An Act to amend the Highway Safety Code and other provisions

Section 3

AMENDMENT:

Strike out ", in particular by making sure they are seen by other users" at the end of the third paragraph of proposed section 3.1.

parker Ra

An Act to amend the Highway Safety Code and other provisions

Section 3

AMENDMENT:

Replace "such as pedestrians and cyclists" in the second paragraph of proposed section 3.1 by "such as mobility impaired persons and pedestrians and cyclists".

parte

An Act to amend the Highway Safety Code and other provisions

Section 11

AMENDMENT:

Replace "proficiency examinations" by "theoretical proficiency examinations".

An Act to amend the Highway Safety Code and other provisions

Section 19

AMENDMENT:

Replace "shall transmit to the court, before the date fixed for the presentation of the application" in the first paragraph of proposed section 76.1.6.2 by "shall transmit to the court and to the applicant, 30 days before the date fixed for the presentation of the application".

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An Act to amend the Highway Safety Code and other provisions

Section 22

AMENDMENT:

Add ", which the passenger may provide verbally" after "the following information" in the fifth paragraph of proposed section 100.

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An Act to amend the Highway Safety Code and other provisions

Section 24

AMENDMENT:

Replace "the first paragraph of section 99" by "section 99".

An Act to amend the Highway Safety Code and other provisions

Section 29

AMENDMENT:

Insert "or who has the care or control of a road vehicle" after "who is driving a road vehicle" in the first paragraph of proposed section 202.5.1.

An Act to amend the Highway Safety Code and other provisions

Section 31

AMENDMENT:

Insert "or by having the care or control of a vehicle" after "by driving" in proposed subparagraph 5 of the first paragraph of section 202.6.6.

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An Act to amend the Highway Safety Code and other provisions

Section 39

AMENDMENT:

Replace "telecommunications enterprise" in proposed subparagraph 5 of the first paragraph of section 227 by "telecommunications enterprise or acting for it".

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An Act to amend the Highway Safety Code and other provisions

Section 52.1

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AMENDMENT:

Insert after section 52:

52.1. Section 275 of the Code is amended by striking out "212,".

An Act to amend the Highway Safety Code and other provisions

Section 58

AMENDMENT:

Insert before paragraph 1:

(0.1) by inserting "212," after "210.1,";

An Act to amend the Highway Safety Code and other provisions

Section 180.1

AMENDMENT:

Insert after section 180:

180.1. Section 14.2 of the Act is amended by adding "Such standards are not subject to the Regulations Act (chapter R-18.1)." at the end of the first paragraph.

p dopte

An Act to amend the Highway Safety Code and other provisions

Section 67.1

AMENDMENT:

Insert after section 67:

67.1. Section 311 of the Act is amended by replacing "flag man" by "flag person".

An Act to amend the Highway Safety Code and other provisions

Section 68

AMENDMENT:

Replace paragraph 1 by:

(1) by adding the following sentence at the end of the first paragraph: "However, in the case of a cyclist, the fine is of \$80 to \$100."

An Act to amend the Highway Safety Code and other provisions

Section 165

AMENDMENT:

Replace paragraph 3 by:

(3) by replacing "the first or second" in the fourth paragraph by "subparagraph 3 of the first."

parte

An Act to amend the Highway Safety Code and other provisions

Section 77

AMENDMENT:

- 1. Insert "or passing" in the fourth paragraph of proposed section 341 and after "when meeting".
- 2. Replace "an oncoming pedestrian" in the fourth paragraph of proposed section 341 by "a pedestrian".

