

Bill 65

**An Act to amend mainly the Environment Quality Act
with respect to deposits and selective collection**

Section 3 (53.30)

AMENDMENT:

Replace “after “contribute financially to, on the”” by “and “, with the goal of extended responsibility of these persons” after “contribute financially to, on the” and “their activities”, respectively” in subparagraph ii of subparagraph *b* of paragraph 1.

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Section 3 (53.30)

AMENDMENT:

Insert “, all while taking into account basic principles of the circular economy and taking into account the social economy within the meaning of the Social Economy Act (chapter E-1.1.1)” after “persons” in subparagraph ii of subparagraph *b* of paragraph 1.

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Section 4 (53.30.1)

AMENDMENT:

Strike out “, taking into account basic principles of the circular economy,” in the introductory clause of proposed section 53.30.1.

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Section 4 (53.30.1 and 53.30.2)

AMENDMENT:

1. In proposed section 53.30.1:
 - (a) Insert “, whenever those materials are stored” after “those materials” in the introductory clause.
 - (b) Insert “, including their storage,” after “paragraph 1” in subparagraph 3.
2. In proposed section 53.30.2, insert “, including their storage,” after “returnable products” in subparagraph 3.

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Section 4 (53.30.2)

AMENDMENT:

Strike out “, taking into account basic principles of the circular economy” in paragraph 3 of proposed section 53.30.2.

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Section 5 (53.31)

AMENDMENT:

Replace by:

5. Section 53.31 of the Act is amended by replacing “, destination and mode of recovery or reclamation of the residual materials that are generated, delivered to a third person or taken in charge by the person or municipality” by the following:

“and destination

- (1) of those of the products referred to in subparagraph 6 of the first paragraph of section 53.30 that the person or municipality manufactures, markets or otherwise distributes;
- (2) of the residual materials generated by the products referred to in subparagraph 1;
- (3) of the residual materials that are generated by the activities of the person or municipality, delivered to a third person or taken in charge by the person or municipality.

In addition to the information that may be requested under the first paragraph, information may be requested concerning the mode of recovery or reclamation of the residual materials referred to in subparagraphs 2 and 3 of the first paragraph as well as concerning the costs generated by their recovery or reclamation.”



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Sections 7.1 (115.24)

AMENDMENT:

Insert after section 7:

7.1. Section 115.24 of the Act is amended by replacing “requested by the Minister under section 31.0.4” in subparagraph 2 of the second paragraph by “requested under section 31.0.4 or under subparagraph 1 of the first paragraph of section 53.31”.

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Sections 8.1 and 8.2 (115.29 and 115.30)

AMENDMENT:

Insert after section 8:

8.1. Section 115.29 of the Act is amended by replacing “53.31” in paragraph 1 by “subparagraph 2 or 3 of the first paragraph or the second paragraph of section 53.31, section”.

8.2. Section 115.30 of the Act is amended, in paragraph 1,

(1) by inserting “subparagraph 1 of the first paragraph of section 53.31, section” after “46.10,”;

(2) by striking out “53.31.12 or”.

s. 11.1 (53.31.4, 53.31.5, 53.31.12, 53.31.14 and 53.31.15)

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Section 11.1 (53.31.4, 53.31.5, 53.31.12, 53.31.14 and 53.31.15)

AMENDMENT:

Insert before section 12:

11.1. Until the coming into force of section 7 of this Act:

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- (1) Section 53.31.4 of the Environment Quality Act (chapter Q-2) is to be read
 - (a) as if “not later than 30 June each year,” and “other” were struck out in the first paragraph;
 - (b) as if “, including the date,” were inserted after “conditions” in the first paragraph;
 - (c) as if “1 September of a given year” were replaced in the second paragraph by “the date prescribed by a regulation made under the first paragraph”.
 - (2) Section 53.31.5 of the Environment Quality Act is to be read
 - (a) as if the first paragraph were struck out;
 - (b) as if “However,” were struck out in the second paragraph.
 - (3) Section 53.31.12 of the Environment Quality Act is to be read as if “and determined in accordance with the second paragraph of section 53.31.3” were inserted at the end of the first paragraph.
 - (4) Section 53.31.14 of the Environment Quality Act is to be read
 - (a) as if “and, in the case in which a body is designated under a regulation made under section 53.30.3, of that body also” were inserted after “concerned” in the first paragraph;
 - (b) as if the following paragraph were inserted after the first paragraph:

“If there is more than one certified body, a single schedule shall be established by all of the certified bodies not later than the date fixed by a government regulation. If the bodies do not come to an agreement before that date, the schedule shall be established by the Société québécoise de récupération et de recyclage, which shall have, as of that date, a deadline set by that regulation to establish the schedule.”;

(c) as if “government” were replaced in the fifth paragraph by “Minister”.

(5) Section 53.31.15 of the Environment Quality Act is to be read

(a) as if the first paragraph were replaced by the following paragraph:

“The proposed schedule must be sent by the certified body or, if there is more than one certified body, by all of the bodies, if they have come to an agreement on the deadline fixed under section 53.31.14, to the Société québécoise de récupération et de recyclage, together with a report on the consultation prescribed under that section by the deadline fixed by government regulation, which may not be later than 31 December of the year in which the schedule in force expires.”;

(b) as if “Government” in the second paragraph were replaced by “Minister”;

(c) as if “If a certified body fails” and “its” were replaced in the third paragraph by “If there is a failure by a certified body or by certified bodies” and “its or their”, respectively, and as if all occurrences of “Government” were replaced by “Minister”.

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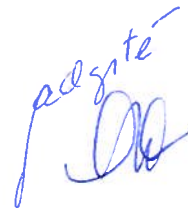
Section 12

AMENDMENT:

Insert the following paragraphs at the end of section 12:

A body designated under a regulation made under subparagraph *b* of subparagraph 6 of the first paragraph of section 53.30 of the Environment Quality Act, as amended by section 3 of this Act, and under sections 53.30.1 and 53.30.3 of the Environment Quality Act, enacted by section 4 of this Act, may, until 31 December 2024, establish, on the basis of the same schedule as that provided for in the first paragraph of section 53.31.14 of the Environment Quality Act, as it read on *(insert the date of assent to this Act)*, the amount that the persons who are members of the body must pay to it so that it may meet its obligations with respect to a system of selective collection. The establishment of the schedule must, in this case, take into account the fact that the schedule will also be used to establish this amount and the criteria for this are the same as those referred to in the third paragraph of section 53.31.14.

In addition to what is provided for in the fourth paragraph of section 53.31.14 of the Environment Quality Act, as it read on *(insert the date of assent to this Act)*, the schedule may also determine the terms of payment of the amount to the designated body.



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Section 19

AMENDMENT:

Replace “sections 7 and” in subparagraph 2 of the first paragraph by “section 7, except as regards section 53.31.6 of the Environment Quality Act, paragraph 2 of section 8.2 and section”.

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