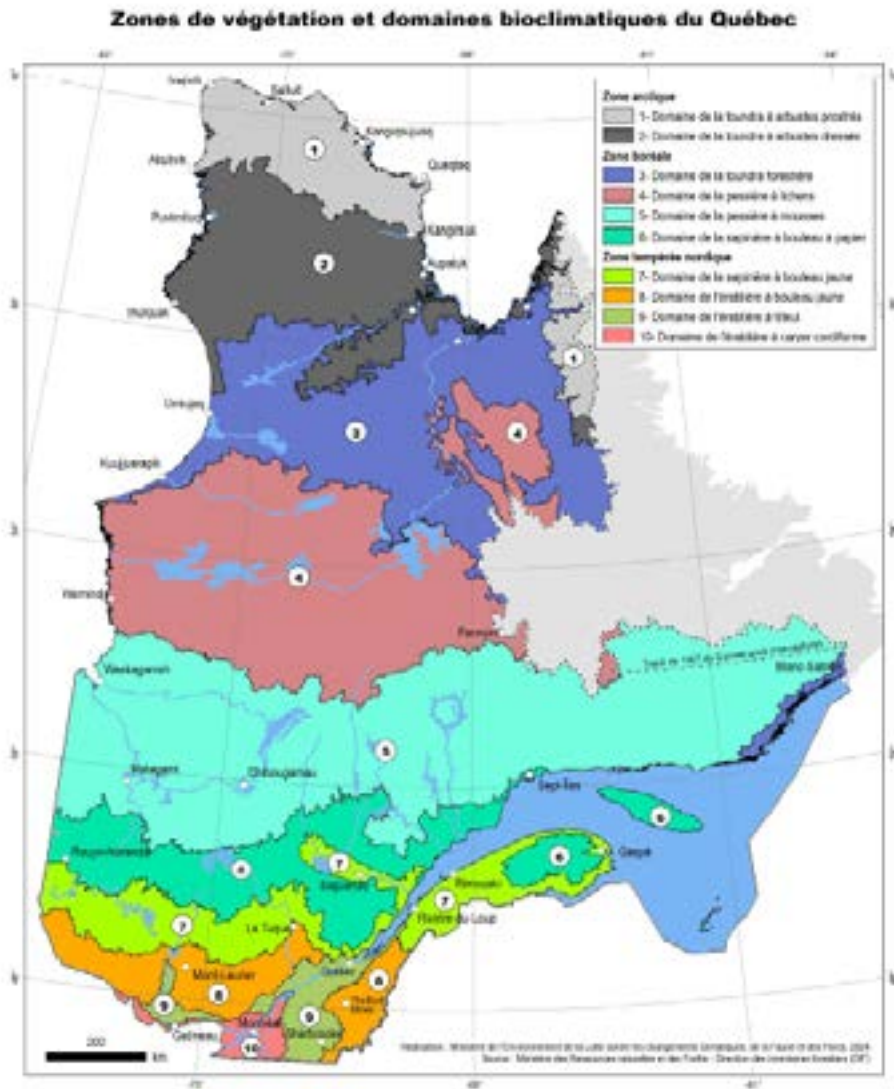
**169.** Schedule II is amended by striking out paragraph 19.

**170.** Schedule III is replaced by the following:

“SCHEDULE III  
(s. 4)

BIOCLIMATIC DOMAINS

When an activity is carried out in the territory of a municipality that overlaps more than one bioclimatic domain, the bioclimatic domain applicable to the activity is the domain that represents the largest part of the territory of the municipality.



## TRANSITIONAL AND FINAL

**171.** All research and experimental work referred to in section 55 of the Regulation respecting the regulatory scheme applying to activities on the basis of their environmental impact (chapter Q-2, r. 17.1) for which a declaration of compliance has been filed before (*insert the date of coming into force of section 23 of this Regulation*) must be completed not later than (*insert the date that is 36 months after the date of coming into force of section 23 of this Regulation*) or an application for authorization must be made with the Minister to continue work after that date.

**172.** Every application for the issue, amendment to or renewal of a ministerial authorization made to the Minister under the Environment Quality Act (chapter Q-2) and pending on the date of coming into force of a provision of this Regulation relating to the relevant activity is continued and decided in accordance with that provision.

If an application is for an activity that is exempted from a ministerial authorization as of the date of coming into force of a provision of this Regulation relating to the activity, the application is continued and decided only as regards the activities that remain subject to a ministerial authorization or to an amendment to or renewal of the authorization under the Environment Quality Act. The fee that applies to the portion of the application relating to such an exempted activity is refundable on request.

**173.** A person that has filed an application for the issue, amendment to or renewal of a ministerial authorization under the Environment Quality Act (chapter Q-2) before the date of coming into force of a provision of this Regulation pertaining to the information and documents to be provided with the application relating to the relevant activity, need not file the new information and documents.

**174.** A person that is awaiting the issue, amendment to or renewal of a ministerial authorization under the Environment Quality Act (chapter Q-2) for an activity before the date of coming into force of a provision of this Regulation pertaining to the activity, and the activity is eligible as of that date for a declaration of compliance, may file a declaration of compliance for that activity with the Minister.

The documents required for the declaration of compliance that have already been filed with the application for authorization, amendment or renewal need not be filed again.

The fee for the declaration of compliance is not payable if the fee for the application for authorization, amendment or renewal has been deposited.

**175.** A person that has filed a declaration of compliance in accordance with the Environment Quality Act (chapter Q-2) before the date of coming into force of a provision of this Regulation pertaining to the relevant activity and, on that date, has not yet carried out the activity covered by the declaration of compliance, must comply with the conditions of eligibility for a declaration of compliance set out in the Regulation respecting the regulatory scheme applying to activities on the basis of their environmental impact (chapter Q-2, r. 17.1) that applied to the activity at the time the declaration of compliance was sent to the Minister.

**176.** This Regulation comes into force on (*insert the date that is 15 days after the date of publication of this Regulation in the Gazette officielle du Québec*) except

(1) sections 21, 22, 29, 54, 64, 102, 105, 109, 115, 116, 141, 155, 157 and 158 which come into force on (*insert the date that is 90 days after the date of publication of this Regulation in the Gazette officielle du Québec*); and

(2) sections 5, 9, 10, 12 to 14, 17, 18, 23 to 26, 31 to 37, 41 to 53, 57, 59, 63, 69, 70, 72 to 74, 79 to 81, 83 to 98, 123, 124, 126, 130 to 133, 135, 136 to 140, 142 to 146 and 167 which come into force on (*insert the date that is 180 days after the date of publication of this Regulation in the Gazette officielle du Québec*).

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