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This document is an administrative version of the proposed *Regulation to amend the Regulation respecting the limit on the number of credits that may be used by a motor vehicle manufacturer and the confidentiality of some information*. The official version is the one published in the *Gazette officielle du Québec*.

Regulation to amend the Regulation respecting the limit on the number of credits that may be used by a motor vehicle manufacturer and the confidentiality of some information**Act to increase the number of zero-emission motor vehicles in Québec in order to reduce greenhouse gas and other pollutant emissions**

(chapter A-33.02, s. 9, 2nd par., subpars. 1 and 3 and s. 15, 2nd par.).

1. The Regulation respecting the limit on the number of credits that may be used by a motor vehicle manufacturer and the confidentiality of some information (chapter A-33.02, r. 2) is amended in the first paragraph of section 1

(1) by replacing "for any of the model years of the group of 3 model years covered by the following period, up to the maximum percentage indicated in the table below" by "on the following terms, up to, for all the credits used in a particular period, the maximum percentage of the credits that must be accumulated, indicated in the table below subparagraph 6";

(2) by inserting the following:

"(1) NLEV, RLEV, NVRE, RVRE, NLSV and RLSV credits accumulated for the model years covered by the period of 3 consecutive calendar years 2022 to 2024 for any of the model years covered by the subsequent period of 3 consecutive calendar years;

(2) NZEV and RZEV credits accumulated for the model years covered by the period of 3 consecutive calendar years 2022 to 2024 for any of the model years covered by the subsequent period of 3 consecutive calendar years;

(3) half of the NZEV and RZEV credits accumulated for the model years covered by the period of 3 consecutive calendar years 2022 to 2024 that were not used at the expiry of the period of 3 consecutive calendar years 2025 to 2027 for any of the model years covered by the period of 3 consecutive calendar years 2028 to 2030;

(4) NLEV 80km- and RLEV 50-80km credits, and NLEV and RLEV credits accumulated before (*insert the date of coming into force of this Regulation*) through the sale or lease of low-emission motor vehicles whose electric range is equal to or greater than 50 km, but less than 80 km, accumulated for the model years covered by the period of 3 consecutive calendar years 2025 to 2027, for any of the model years covered by the subsequent period of 3 consecutive calendar years;

(5) NLEV 80km+, RLEV 80km+, NVRE and RVRE credits, and NLEV and RLEV credits accumulated before (*insert the date of coming into force of this Regulation*) through the sale or lease of low-emission motor vehicles whose electric range is equal to or greater than 80 km, accumulated for the model years covered by the periods of 3 consecutive calendar years 2025 to 2027 and subsequent periods for, in respect of each of those periods, any of the model years covered by the subsequent period of 3 consecutive calendar years;

(6) NZEV, RZEV, NLSV and RLSV credits accumulated for the model years covered by the periods of 3 consecutive calendar years 2025 to 2027 and subsequent periods for any of the model years covered by the subsequent periods of 3 consecutive calendar years.";

(3) by replacing "15%" in the line starting with "2028-2030" in the column "Maximum percentage of the total credits that a manufacturer must accumulate" of the table by "10%";

(4) by replacing "10%" in the line starting with "2031-2033" in the column "Maximum percentage of the total credits that a manufacturer must accumulate" of the table by "5%".

ACTUAL TEXT	PROPOSED TEXT
<p>1. Un constructeur automobile qui, au terme d'une période visée à l'article 8 de la Loi visant l'augmentation du nombre de véhicules automobiles zéro émission au Québec afin de réduire les émissions de gaz à effet de serre et autres polluants (chapitre A-33.02), a accumulé un nombre de crédits supérieur à celui qu'il devait accumuler, peut les utiliser pour n'importe laquelle des années modèles du groupe de 3 années modèles visées par la période suivante, jusqu'à concurrence du pourcentage maximum indiqué dans le tableau ci-dessous:</p> <p>See table</p> <p>The motor vehicle manufacturer must, to that end, submit an application to the Minister not later than 15 days following the notification of the Minister's decision with regard to the number of credits the Minister intends to enter in the register, in</p>	<p>1. A motor vehicle manufacturer that, at the end of a period referred to in section 8 of the Act to increase the number of zero-emission motor vehicles in Québec in order to reduce greenhouse gas and other pollutant emissions (chapter A-33.02), has accumulated a number of credits greater than the number it had to accumulate, may use them <u>on the following terms, up to, for all the credits used in a particular period, the maximum percentage of the credits that must be accumulated, indicated in the table below subparagraph 6</u> for any of the model years of the group of 3 model years covered by the following period, up to the maximum percentage indicated in the table below:</p> <p><u>(1) NLEV, RLEV, NVRE, RVRE, NLSV and RLSV credits accumulated for the model years covered by the period of 3 consecutive calendar years 2022 to 2024 for any of the model years covered by the</u></p>

accordance with the second paragraph of section 12 of the Act, indicating the number of credits it wishes to use and the category in which each credit is classified.

