

## Regulations and other Acts

### M.O., 2024

#### Order 2024-15 of the Minister of Transport and Sustainable Mobility dated 26 July 2024

Highway Safety Code  
(chapter C-24.2)

Use on public highways of certain two- or three-wheeled motor vehicles that have the appearance of a motorcycle or moped

THE MINISTER OF TRANSPORT AND SUSTAINABLE MOBILITY,

CONSIDERING the first paragraph of section 633.1 of the Highway Safety Code (chapter C-24.2), which provides that, after consultation with the Société de l'assurance automobile du Québec, the Minister of Transport and Sustainable Mobility may, by order, restrict or prohibit, for up to 180 days, the use on public highways of any model or class of vehicle that endangers the safety of persons and property;

CONSIDERING the first paragraph of section 633.1 of the Code, which provides that the order must state that any interested party may submit comments to the designated person within 90 days after its publication in the *Gazette officielle du Québec*;

CONSIDERING the first paragraph of section 633.1 of the Code, which provides that, at the expiry of 180 days, the Minister may, by order, make the restriction or prohibition permanent;

CONSIDERING the first paragraph of section 633.1 of the Code, which provides that a restriction or prohibition under that paragraph comes into force on the date the order is published;

CONSIDERING the fifth paragraph of section 633.1 of the Code, which provides that the publication requirement set out in section 8 of the Regulations Act (chapter R-18.1) does not apply to an order made under that section;

CONSIDERING section 211.1 of the Highway Safety Code, which provides that no person may sell, lease or place at the disposal of a person for valuable consideration, or offer in any way to sell, lease or place at the disposal of a person for valuable consideration, a new road vehicle of a category subject to the Motor Vehicle Safety Act (Statutes of Canada, 1993, c. 16), unless the vehicle bears a national safety mark within the meaning of that Act or the compliance label prescribed by that Act;

CONSIDERING that, to ensure adequate protection of road users, a motor vehicle intended to be operated on public highways must have certain equipment whose compliance with motor vehicle safety standards is guaranteed by the vehicle bearing a national safety mark or the compliance label prescribed by the Motor Vehicle Safety Act;

CONSIDERING that two- or three-wheeled motor vehicles that have the appearance of a motorcycle or moped and that do not bear a national safety mark or a compliance label are currently being operated on public highways;

CONSIDERING that the Société has been consulted;

CONSIDERING that it is expedient to prohibit, for 180 days, the use on public highways of certain two- or three-wheeled motor vehicles that have the appearance of a motorcycle or moped because they endanger the safety of persons and property;

ORDERS AS FOLLOWS:

1. The use on public highways is prohibited for two- or three-wheeled motor vehicles, with or without pedals, that have the appearance of a motorcycle or moped, do not bear a national safety mark within the meaning of the Motor Vehicle Safety Act (Statutes of Canada, 1993, c. 16) or the compliance label prescribed by that Act, and have at least one of the following characteristics:

- (1) footrests or a platform for the driver's feet;
- (2) a set of tires and wheels that has the appearance of that of a motorcycle or moped;
- (3) a body that partly or completely covers their frame or some of their components, and no height-adjustable saddle;
- (4) an engine that makes it possible to reach a speed of over 32 km/h or has a power rating greater than 500 watts.

2. Section 1 does not apply to the following vehicles:

- (1) motorcycles and mopeds whose date of manufacture is earlier than 1 January 1971;
- (2) motorcycles and mopeds that bear a safety certification mark indicating that the vehicle complies with the motor vehicle safety standards of the United States or Mexico applicable, as the case may be, to motorcycles or mopeds;

(3) motorcycles and mopeds manufactured 15 years ago or more that bear a safety certification mark indicating that the vehicle complies with the motor vehicle safety standards of a country other than the United States or Mexico applicable, as the case may be, to motorcycles or mopeds;

(4) motorcycles made by hand for which an inspection certificate was issued by the Société de l'assurance automobile du Québec under section 214 of the Highway Safety Code (chapter C-24.2);

(5) off-highway vehicles within the meaning of the Act respecting off-highway vehicles (chapter V-1.3);

(6) vehicles authorized to be used on public highways by an order made under the second paragraph of section 633.1 or 633.2 of the Highway Safety Code.

3. Any person wishing to comment on this Order is requested to submit written comments before (*insert the date that is 90 days after the date of publication*) to François Fortin, Director, Direction générale de l'expertise légale et de la sécurité des véhicules, Société de l'assurance automobile du Québec, 333, boulevard Jean-Lesage, E-4-34, P.O. box 19600, Québec (Québec) G1K 8J6; email: francois.fortin@saaq.gouv.qc.ca.

4. This Regulation comes into force on the date of its publication in the *Gazette officielle du Québec*. It is revoked on (*insert the date that is 180 days after the date of publication*).

Québec, 26 July 2024

GENEVIÈVE GUILBAULT  
*Minister of Transport and Sustainable Mobility*

106984