



NATIONAL ASSEMBLY

FIRST SESSION

THIRTY-SEVENTH LEGISLATURE

Bill 28
(2003, chapter 24)

An Act to amend the Animal Health Protection Act

Introduced 12 November 2003
Passage in principle 19 November 2003
Passage 17 December 2003
Assented to 18 December 2003

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EXPLANATORY NOTES

This bill amends the Animal Health Protection Act to allow a body entrusted with managing an animal identification system to determine the fees payable to finance the system.

The bill also proposes a transitional measure, applicable after the expiry of a memorandum of agreement, authorizing the Minister to continue to collect the fees determined by the body until new fees apply.

Bill 28

AN ACT TO AMEND THE ANIMAL HEALTH PROTECTION ACT

THE PARLIAMENT OF QUÉBEC ENACTS AS FOLLOWS:

1. Section 22.1 of the Animal Health Protection Act (R.S.Q., chapter P-42) is amended by replacing the second paragraph by the following paragraph:

“The regulatory provisions concerning fees payable for a given identification system as determined pursuant to the first paragraph shall cease to apply on the date as of which fees are payable for the system under the third paragraph of section 22.3.”

2. Section 22.3 of the said Act is amended by adding the following paragraphs at the end:

“The body may determine the fees payable by the persons referred to in the first paragraph of section 22.1 to defray the cost of managing the identification system, including the cost of identification equipment. The fees so determined come into force on the date set by the Minister. A notice of the fees and the date of coming into force shall be published in a farm journal at least 15 days before that date. The sums collected by the body shall devolve to the body.

Where the memorandum of agreement expires, the Minister shall publish a notice to that effect in a farm journal or in the *Gazette officielle du Québec* within 30 days of the expiry of the memorandum of agreement. The Minister shall collect the fees payable as determined by the body, which fees shall continue to apply until the date as of which new fees apply. The sums collected shall be paid into the consolidated revenue fund.”

3. The said Act is amended by inserting the following section after section 22.3:

“22.3.1. A regulation made by the Government to determine new fees applicable after the expiry of the memorandum of agreement entered into under section 22.3 is not subject to the requirements of sections 8 and 17 of the Regulations Act (chapter R-18.1) as regards publication and the date of coming into force. The regulation comes into force on the date of its publication in the *Gazette officielle du Québec* or on any later date indicated in the regulation.”

4. This Act comes into force on 18 December 2003.