subsequent period of 3 consecutive calendar years;

(2) NZEV and RZEV credits accumulated for the model years covered by the period of 3 consecutive calendar years 2022 to 2024 for any of the model years covered by the subsequent period of 3 consecutive calendar years;

(3) half of the NZEV and RZEV credits accumulated for the model years covered by the period of 3 consecutive calendar years 2022 to 2024 that were not used at the expiry of the period of 3 consecutive calendar years 2025 to 2027 for any of the model years covered by the period of 3 consecutive calendar years 2028 to 2030;

(4) NLEV 80km- and RLEV 50-80km credits, and NLEV and RLEV credits accumulated before (insert the date of coming into force of this Regulation) through the sale or lease of low-emission motor vehicles whose electric range is equal to or greater than 50 km, but less than 80 km, accumulated for the model years covered by the period of 3 consecutive calendar years 2025 to 2027, for any of the model years covered by the subsequent period of 3 consecutive calendar years;

(5) NLEV 80km+, RLEV 80km+, NVRE and RVRE credits, and NLEV and RLEV credits accumulated before (insert the date of coming into force of this Regulation) through the sale or lease of low-emission motor vehicles whose electric range is equal to or greater than 80 km, accumulated for the model years covered by the periods of 3 consecutive calendar years 2025 to 2027 and subsequent periods for, in respect of each of those periods, any of the model years

	<p><u>covered by the subsequent period of 3 consecutive calendar years;</u></p> <p><u>(6) NZEV, RZEV, NLSV and RLSV credits accumulated for the model years covered by the periods of 3 consecutive calendar years 2025 to 2027 and subsequent periods for any of the model years covered by the subsequent periods of 3 consecutive calendar years.</u></p> <p>See table</p> <p>The motor vehicle manufacturer must, to that end, submit an application to the Minister not later than 15 days following the notification of the Minister's decision with regard to the number of credits the Minister intends to enter in the register, in accordance with the second paragraph of section 12 of the Act, indicating the number of credits it wishes to use and the category in which each credit is classified.</p>
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2. Section 3 is amended

- (1) by inserting ", strong hybrid technology" in the portion before subparagraph a of paragraph 4 after "low-emission";
- (2) in paragraph 7,
 - (a) by striking out "zero-emission and";
 - (b) by inserting ", strong hybrid technology and zero-emission" after "low-emission".

ACTUAL TEXT	PROPOSED TEXT
<p>3. The following information entered in the name of a motor vehicle manufacturer in the register provided for in section 11 of the Act is not public:</p> <p>(1) the contact information of the person responsible for the report of a motor</p>	<p>3. The following information entered in the name of a motor vehicle manufacturer in the register provided for in section 11 of the Act is not public:</p> <p>(1) the contact information of the person responsible for the report of a motor</p>