An Act to amend the Highway Safety Code and other provisions

Section 82

AMENDMENT:

Replace by:

- 82. Section 359 of the Code is amended
- (1) by replacing "at the near side of the roadway he is about to cross or enter" by "before the near side of the roadway he is about to cross";
 - (2) by adding the following paragraph at the end:

"An arrow-shaped red light may be used to regulate stopping before a specific manoeuvre."

adopte

An Act to amend the Highway Safety Code and other provisions

Section 89

AMENDMENT:

Replace by:

89. Section 378 of the Code is amended by replacing the second paragraph by the following paragraph:

"The driver is then not bound to comply with sections 299, 303.2, 310 and 312, the first paragraph of section 326.1, sections 328, 329, 335 and 342, paragraph 2 of section 345 and sections 346, 347, 359, 360, 361, 364, 365, 367, 368, 371, 372, 381 to 384, 386, 406.2, 415 to 417, 496.4 and 496.7. In each of the situations referred to in those sections, the driver must however ensure that non-compliance with the prescribed rule can be done safely."

asgre

An Act to amend the Highway Safety Code and other provisions

Section 91

AMENDMENT:

Withdraw.

An Act to amend the Highway Safety Code and other provisions

Section 95.1

AMENDMENT:

Insert after section 95:

95.1. Section 396 of the Code is amended by inserting "or authorized to partially wear it" after "seat belt" in subparagraph 3 of the second paragraph.

parte DO:

An Act to amend the Highway Safety Code and other provisions

Section 96

AMENDMENT:

Add after paragraph 3:

(4) by inserting "or is authorized to partially wear it" after "seat belt" in subparagraph 2 of the third paragraph.

propte

AM 22 s. 103 (414)

Bill 165

An Act to amend the Highway Safety Code and other provisions

Section 103

AMENDMENT:

Withdraw.

An Act to amend the Highway Safety Code and other provisions

Section 108.1

AMENDMENT:

Insert after section 108:

108.1. Section 434.0.1 of the Code is amended by replacing "conducteur" in the French text by "cycliste".

propte

An Act to amend the Highway Safety Code and other provisions

Section 110

AMENDMENT:

Add the following paragraph:

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

"The Minister may, by regulation, determine classes of heavy vehicles, tool vehicles or farm machines to which the prohibition under the first paragraph applies."

adopte

An Act to amend the Highway Safety Code and other provisions

Section 112

AMENDMENT:

Replace proposed section 443.1 by:

- "443.1. Every driver of a road vehicle and every cyclist are prohibited from using a cellular telephone or any other portable device designed to transmit or receive information or to be used for entertainment purposes, or from using a display screen, except in the following cases:
 - (1) the driver of the road vehicle uses a hands-free device; or
- (2) the driver of the road vehicle or the cyclist consults the information displayed on a display screen, including that of a portable device, or uses a screen command if the screen
- (a) displays only such information as is relevant to driving or riding the vehicle or related to the operation of its usual equipment;
- (b) is integrated into the vehicle or mounted on a bracket, whether detachable or not, attached to the vehicle;
- (c) is placed so as not to obstruct the driver's or cyclist's view, interfere with driving or riding manoeuvres, or prevent the operation of equipment or reduce its efficiency and in a manner that does not present a risk of injury in case of an accident; and
- (d) is positioned and designed in such a way that the driver of the road vehicle or cyclist can operate and consult it easily.

For the purposes of the first paragraph, the driver of a road vehicle or cyclist who is holding a portable device in hand or in any other manner is presumed to be using the device.

The Government may, by regulation, determine the manner in which this section is to be applied, in particular by defining the meaning of certain

expressions. It may also prescribe other exceptions to the prohibitions under this section and other standards applicable to display screens.

An Act to amend the Highway Safety Code and other provisions

Section 112

AMENDMENT:

Replace proposed section 443.2 by:

"443.2.A cyclist may not wear earphones. The driver of a road vehicle may wear only one earphone.

For the purposes of the first paragraph, devices that are integrated into a protective helmet and allow the persons wearing them to communicate with each other without preventing them from hearing surrounding traffic noises are not earphones.

The Government may, by regulation, prescribe exceptions to the prohibition under the first paragraph.



An Act to amend the Highway Safety Code and other provisions

Section 65

page a

AMENDMENT:

Strike out paragraph 2.

