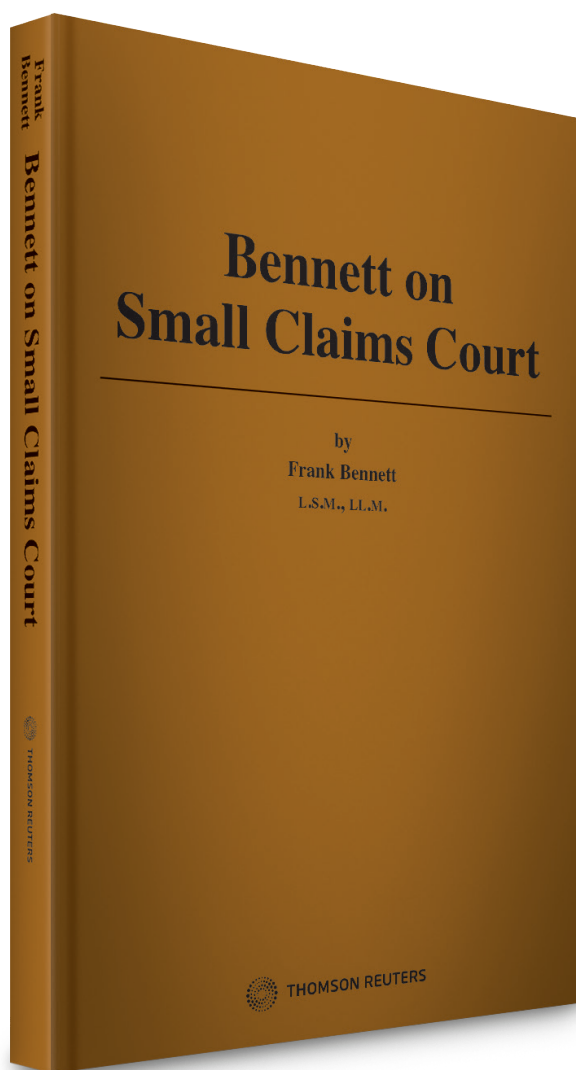


Law Book News

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Aboriginal Law

New Publication

Essentials of Canadian Aboriginal Law

Kerry Wilkins

Essentials of Canadian Aboriginal Law is the print version of the *Canadian Encyclopedic Digest* title. The book discusses the current Canadian law about Indigenous peoples living in Canada. It deals with Canadian constitutional law and federal non-criminal statute law as they pertain to Indigenous peoples.

The book considers the most recent and noteworthy Supreme Court of Canada decisions, including:

- *Ktunaxa Nation v. British Columbia*: This case has contributed to the law on the Crown's duty to consult Indigenous communities.
- *First Nation of Nacho Nyak Dun v. Yukon*: This case concerned the interpretation of modern treaties and, in particular, the Crown's obligations in the collaborative land use planning process established by the Yukon Final Agreements.
- *Williams Lake Indian Band v. Canada*: In this case, the SCC discussed the Crown's fiduciary obligations to Indigenous peoples.

The book also incorporates Bill S-3, which came into force on December 22, 2017. The bill amends the *Indian Act* in response to the *Descheneaux v. Canada* decision.

Order # L7798-8622 \$198

04/18 softcover approx. 860 pages
978-0-7798-8622-7
Jurisdiction: Canada (Federal)
Carswell

Alternative Dispute Resolution Construction

New Publication

In Search of Resolution: Complex Issues in Mediation Advocacy

Dr. Martha E. Simmons

In Search of Resolution: Complex Issues in Mediation Advocacy is a unique resource in its examination of mediation advocacy in situations of complexity. This publication goes beyond the usual introductory coverage of mediation advocacy, and considers more advanced issues relevant to the daily practice of lawyers who attend mediation. **In Search of Resolution: Complex Issues in Mediation Advocacy** also covers timely subjects, such as self-represented persons and disability, that are rarely discussed in dispute resolution literature.

Order # L7798-8623 \$99

05/18 softcover approx. 200 pages
978-0-7798-8623-4
Jurisdiction: Canada (National)
Thomson Reuters

Civil Practice and Procedure

The Class Action Effect / L'effet de l'action collective

Catherine Piché

This collection of essays written by academics, practitioners, and students-at-law arises from a conference held in Montreal on May 19, 2017 and entitled "Class Action Effects – From the Legislator's Imagination to Today's Uses and Practices."

