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# NATIONAL ASSEMBLY

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FIRST SESSION

THIRTY-SIXTH LEGISLATURE

Bill 130

**An Act to amend the Highway Safety  
Code and the Act respecting  
transportation by taxi**

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**Introduction**

**Introduced by  
Mr Guy Chevrette  
Minister of Transport**

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**Québec Official Publisher  
2000**

## **EXPLANATORY NOTES**

*This bill amends the Highway Safety Code to allow drivers to make right turns on a red light in the municipalities designated by the Minister of Transport.*

*The bill introduces new measures concerning the obstruction of vehicular traffic.*

*The bill also amends the Act respecting transportation by taxi to establish that the Act does not apply to transportation by a volunteer driver acting on behalf of a humanitarian organization recognized by the Minister of Health and Social Services, subject to the conditions determined by that Act.*

## **LEGISLATION AMENDED BY THIS BILL :**

- Highway Safety Code (R.S.Q., chapter C-24.2);
- Act respecting transportation by taxi (R.S.Q., chapter T-11.1).

## **Bill 130**

### **AN ACT TO AMEND THE HIGHWAY SAFETY CODE AND THE ACT RESPECTING TRANSPORTATION BY TAXI**

THE PARLIAMENT OF QUÉBEC ENACTS AS FOLLOWS :

1. Section 344 of the Highway Safety Code (R.S.Q., chapter C-24.2) is amended by striking out the word “or” in the second line of the English text.

2. The said Code is amended by inserting the following section after section 359:

“359.1. Notwithstanding section 359 and unless otherwise directed by a sign or signal or unless there are pedestrian lights, the driver of a road vehicle, in a municipality designated by the Minister by an order published in the *Gazette officielle du Québec*, may, when facing a red light, turn right after bringing the vehicle to a full stop before the pedestrian crosswalk or stop-line or, if none, at the near side of the roadway the driver is about to enter, and after yielding the right of way to road vehicles, cyclists and pedestrians crossing the intersection.”

3. Section 500 of the said Code is replaced by the following section:

“500. No person may occupy the roadway, shoulder or any other part of the right of way of or approaches to a public highway or place a vehicle or obstacle thereon so as to obstruct vehicular traffic on the highway or access to such a highway, except where so authorized by law.

A peace officer may remove or cause to be removed at the expense of the owner any thing used in contravention of this section. The peace officer may also seize such a thing; the provisions respecting things seized in the Code of Penal Procedure apply, with the necessary modifications, to things so seized.

For the purposes of this section, a public highway includes a road being used as an alternate route for traffic diverted from a public highway even if the alternate route is situated on private property.”

4. The said Code is amended by inserting the following section after section 500:

“500.1. No person may, during a concerted action intended to obstruct in any way vehicular traffic on a public highway, occupy the roadway, shoulder or any other part of the right of way of or approaches to the highway or place a vehicle or obstacle thereon so as to obstruct vehicular traffic on the highway or access to such a highway.

A peace officer may remove or cause to be removed, at the expense of the owner, any thing used in contravention of this section. The peace officer may also seize such a thing; the provisions respecting things seized in the Code of Penal Procedure apply, with the necessary modifications, to things so seized.

This section does not apply during parades or other popular events previously authorized by the person responsible for the maintenance of the public highway provided the highway used is closed to traffic or is under the control of a police force.

For the purposes of this section, a public highway includes a road being used as an alternate route for traffic diverted from a public highway even if the alternate route is situated on private property.”

5. Section 507 of the said Code is amended by replacing “, 498 and the first paragraph of section 500” in the third line by “and 498”.

6. The said Code is amended by inserting the following section after section 511 :

“511.1. Every person who contravenes the first paragraph of section 500 is guilty of an offence and is liable to a fine of \$300 to \$600 and, in the case of a second or subsequent offence, to a fine of \$3,000 to \$6,000.

Moreover, on conviction for an offence under this section, a judge may order the confiscation of a thing seized under the second paragraph of section 500. Prior notice of the application for confiscation shall be given to the person from whom the thing was seized or to the offender by the prosecutor, except where the parties are in the presence of the judge.”

7. The said Code is amended by inserting the following section after section 512 :

“512.0.1. Every person who contravenes the first paragraph of section 500.1 is guilty of an offence and is liable to a fine of \$350 to \$1,050 and, in the case of a second or subsequent offence, to a fine of \$3,500 to \$10,500.

However, if it is shown that the person convicted has participated in the planning, organization or directing of the concerted action referred to in that section, the fine shall be \$3,000 to \$9,000 and, in the case of a second or subsequent offence, \$9,000 to \$27,000.

Moreover, on conviction for an offence under this section, a judge may order the confiscation of a thing seized under the second paragraph of section 500.1. Prior notice of the application for confiscation shall be given to the person from whom the thing was seized or to the offender by the prosecutor, except where the parties are in the presence of the judge.”

8. Section 2 of the Act respecting transportation by taxi (R.S.Q., chapter T-11.1) is amended by replacing subparagraph 3 of the second paragraph by the following subparagraph :

“(3) transportation supplied by a volunteer driver as part of a charitable undertaking supported by a humanitarian organization recognized by the Minister of Health and Social Services, provided the transportation is recorded in a register of trips kept by the humanitarian organization and the remuneration for such transportation is no more than a contribution to the expenses relating to the use of an automobile ;”.

9. Section 68 of the said Act is amended by striking out subparagraph 2.1 of the first paragraph.

10. This Act comes into force on *(insert here the date of assent to this Act)* except the provisions of sections 8 and 9, which come into force on the date to be fixed by the Government.