An Act to amend the Highway Safety Code and other provisions

Section 113

AMENDMENT:

Replace by:

- 113. Section 453 of the Code is amended
 - (1) by inserting "or on the shoulder" after "the roadway";
 - (2) by adding the following paragraph at the end:

"Despite the first paragraph, a pedestrian may walk in the same direction as traffic to avoid crossing the roadway more than once over a short distance or to walk on the lighted side of the public highway or the side where the shoulder is wider, after making sure it can be done safely."

parti

An Act to amend the Highway Safety Code and other provisions

Section 115

AMENDMENT:

Replace by:

- 115. Section 460 of the Code, amended by section 53 of chapter 14 of the statutes of 2008, is again amended
 - (1) in the first paragraph,
 - (a) by inserting "or a cyclist" after "road vehicle";
- (b) by replacing "shall not proceed in either direction until" by "shall not meet or pass it until";
 - (2) by replacing the second paragraph by the following paragraph:

"The first paragraph does not apply to the driver of a road vehicle or a cyclist meeting a bus or minibus used for the transportation of school children on an adjacent roadway separated by a median strip or by any other raised physical device."



An Act to amend the Highway Safety Code and other provisions

Section 116

AMENDMENT:

Replace "rules" in proposed subparagraph 1 of the third paragraph of section 474 by "standards".

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An Act to amend the Highway Safety Code and other provisions

Section 122

AMENDMENT:

Replace by:

- **122.** Section 487 of the Code is replaced by the following section:
- "487. A cyclist must ride as close as possible to the edge or right side of the roadway and in the same direction as traffic, taking into account the condition of the roadway and the risk of car dooring.

A cyclist may also ride on the shoulder in the same direction as traffic.

The first paragraph does not apply to a cyclist about to make a left turn, if he is authorized to ride against traffic or in case of necessity."



An Act to amend the Highway Safety Code and other provisions

Section 125

AMENDMENT:

Add at the end of proposed section 492.8:

The first paragraph does not apply to autonomous vehicles at driving automation level 3 of the SAE International's Standard J3016 whose sale is allowed in Canada."

p depte

An Act to amend the Highway Safety Code and other provisions

Section 126

AMENDMENT:

Strike out "and the proper signs and signals must be installed" in the second paragraph of proposed section 496.2.

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An Act to amend the Highway Safety Code and other provisions

Section 134

AMENDMENT:

- 1. Insert after paragraph 2:
 - (2.1) by replacing "section 387," by "section 387 or";
- 2. Replace paragraph 3 by:
- (3) by striking out "and every person other than a person riding a bicycle who contravenes section 477";

adosti

An Act to amend the Highway Safety Code and other provisions

Section 135

AMENDMENT:

Replace by:

135. Section 507 of the Code is amended

- (1) by replacing ", any of sections 494 to 496 and 498," by "or any of sections 492.2, 494 to 496, 498 and 498.1";
- (2) by striking out "and every person other than a person riding a bicycle who contravenes any of sections 361, 402, 424 and 492.1".

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An Act to amend the Highway Safety Code and other provisions

Section 136

pagete

AMENDMENT:

Strike out paragraph 2.

An Act to amend the Highway Safety Code and other provisions

Section 137

AMENDMENT:

Replace paragraph 3 by:

(3) by replacing "359, 359.1, 360, 362 to 364, 367 to 371, 404, 405, 408 to 411, 421, 478 and 479" by "358.1, 359, 359.1, 360, 361, 362 to 364, 367 to 371, 402, 404, 405, 408 to 411, 421, 424, 442, 443.2, 477, 478, 479 and 496.6".

pacote

An Act to amend the Highway Safety Code and other provisions

Section 139

AMENDMENT:

Replace "other than a person riding a bicycle" in the first paragraph of section 510 proposed by paragraph 1 by "other than a cyclist".

parte

An Act to amend the Highway Safety Code and other provisions

Section 145

AMENDMENT:

An Act to amend the Highway Safety Code and other provisions

Section 151

AMENDMENT:

Replace "third person" in the first paragraph of proposed section 546.6.0.2 by "peace officer".

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An Act to amend the Highway Safety Code and other provisions

Section 154

AMENDMENT:

Insert after paragraph 1:

(1.1) by replacing "443" by "443.2";

orderte.