This book discusses how the class action has evolved from its original objectives and uses to contemporary practices. It asks whether class actions are worth their while for plaintiffs, class members and the general public, as based on current empirical data available worldwide. It also seeks to answer the following questions: What were the original conception, uses, and effects of the class action and how have they evolved over the decades throughout North America? What proof (and data) do we have, if any, that the goals of compensation, deterrence, and efficiency are being met? What effect does the class action tool have in today's practice?

Order # L89730-438 \$58

05/18 softcover approx. 308 pages
978-2-89730-438-6
Jurisdiction: Canada, International

New Edition

Journal of the Canadian College of Construction Lawyers 2018

Editor-in-Chief: Brian Samuels – Samuels & Co.
Bernard Quinn – Norton Rose Fulbright Canada
D. Geoffrey Machum, Q.C. – Stewart McKelvey

New in this edition

6 new articles:

- *Net Profit or Gross Profit?* by Jasmin Lefebvre, LL.M. and Guy St-Georges, CPA, CA, CFF, CFE
- *Summary Judgment in Construction Cases – Has the Culture Shifted?* by Brendan Bowles and Markus Rotterdam
- *Regulating Project Risk: Project Development in the Regulatory State*, by Allan Wu, with assistance from Stuart B. Hankinson, Q.C.
- *Fairness and Transparency in Large Project Public Procurement*, by John Haythorne and Mollie Deyong
- *Facing Facts - Problems with Factoring Agreements in the Construction Context*, by John Kulik, Q.C., with the assistance of Melanie Gillis and Daniel Watt
- *Primacy of the Right to Arbitrate Under a CCDA/CCA Contract: Substance Over Form*, by Colin D. Piercey and Laura Rhodes

Order # L7798-8629 \$194

05/18 hardcover approx. 250 pages
978-0-7798-8629-6
Jurisdiction: Canada
Carswell

Corporate

New Edition

Consolidated Canada Business Corporations Act and Regulations 2018, 38th Edition

Contributing Editor: Jonathan Barrentine, J.D.

Consolidated Canada Business Corporations Act and Regulations 2018, 38th Edition contains:

- The *Canada Business Corporations Act*, R.S.C. 1985, c. C. 44
- Can. Reg. 2001-512 (Canada Business Corporation Regulations, 2001)
- Can. Reg. 427 (Minister Designation Order)
- Forms under the *Canada Business Corporations Act*
- The *Winding-Up and Restructuring Act*, R.S.C. 1985, c. W-11
- The *Canada Not-for-profit Corporations Act*, S.C. 2009, c. 23
- Can. Reg. 2011-223 (Canada Not-for-profit Corporations Regulations)
- Can. Reg. 2011-60 (Minister Designation

Order)

- Forms under the *Canada Not-for-profit Corporations Act*
- Policy Statements issued by Corporations Canada with respect to the *Canada Business Corporations Act*
- Guides issued by Corporations Canada with respect to the *Canada Business Corporations Act*

This edition includes the following updates:

- Amendments in Bill C-25 are included in grey shaded text along with the following legislation:
 - *Canada Business Corporations Act*, R.S.C. 1985, c. C. 44
 - *Canada Not-for-profit Corporations Act*, S.C. 2009, c. 23
- The addition of regulations under the *Canada Not-for-profit Corporations Act*, including:
 - Can. Reg. 2011-223 (*Canada Not-for-profit Corporations Regulations*)
 - Can. Reg. 2011-60 (Minister Designation Order)
- The addition of the *Canada Not-for-profit Corporations Act* forms
- Updates to *Canada Business Corporations Act* guides
- Updates to *Canada Business Corporations Act* policy statements
- An updated table of concordance of business corporations acts

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Jurisdiction: Canada
Carswell

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Print only

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Criminal Law & Offences

New Edition

Martin's Related Criminal Statutes, 2018-2019 Edition

With annotations by: Edward L. Greenspan, Q.C., The Honourable Mr. Justice Marc Rosenberg, and Marie Henein, LL.B., LL.M.

Martin's Related Criminal Statutes, 2018-2019 Edition

is fully annotated by three of Canada's pre-eminent authorities on criminal law. Available in print and online in **CriminalSource**, it includes updated non-*Criminal Code* statutes and related case law. Thoroughly cross-referenced and updated annually, **Martin's Related Criminal Statutes** contains a winning combination of insight and information.