<p>vehicle manufacturer made under section 10 of the Act;</p> <p>(2) for each model year covered by the report, the number of new motor vehicles sold or leased by the manufacturer, by type of model of those vehicles;</p> <p>(3) the information on each type of motor vehicle model covered by the report, including its specifications, gross weight rating and, if applicable, the quantity of carbon dioxide, methane and nitrous oxide emitted by the vehicle by kilometre, when travelling in the city or on a highway, except its trademark, model, type of model and model year;</p> <p>(4) in addition to the information referred to in paragraph 3, for each low-speed, low-emission and zero-emission motor vehicle sold or leased by the motor vehicle manufacturer,</p> <p style="padding-left: 40px;">(a) the number allocated to it in the list published by the Minister under section 5 of the Act;</p> <p style="padding-left: 40px;">(b) the motor vehicle's identification number;</p> <p style="padding-left: 40px;">(c) whether the vehicle was new or reconditioned at the time of its initial sale or lease;</p> <p style="padding-left: 40px;">(d) in the case of a reconditioned motor vehicle, the number of kilometres at the time of its sale or lease;</p> <p style="padding-left: 40px;">(e) the date of its initial sale or lease to an automobile dealership; and</p>	<p>vehicle manufacturer made under section 10 of the Act;</p> <p>(2) for each model year covered by the report, the number of new motor vehicles sold or leased by the manufacturer, by type of model of those vehicles;</p> <p>(3) the information on each type of motor vehicle model covered by the report, including its specifications, gross weight rating and, if applicable, the quantity of carbon dioxide, methane and nitrous oxide emitted by the vehicle by kilometre, when travelling in the city or on a highway, except its trademark, model, type of model and model year;</p> <p>(4) in addition to the information referred to in paragraph 3, for each low-speed, low-emission, <u>strong hybrid technology</u> and zero-emission motor vehicle sold or leased by the motor vehicle manufacturer,</p> <p style="padding-left: 40px;">(a) the number allocated to it in the list published by the Minister under section 5 of the Act;</p> <p style="padding-left: 40px;">(b) the motor vehicle's identification number;</p> <p style="padding-left: 40px;">(c) whether the vehicle was new or reconditioned at the time of its initial sale or lease;</p> <p style="padding-left: 40px;">(d) in the case of a reconditioned motor vehicle, the number of kilometres at the time of its sale or lease;</p> <p style="padding-left: 40px;">(e) the date of its initial sale or lease to an automobile dealership; and</p>
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<p>(f) the contact information of the automobile dealership referred to in subparagraph e;</p> <p>(5) the credits entered periodically by the Minister during the calendar year, before the deadline provided for in section 10 of the Act;</p> <p>(6) the price paid for alienated credits or, as the case may be, the monetary value of the goods or services received or to be received in exchange for the credits;</p> <p>(7) the number of zero-emission and low-emission motor vehicles that the motor vehicle manufacturer submitting the report expects to sell for each of the 3 years following the year covered by the report.</p>	<p>(f) the contact information of the automobile dealership referred to in subparagraph e;</p> <p>(5) the credits entered periodically by the Minister during the calendar year, before the deadline provided for in section 10 of the Act;</p> <p>(6) the price paid for alienated credits or, as the case may be, the monetary value of the goods or services received or to be received in exchange for the credits;</p> <p>(7) the number of zero-emission and low-emission, <u>strong hybrid technology and zero-emission</u> motor vehicles that the motor vehicle manufacturer submitting the report expects to sell for each of the 3 years following the year covered by the report.</p>
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3. Section 4 is amended

(1) by replacing "for any of the model years covered by the period of 3 consecutive calendar years 2025 to 2027 or before, up to the maximum percentage of the total credits that the motor vehicle manufacturer must accumulate for that year as indicated in the table in the same paragraph of section 1" by "on the following terms, up to, for all the credits used in a particular period, the maximum percentage of the credits that must be accumulated, indicated in the table in that paragraph of that section 1:";

(2) by adding the following at the end:

"(1) NLEV, RLEV, NVRE, RVRE, NLSV or RLSV credits for any of the model years covered by the period of 3 consecutive calendar years 2025 to 2027 or prior periods;

(2) NZEV or RZEV credits for any of the model years covered by the period of 3 consecutive calendar years 2025 to 2027 or prior periods;

(3) half of the NZEV and RZEV credits accumulated for the model years of the first 2 periods of 3 consecutive calendar years that were not used at the expiry of the period of 3 consecutive calendar years 2025 to 2027 for any of the model years covered by the period of 3 consecutive calendar years 2028 to 2030."

ACTUAL TEXT	PROPOSED TEXT
<p>4. Malgré le premier alinéa de l'article 1, un constructeur automobile peut utiliser les crédits accumulés en nombre supérieur à celui qu'il devait accumuler pour les années modèles des 2 premières périodes de 3 années civiles consécutives visées à l'article 8 de la Loi, soit celles visant l'année 2018 et les années 2019 à 2021, pour n'importe laquelle des années modèles visées par les périodes de 3 années civiles consécutives 2025 à 2027 ou antérieures jusqu'à concurrence du pourcentage maximum du total des crédits qu'il doit accumuler pour celle-ci indiqué dans le tableau du même alinéa de cet article 1.</p>	<p>4. Despite the first paragraph of section 1, a motor vehicle manufacturer may use the credits accumulated in excess of that which it had to accumulate for the model years for the 2 first periods of 3 consecutive calendar years referred to in section 8 of the Act, that is, the periods covering 2018 and 2019 to 2021, <u>on the following terms, up to, for all the credits used in a particular period, the maximum percentage of the credits that must be accumulated, indicated in the table in that paragraph of that section 1: for any of the model years covered by the period of 3 consecutive calendar years 2025 to 2027 or before, up to the maximum percentage of the total credits that the motor vehicle manufacturer must accumulate for that year as indicated in the table in the same paragraph of section 1.</u></p> <p><u>(1) NLEV, RLEV, NVRE, RVRE, NLSV or RLSV credits for any of the model years covered by the period of 3 consecutive calendar years 2025 to 2027 or prior periods;</u></p> <p><u>(2) NZEV or RZEV credits for any of the model years covered by the period of 3 consecutive calendar years 2025 to 2027 or prior periods;</u></p> <p><u>(3) half of the NZEV and RZEV credits accumulated for the model years of the first 2 periods of 3 consecutive calendar years that were not used at the expiry of the period of 3 consecutive calendar years 2025 to 2027 for any of the model years covered by the period of 3 consecutive calendar years 2028 to 2030.”.</u></p>

4. This Regulation comes into force on the fifteenth day following the date of its publication in the *Gazette officielle du Québec*.