AM 42 s. 160 (621)

Bill 165

An Act to amend the Highway Safety Code and other provisions

Section 160

parote

AMENDMENT:

Strike out paragraph 5.

An Act to amend the Highway Safety Code and other provisions

Section 162

AMENDMENT:

Replace by:

- 162. Section 626 of the Code, amended by section 73 of chapter 2 of the statutes of 2004 and by section 100 of chapter 14 of the statutes of 2008, is again amended, in the first paragraph:
- (1) by replacing "the direction of traffic, the meeting of oncoming vehicles and the passing of road vehicles" in subparagraph 8 by "the direction of road vehicle traffic and the meeting and passing of road vehicles";
 - (2) by adding the following subparagraphs at the end:
- "(18) determine the zones where free play is permitted and any applicable restrictions on traffic, safety rules and prohibitions respecting free play or any other condition; and
- "(19) identify a shared street or bicycle boulevard on all or part of a public highway under its management, prescribe the boundaries of that shared space and prescribe any additional rules that are to be applicable."



An Act to amend the Highway Safety Code and other provisions

Section 172

parte

AMENDMENT:

An Act to amend the Highway Safety Code and other provisions

Section 173

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AMENDMENT:

An Act to amend the Highway Safety Code and other provisions

Section 176

AMENDMENT:

An Act to amend the Highway Safety Code and other provisions

Section 178

AMENDMENT:

An Act to amend the Highway Safety Code and other provisions

Section 197

AMENDMENT:

Replace paragraph 3 by:

- (3) by replacing element 4 by the following element:
- "4. Failure to obey the orders or signals of a peace officer, school crossing guard or flag person
 - 311 314.2 4";
 - (4) by replacing element 26.1 by the following element:
- "26.1. Driving while using a cellular telephone, another portable device or a display screen
 - 443.1 509.2.2 5".



An Act to amend the Highway Safety Code and other provisions

Section 203

AMENDMENT:

Replace "other than a person riding a bicycle" in the proposed first paragraph of section 510 by "other than a cyclist".

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An Act to amend the Highway Safety Code and other provisions

Section 205

AMENDMENT:

Strike out "or every person other than a person riding a bicycle who contravenes any of sections 358.1, 442 and 477" in the first paragraph of section 506 proposed by paragraph 2.

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An Act to amend the Highway Safety Code and other provisions

Section 205.1

AMENDMENT:

Insert after section 205:

205.1. Until the coming into force of section 112, section 509 of the Highway Safety Code, as amended by section 137, is to be read as follows:

"509. Every person who contravenes any of sections 320, 322, 326, 331, 335, 339, 351 to 358, 364.1, 365, 372 to 376, 386, 388.1, 391 and 407, any of sections 415, 416, 417.1, 418, 421.1, 473.1, 483, 492.4 to 492.6 and 502 and every person other than a cyclist who contravenes any of sections 349, 350, 358.1, 359, 359.1, 360, 361, 362 to 364, 367 to 371, 402, 404, 405, 408 to 411, 421, 424, 442, 477, 478, 479 and 496.6 is guilty of an offence and is liable to a fine of \$100 to \$200."



An Act to amend the Highway Safety Code and other provisions

Section 209

AMENDMENT:

- 1. Replace "section 443.1 of the Highway Safety Code, enacted by section 112" in the introductory clause by "section 443.1 and the third paragraph of section 443.2 of the Highway Safety Code, enacted by section 112".
- 2. Replace the portion of paragraph 2 before subparagraph a by:
- (2) the prohibitions set out in section 443.1 do not apply to the following portable devices and display screens, subject to the application of subparagraphs b to d of subparagraph 2 of the first paragraph of that section:"
- 3. Replace "portable electronic device" in subparagraphs b and e of paragraph 2 by "cellular telephone".
- 4. Add the following paragraph at the end:
- (3) a peace officer riding a bicycle is authorized to wear a single earphone in the performance of his duties.

adopte an

An Act to amend the Highway Safety Code and other provisions

Section 164

AMENDMENT:

- 1. Insert "and its regulations" after "inconsistent provision of this Code" in the second paragraph of section 633.1 proposed by paragraph 1.
- 2. Insert "and its regulations" after "(chapter A-25)" in the third paragraph of section 633.1 proposed by paragraph 1.
- 3. Add after paragraph 2:
- (3) by replacing "\$30 or more than \$360" in the third paragraph by "\$200 or more than \$3,000".