New in this edition

Case law highlights

- The phrase "all reasonable assistance" used in s. 231.1(1)(d) of the *Income Tax Act* does not mean that the CRA can compel a taxpayer to reveal their "soft spots" or uncertain tax positions: *BP Canada Energy Company v. Canada (National Revenue)*, 2017 FCA 61.
- According to the Federal Court of Appeal, it is always dangerous and often inappropriate to consider amendments post-dating the version of the statute under review. Doing so may result in an incorrect interpretation of legislation: *Apotex Inc. v. Pfizer Inc.*, 2017 FCA 201, 150 CPR (4th) 211.
- The grant of exclusive jurisdiction s. 18(1) of the *Federal Courts Act* suggests Parliament intended that all questions about the legality of Parole Board orders should be resolved in the Federal Court, not in trial courts. Therefore, offenders who object to a condition of long-term supervision must ask the Parole Board to vary or remove the condition and/or seek to quash the condition in the Federal Court. Challenging the legality of a condition only after being charged with a breach under 753.3 of the *Criminal Code* is an impermissible collateral attack: *R. v. Bird*, 2017 SKCA 32.
- In *R. v. Cameron*, 2017 ONCA 150, the Crown, in its closing address, violated the *Browne v. Dunn* principle by failing to confront the defence psychiatrist with its argument that an intoxicated person was more likely to enter into a state of automatism than a sober one. The trial judge gave an adequate corrective instruction, instructing the jury that they: (1) could not speculate on what the defence expert might have said if asked about the Crown's position, and (2) could, in determining whether to accept the defence expert's evidence, take into account that the defence expert was not cross-examined on this point.
- The *Identification of Criminals Act* does not apply where an accused is arrested for a by-law infraction and not an offence referred to in the Code of Penal Procedure in Quebec: *Godin v. City of Montreal*, 2017 QCCA 1180, [2017] Q.J. No. 10413.
- Where the Minister has determined that a substantial risk of torture or mistreatment exists and that diplomatic assurances regarding the treatment of the person sought are needed, the reviewing court must consider whether the Minister has reasonably concluded that, based on the assurances provided, there is no

substantial risk of torture or mistreatment. Diplomatic assurances need not eliminate any possibility of torture or mistreatment; they must simply form a reasonable basis for the Minister's finding that there is no substantial risk of torture or mistreatment: *India v. Badesha*, 2017 SCC 44.

Legislative highlights

This edition features recent amendments to the following:

- *Canada Evidence Act*
- *Competition Act*
- *Corruption of Foreign Public Officials Act*
- *Customs Act*
- *Federal Courts Act*
- *Firearms Act*
- *Income Tax Act*
- *Proceeds of Crime (Money Laundering) and Terrorist Financing Act*
- *Security of Information Act*
- *Seized Property Management Act*

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New Edition

The Law of Traffic Offences, 4th Edition

Scott C. Hutchison, B.A., LL.B., Justice David S. Rose, and Justice Philip Downes

Handle traffic offences with maximum effectiveness. **The Law of Traffic Offences, 4th Edition** provides a thorough understanding of the offence as well as a way to determine quickly whether all the elements in the charge have been covered.

Other topics include:

- Challenges to radar evidence
- Speeding
- Driving without insurance
- Procedure in traffic cases
- Evidence
- Careless driving
- Certificate of offence
- Commercial motor vehicles
- Appeals in traffic cases
- Imposing less than minimum fine

New in this edition

The 4th edition of **Law of Traffic Offences** updates many of the procedural provisions for Traffic Offences trials and appeals, including recent decisions on adjournments disclosure motions in the Superior Court for *certiorari*. The chapters on offences, careless driving, stunt driving, and CVOR enforcement have been updated. The reader will note updates to the Sentencing provisions as well as some guidance on the affect of the recent Supreme Court of Canada decision *R. v. Jordan* on *Highway Traffic Act* prosecutions.

Order # L7798-8608 \$149
05/18 softcover approx. 640 pages
978-0-7798-8608-1
Jurisdiction: Canada (Ontario)
Carswell

New Edition

Regulatory Offences in Canada: Liability and Defences, Second Edition

John Swaigen and Susan McRory

Regulatory laws pervade our lives, controlling how we do everything from parking the car to fixing the roof to disposing of nuclear waste. They are meant to control and reduce the risks we impose upon each other through activities as diverse as driving, earning a living, building a house, or running an atomic power station.