Actual text for article 1, with table

1. A motor vehicle manufacturer that, at the end of a period referred to in section 8 of the Act to increase the number of zero-emission motor vehicles in Québec in order to reduce greenhouse gas and other pollutant emissions (chapter A-33.02), has accumulated a number of credits greater than the number it had to accumulate, may use them for any of the model years of the group of 3 model years covered by the following period, up to the maximum percentage indicated in the table below:

Group of 3 consecutive model years	Maximum percentage of the total credits that a manufacturer must accumulate
2018	35 %
2019-2021	35 %
2022-2024	25 %
2025-2027	20 %
2028-2030	15 %
2031-2033	10 %
Subsequent groups	0 %

The motor vehicle manufacturer must, to that end, submit an application to the Minister not later than 15 days following the notification of the Minister's decision with regard to the number of credits the Minister intends to enter in the register, in accordance with the second paragraph of section 12 of the Act, indicating the number of credits it wishes to use and the category in which each credit is classified.

Proposed text for article 1, with table

1. A motor vehicle manufacturer that, at the end of a period referred to in section 8 of the Act to increase the number of zero-emission motor vehicles in Québec in order to reduce greenhouse gas and other pollutant emissions (chapter A-33.02), has accumulated a number of credits greater than the number it had to accumulate, may use them on the following terms, up to, for all the credits used in a particular period, the maximum percentage of the credits that must be accumulated, indicated in the table

~~below subparagraph 6 for any of the model years of the group of 3 model years covered by the following period, up to the maximum percentage indicated in the table below:~~

(1) NLEV, RLEV, NVRE, RVRE, NLSV and RLSV credits accumulated for the model years covered by the period of 3 consecutive calendar years 2022 to 2024 for any of the model years covered by the subsequent period of 3 consecutive calendar years;

(2) NZEV and RZEV credits accumulated for the model years covered by the period of 3 consecutive calendar years 2022 to 2024 for any of the model years covered by the subsequent period of 3 consecutive calendar years;

(3) half of the NZEV and RZEV credits accumulated for the model years covered by the period of 3 consecutive calendar years 2022 to 2024 that were not used at the expiry of the period of 3 consecutive calendar years 2025 to 2027 for any of the model years covered by the period of 3 consecutive calendar years 2028 to 2030;

(4) NLEV 80km- and RLEV 50-80km credits, and NLEV and RLEV credits accumulated before (insert the date of coming into force of this Regulation) through the sale or lease of low-emission motor vehicles whose electric range is equal to or greater than 50 km, but less than 80 km, accumulated for the model years covered by the period of 3 consecutive calendar years 2025 to 2027, for any of the model years covered by the subsequent period of 3 consecutive calendar years;

(5) NLEV 80km+, RLEV 80km+, NVRE and RVRE credits, and NLEV and RLEV credits accumulated before (insert the date of coming into force of this Regulation) through the sale or lease of low-emission motor vehicles whose electric range is equal to or greater than 80 km, accumulated for the model years covered by the periods of 3 consecutive calendar years 2025 to 2027 and subsequent periods for, in respect of each of those periods, any of the model years covered by the subsequent period of 3 consecutive calendar years;

(6) NZEV, RZEV, NLSV and RLSV credits accumulated for the model years covered by the periods of 3 consecutive calendar years 2025 to 2027 and subsequent periods for any of the model years covered by the subsequent periods of 3 consecutive calendar years.

Group of 3 consecutive model years	Maximum percentage of the total credits that a manufacturer must accumulate
2018	35 %
2019-2021	35 %
2022-2024	25 %
2025-2027	20 %

2028-2030	<u>10</u> 15 %
2031-2033	<u>5</u> 10 %
Subsequent groups	0 %

The motor vehicle manufacturer must, to that end, submit an application to the Minister not later than 15 days following the notification of the Minister's decision with regard to the number of credits the Minister intends to enter in the register, in accordance with the second paragraph of section 12 of the Act, indicating the number of credits it wishes to use and the category in which each credit is classified.