An Act to amend the Highway Safety Code and other provisions

Section 38.1

AMENDMENT:

Insert after section 38:

38.1. The Code is amended by inserting the following section after section 226.1:

"226.2.Only a firefighter who has obtained authorization from the Société may use a flashing green light on a road vehicle other than an emergency vehicle when responding to an emergency call from a fire safety service. The conditions under which the authorization referred to in this section may be obtained and the technical standards the light must meet and method for its installation are prescribed by government regulation.

Where required by circumstances and when the light is activated, the firefighter is authorized to travel on the shoulder and stop the vehicle in any place. The firefighter must act in a manner that does not endanger human life and safety."



An Act to amend the Highway Safety Code and other provisions

Section 46

AMENDMENT:

Replace with:

- **46.** Section 239 of the Code is amended
- (1) by replacing "in section 226 or 227" in the first paragraph by "in sections 226 to 227.1";
- (2) by replacing "in section 226 or in section 227" in the second paragraph by "in any of sections 226, 226.2, 227 and 227.1".



An Act to amend the Highway Safety Code and other provisions

Section 47

AMENDMENT:

Insert after proposed section 239.1:

"239.1.1. The driver of a road vehicle who uses a flashing green light installed on the vehicle must have with him the certificate of authorization allowing the driver to do so."

An Act to amend the Highway Safety Code and other provisions

Section 47

AMENDMENT:

Replace "in section 239.1" in proposed section 239.2 by "in section 239.1 or 239.1.1".

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An Act to amend the Highway Safety Code and other provisions

Section 59.1

AMENDMENT:

Insert after section 59:

59.1. The Code is amended by inserting the following section after section 283.1:

"283.2. Every person who uses a flashing green light or drives or stops a road vehicle in contravention of section 226.2 is guilty of an offence and is liable to a fine of \$200 to \$300.

In the case of non-compliance with a regulatory provision made under the first paragraph of section 226.2, the firefighter is guilty of an offence and is liable to a fine of \$200 to \$300."



An Act to amend the Highway Safety Code and other provisions

Section 160

AMENDMENT:

Insert before paragraph 1:

- (0.1) by inserting the following subparagraph after subparagraph 5.1:
- "(5.2) determine the conditions under which the authorization referred to in the first paragraph of section 226.2 may be obtained and the technical standards the light must meet and the method for its installation;";

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An Act to amend the Highway Safety Code and other provisions

Section 161

AMENDMENT:

Insert after proposed subparagraph 8.1 of section 624:

"(8.2) determine the amount of the fee exigible for the issue of a certificate of authorization to use a flashing green light;".

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An Act to amend the Highway Safety Code and other provisions

Section 185

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AMENDMENT:

Replace "Sections 79 and 80" by "Sections 27, 29, 33, 79 and 80".

An Act to amend the Highway Safety Code and other provisions

Section 197.1

AMENDMENT:

Insert after section 197:

PILOT PROJECT FOR THE USE OF A FLASHING GREEN LIGHT ON A ROAD VEHICLE DRIVEN BY A FIREFIGHTER RESPONDING TO AN EMERGENCY CALL

197.1. Section 11 of the Pilot Project for the use of a flashing green light on a road vehicle driven by a firefighter responding to an emergency call (chapter C-24.2, r. 39.1.01) is replaced by the following section:

page

"11. This Order is revoked on 24 August 2019."



