

## **REGULATION TO AMEND THE REGULATION RESPECTING FIRMS, INDEPENDENT REPRESENTATIVES AND INDEPENDENT PARTNERSHIPS**

An Act respecting the distribution of financial products and services  
(R.S.Q., c. D-9.2, s. 223, pars. (6), (8), (11) and (13.1))

**1.** The Regulation respecting firms, independent representatives and independent partnerships (R.R.Q., c. D-9.2, r. 2) is amended by inserting the following after section 11:

“**11.1.** The firm or independent partnership may not introduce incentives that could have an influence on the performance of the obligations of a representative to the detriment of his client.

A contest or promotion to sell specific products is deemed to have such influence.

The firm or independent partnership may however provide non-pecuniary benefits that are of a promotional nature and of low value where such benefits are not sufficiently material, in value or frequency, to have an influence on the performance of the obligations of a representative to the detriment of his client.”.

**2.** Section 17 of the Regulation is amended:

(1) by deleting the words “or real estate brokerage” in the first paragraph;

(2) by replacing the words “as prescribed in Division VII of that Regulation” in subparagraph 9 with the words “as prescribed in Division VII of the Regulation respecting the pursuit of activities as a representative (c. D-9.2, r. 10).”;

(3) by adding the following after subparagraph (9):

“(10) a copy of the documents prescribed in sections 8, 9 and 16 of the Regulation respecting the pursuit of activities as a representative (c. D-9.2, r. 10).”.

**3.** Section 20 of the Regulation is amended by inserting the following after paragraph 3:

“(4) a copy of the mandate and report prescribed in sections 8.3 and 9.1 of the Regulation respecting the pursuit of activities as a representative (c. D-9.2, r. 10).”.

**4.** Section 21 of the Regulation is amended by adding the following after subparagraph 5:

“(6) a copy of the mandate prescribed in section 8.2 of the Regulation respecting the pursuit of activities as a representative (c. D-9.2, r. 10).”.

**5.** The Regulation is amended by inserting the following after section 28:

“§ 5. *Register of incentives*

“**28.1.** The firm or independent partnership must keep a register of the incentives that it introduces.

The firm or independent partnership must provide in such register a description of the terms and conditions of each incentive, its duration, related benefits, applicable products or services and the names of eligible representatives.”.

**6.** This Regulation comes into force on (*indicate the date of coming into force of this Regulation*).