

# List of regulations provided by *Law 5*

S. 2

- › Defines the concept of Information and provides that other characteristics, determined by regulation, may define what constitutes Information.

Pending

S. 4

- › Lists the Organizations subject to *Law 5* and provides that other Organizations may be made subject to this Act by regulation, either through a more specific designation of other Organizations and/or through the determination of certain conditions to be met in order to be designated as such.

[Regulation respecting the application of certain provisions of the Act respecting health and social services information](#)

S. 6

- › Sets out the terms for expressing consent to the use or communication of Information by an Organization, including the purposes for which it is to be used, and allows the government to make complementary regulations to this end.

Regulation

S. 9

- › A regulation shall be adopted to set out the terms under which an individual may expressly indicate their wish to restrict or refuse access to Information concerning them pursuant to sections 7 or 8 of *Law 5*.

Regulation

S. 16

- › Preservation periods for Information held by an Organization can be set out by regulation, depending on the Information and the Organization concerned, but without extending the period set out in the *Youth Protection Act*.

Pending

S. 39

- › A regulation can set out the conditions under which a service provider who is not a professional can be informed of the existence of, and have access to, Information held by an Organization.

Draft regulation

S. 42

- › A regulation can set out the Information or category of Information to which a service provider can be given access when the risk of injury that would be caused by its disclosure outweighs the benefits for the person concerned.

Pending

S. 43

- › A regulation will:
  - Set out the guidelines to be used by service providers in assessing whether access to Information is required;
  - Define standard access profiles by category of service provider; and
  - Set out the procedure and means for access in accordance with the section pertaining to service providers.

Pending

S. 54

- › A regulation will set out the procedure and means by which connected researchers can be informed of the existence of Information and access the Information.

Pending

S.  
88

- › A regulation will set out the procedure and means by which a delegated manager of government digital data can communicate Information held by an Organization to a person or group.

Pending

S.  
90

- › A regulation can be released to regulate the governance of Information held by Organizations.

[Regulation respecting the governance of health and social services information](#)

S. 92

- › A regulation will define the circumstances in which only certified technological products or services may be acquired or used by an Organization, and also specify the procedure and criteria for obtaining this certification.

Pending

S. 107

- › A regulation will determine the content of the register to be maintained by Organizations in connection with the technological products and services they use.

Draft regulation

S. 108

- › A regulation will determine the content and terms of the notice an Organization must issue when it has cause to believe that a confidentiality incident involving Information it holds has occurred or that there is a risk of such an incident occurring.

Draft regulation

S. 110

- › A regulation will determine the content of the register to be maintained by Organizations in connections with confidentiality incidents.

Draft regulation

S. 138

- › Rules of procedure and proof must be made by a regulation of the *Commission d'accès à l'information*.

Pending

S. 157

- › Regulations can be made by the Court of Québec to enforce provisions pertaining to the appeal of a decision by the *Commission d'accès à l'information*.

Pending

S. 278

- › A regulation will enact any other transitional provision that is not inconsistent with the provisions of *Law 5* to ensure the carrying out of *Law 5*.

Pending



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