An Act to amend the Highway Safety Code and other provisions

Section 202

AMENDMENT:

An Act to amend the Highway Safety Code and other provisions

Section 209.1

AMENDMENT:

Insert after section 209:

209.1. The first regulation made under subparagraph 27.1 or subparagraph 27.2 of the first paragraph of section 621 of the Highway Safety Code, as amended by section 160, may have a shorter publication period than that required under section 11 of the Regulations Act (chapter R-18.1), but not shorter than 15 days. The regulation comes into force on the date of its publication in the *Gazette officielle du Québec*.

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An Act to amend the Highway Safety Code and other provisions

Section 39 (as amended)

AMENDMENT:

Insert "an enterprise" in proposed subparagraph 5 of the first paragraph of section 227 as amended after "telecommunications enterprise or".

An Act to amend the Highway Safety Code and other provisions

Section 42

AMENDMENT:

Insert "or white" before "reflector" and "reflective strip" in paragraph 5 of the first paragraph of proposed section 232.

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An Act to amend the Highway Safety Code and other provisions

Section 82 (as amended)

AMENDMENT:

- 1. Replace "the following paragraph" in the introductory clause of paragraph 2 by "the following paragraphs".
- 2. Add after the paragraph added by paragraph 2:

"Despite the first paragraph and unless otherwise directed by a sign or signal, a cyclist facing a pedestrian light at a red light may proceed. However, the cyclist must stop before a pedestrian crosswalk or stop-line or, if none, before the near side of the roadway he is about to cross and make sure that he may proceed in safety. The cyclist must then ride at a safe, reasonable speed and give pedestrians the priority. In such a case, section 444, except the first paragraph, applies to the cyclist with the necessary modifications."

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An Act to amend the Highway Safety Code and other provisions

Section 92.1

AMENDMENT:

Insert after section 92:

92.1. Section 388 of the Code is amended by replacing "; the sticker must be hung from the rear-view mirror inside the road vehicle in such a manner that the sticker is visible from the outside" in subparagraph 1 of the first paragraph by "and positioned in the place determined by government regulation".

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An Act to amend the Highway Safety Code and other provisions

Section 212

AMENDMENT:

Replace by:

- 212. The provisions of this Act come into force on (insert the date of assent to this Act), except
- (1) sections 4, 21, 22, 24 to 27, 35, 39, 40, 42, 44 to 46, section 47 to the extent that it enacts sections 239 and 239.1 of the Highway Safety Code, sections 52.1 to 59, 61, 65, 68 to 70, 77, 78, 80, 81, 85, 86, 89, 90, 92, 93, 100, 102, 104, 108, 111, 114, 115, 117 to 120, 122, 123 to 137, 139, 141 to 142, 154, 155, 167 and 168, paragraph 2 of section 180, sections 187 and 195 and paragraphs 1 and 2 of section 197, which come into force on (insert the date that is 30 days after the date of assent to this Act);
- (2) paragraph 2 of section 32, sections 109 and 112, section 138 to the extent that it enacts section 509.2.2 of the Highway Safety Code, paragraph 1 of section 160, paragraph 1 of section 180, section 190 and paragraph 3 of section 197, which come into force on 30 June 2018;
- (3) section 150, which comes into force on (insert the date that is 90 days after the date of assent to this Act);
- (4) sections 51, 60, 82 and paragraph 2 of section 96, which come into force on (insert the date that is 12 months after the date of assent to this Act);
 - (5) section 143, which comes into force on 1 August 2019;
- (6) section 110, which comes into force on 1 December 2019, unless the Government sets an earlier date for its coming into force;
- (7) sections 101, 106 and 186, which come into force on 19 April 2020, unless the Government sets an earlier date for their coming into force;

(8) section 5 to the extent that it enacts section 202.5.1 of the Highway Safety Code, sections 9, 13 to 20 and 29, paragraph 2 of section 31, paragraph 1 of section 32, section 38.1, section 47 to the extent that it enacts 239.1.1 of the Highway Safety Code, section 59.1, section 121, section 138 to the extent that it enacts section 509.2.1 of the Highway Safety Code, sections 140, 144, 148 and 158, paragraphs 3 and 4 of section 160, paragraphs 2 and 3 of section 170 and sections 176 to 178, which come into force on the date or dates to be set by the Government.

Cadopie (B)