

## REGULATION TO AMEND THE REGULATION RESPECTING THE ISSUANCE AND RENEWAL OF REPRESENTATIVES' CERTIFICATES

Act respecting the distribution of financial products and services  
(chapter D-9.2, ss. 200 and 203).

1. Section 13 of the Regulation respecting the issuance and renewal of representatives' certificates (chapter D-9.2, r. 7) is amended by inserting "valid" before "work" in paragraph 6.

2. Section 16 of the Regulation is amended by:

1 deleting, in paragraphs 1 and 4, "and available on its website";

2 inserting the following after paragraph 4:

"5° an attestation of a training program in damage insurance or mortgage brokerage that is recognized by the Authority and subject to an agreement entered into between the Authority and an educational institution or a private course provider.";

3 adding the following paragraphs at the end:

"Information on the minimum qualifications referred to in the first paragraph is available on the Authority's website.

A document, issued by the training providers for the minimum qualifications referred to in the first paragraph, confirming that such training has been completed, must be submitted along with the candidate's application for registration for an examination."

3. Section 29 of the Regulation is amended by inserting "valid" before "work" in subparagraph 3 of the first paragraph.

4. Section 53 of the Regulation is replaced by the following:

"**53.** A candidate from another province or territory of Canada who is seeking to act as a representative in Québec may obtain a certification recognition referred to in the first paragraph of section 4 of the Act to facilitate the trade of goods and the mobility of labour from the other provinces and the territories of Canada (chapter C-30.1), commonly known as "certificate-to-certificate" recognition, if he satisfies the following conditions:

1° in accordance with the first paragraph of section 5 of this Act and the first paragraph of section 2 of the Regulation to facilitate the mobility of labour from the other provinces and the territories of Canada (indicate here the reference to the Compilation of Québec Laws and Regulations), he has completed, as applicable, the related training recognized by the Authority in order to acquire the specific knowledge required to pursue activities as a representative in Québec and has passed the examinations prescribed by the Authority in order to demonstrate that he possesses that knowledge. If the candidate has passed the examinations outside Québec, he must furnish the Authority with a document confirming that he has passed the examinations;

2° he has furnished the Authority with a valid authorization to practise issued by a regulatory authority of another province or territory of Canada that is equivalent to a representative's certificate whereby he was authorized to act in a corresponding sector or sector class in accordance with the system of reference established by the Authority and available on its website;

3° he has submitted an application for a certificate to the Authority.

**53.1** Notwithstanding section 53, where a candidate is acting without supervision from a regulatory authority as a claims adjuster in another province or territory of Canada on behalf of an insurer authorized in that province or territory and is seeking to act as a representative in Québec, he must:

- 1° submit an application for a certificate to the Authority;
- 2° furnish to the Authority a detailed attestation from the insurer on whose behalf he is acting that establishes that he has pursued activities that fall within the scope of the claims adjustment sector for at least 24 of the 36 months preceding his application;
- 3° have passed the examinations prescribed by the Authority to demonstrate that he has the specific knowledge required to pursue activities as a representative in Québec.

**53.2** A candidate who has surrendered or has not renewed the authorization referred to in paragraph 2 of section 53 must have satisfied the conditions set out in paragraphs 1 and 3 of that section within 3 years following the surrender or non-renewal of such authorization. He must also successfully complete the probationary period in accordance with sections 30 to 40 and 44 to 50.”

**5.** Section 55.0.1 of the Regulation is amended by replacing “confirming that he has the degree of honesty considered necessary to pursue activities as a representative and those concerning” by “concerning his integrity,”.

**6.** Section 57 of the Regulation is amended by replacing “the bylaws” by “the rules of operation”.

**7.** Section 65 of the Regulation is amended by adding, at the end, “and the Regulation respecting the eligibility of a claim submitted to the Fonds d'indemnisation des services financiers and the contribution payable (indicate here the reference to the Compilation of Québec Laws and Regulations)”.

**8.** This Regulation comes into force on *(insert the date of coming into force of this Regulation)*.