



NATIONAL ASSEMBLY

SECOND SESSION

THIRTY-SIXTH LEGISLATURE

Bill 5
(2001, chapter 16)

An Act to amend the Act respecting the Régie de l'énergie

**Introduced 5 April 2001
Passage in principle 22 May 2001
Passage 21 June 2001
Assented to 21 June 2001**

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EXPLANATORY NOTE

This bill amends the Act respecting the Régie de l'énergie to identify the persons and partnerships that are deemed, in the field of petroleum products, to be distributors for the purposes of certain legislative provisions, particularly as regards the financing of the Régie's activities.

LEGISLATION AMENDED BY THIS BILL :

- Act respecting the Régie de l'énergie (R.S.Q., chapter R-6.01).

Bill 5

AN ACT TO AMEND THE ACT RESPECTING THE RÉGIE DE L'ÉNERGIE

THE PARLIAMENT OF QUÉBEC ENACTS AS FOLLOWS :

1. The Act respecting the Régie de l'énergie (R.S.Q., chapter R-6.01) is amended by inserting the following section after section 2.1, introduced by section 3 of chapter 22 of the statutes of 2000 :

“2.2. For the purposes of sections 36, 44, 56 and 85.1, Chapter VIII and section 112, persons or partnerships that refine petroleum products intended for Québec markets in Québec, trade petroleum products intended for Québec markets with a refiner in Québec or bring petroleum products intended for Québec markets into Québec are deemed to be distributors.”

2. Section 36 of the said Act, amended by section 8 of chapter 22 of the statutes of 2000, is replaced by the following section :

“36. The Régie may order the electric power carrier or any electric power or natural gas distributor to pay all or part of the costs incurred in respect of any matter submitted to the Régie or the costs incurred to enforce the decisions or orders of the Régie.

The Régie may order the electric power carrier or any electric power or natural gas distributor to pay all or part of the expenses, including expert fees, of any person whose participation in Régie proceedings is considered useful by the Régie.

Where it is warranted by the public interest, the Régie may pay the expenses of groups formed to take part in its public hearings.”

3. Section 112 of the said Act, amended by section 50 of chapter 22 of the statutes of 2000, is again amended by adding the following at the end of the second paragraph: “and it may exclude a petroleum products distributor on the basis of the volume of gasoline or diesel fuel intended for Québec markets that the distributor refines in Québec, trades with a refiner in Québec or brings into Québec.”

4. The first regulation to amend the Regulation respecting the rates and terms and conditions of payment of the annual duty to the Régie de l'énergie, made by Order in Council 383-98 (1998, G.O. 2, 1452), following the passage of this Act is not subject to the publication requirement set out in section 8 of

the Regulations Act (R.S.Q., chapter R-18.1). In addition, the regulation may, once published and if it so provides, apply from 1 April 2001.

5. Sections 1 to 3 have effect from 1 April 2001.

6. This Act comes into force on 21 June 2001.