Regulatory Offences in Canada: Liability and Defences, Second Edition is a guide to the world of regulatory offences written by authors with over a half a century in practical legal experience in this area of regulatory law. This text focuses on the unique problems in enforcing and defending public welfare law, and it reviews the concepts that arise from the case law. Whether you are a judge, a lawyer, an investigator, or a business person, this text will assist you in navigating these tricky waters.

New in this edition

- Expanded and updated discussion of the application of the *Charter* to regulatory offences generally and to corporations in particular
- Expanded and updated discussion of Administrative Monetary Penalties
- The Supreme Court's rulings in *Consolidated Maybrun* and *Al Lippert* on the availability of collateral attacks on an order as a defence in regulatory offences
- The Supreme Court's recognition of a limited defence of officially induced error
- The Supreme Court's resolution in *Hasselwander* of whether strict or liberal statutory interpretation applies to penal

regulatory statutes

- Updated analysis of compliance audits as a factor in establishing due diligence
- Discussion of the "Westray" amendments to the *Criminal Code*

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05/18 hardcover approx. 400 pages
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Jurisdiction: Canada (National)
Carswell

Education

New Publication

An Educator's Guide to Internet and Social Media Law in the Classroom

Nadya Tymochenko, B.A., LL.B., LL.M. and
Gillian Tuck Kutarna, B.A. (HONS.), M.P.A., LL.B.

This key new text is aimed at educators – administrators, principals, and teachers. It is a must-have for anyone in the education field who deals with the use of the Internet and related social media issues. It addresses the legal and practical issues that principals and school administrators face in dealing with Internet use by pupils and teaching staff.

Key topics addressed include: cyberbullying, plagiarism, copyright, social media, privacy issues, inappropriate student teacher communications, defamation, legal liability, and anti-spam legislation.

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05/18 softcover approx. 220 pages
978-0-7798-8454-4
Jurisdiction: Canada
Thomson Reuters

Environmental Law

New Publication

Environmental Class Actions in Canada

André Durocher

Negative coverage of environmental class actions carries high reputational risk to businesses and government entities. In this practical new work, a leading practitioner in class action litigation and environmental law shows how class actions can (or cannot) help to resolve environmental problems.

Environmental Class Actions in Canada will help you better understand:

- How class action law works in general
- The issues relevant to multiple industries and sectors that can lead to legal liability
- The specific stages of class actions and how they impact time and budgets
- How class actions have succeeded or failed in a specific area, and how they were settled and when

- The potential for class certification
- The risk associated with class action litigation

Order # L7798-8398 \$425

04/18 hardcover approx. 950 pages
978-0-7798-8398-1
Jurisdiction: Canada
Carswell

Family Law

New Edition

Ontario Family Legislation 2018

Consulting Editor: Elliot S. Birnboim

Ontario Family Legislation 2018 is an annual consolidation of statutes and regulations most frequently used in family law in Ontario. Gain full access to:

- *Change of Name Act*
- *Child and Family Services Act*
- *Children's Law Reform Act* and regulations
- *Divorce Act* and regulations, including Federal Child Support Guidelines
- *Family Law Act*
- Family Law Rules
- *Family Orders and Agreements Enforcement Assistance Act* and regulations
- *Family Responsibility and Support Arrears Enforcement Act, 1996* and regulations
- *Fraudulent Conveyances Act*
- *Intercountry Adoption Act, 1998*
- *Interjurisdictional Support Orders Act, 2002* and regulations
- *Marriage Act* and regulation
- *Partition Act*
- *Pension Benefits Division Act* and regulation
- Spousal Support Advisory Guidelines

New in this edition

- **Federal Child Support Guidelines** – This edition includes the 2017 updates to the Federal Child Support Guidelines. The updated Federal Child Support Tables came into effect in November 2017.
- **Child and Family Services Act** – Amended by the *Supporting Children, Youth and Families Act, 2017*, S.O. 2017, c. 14 (Bill 89).
- **Family Law Rules** – Amended by O. Reg. 226/17.
- **Reg. 70 – General** – Amended by O. Reg. 172/17 and O. Reg. 173/17.
- **O. Reg. 160/00 – Fees Charged by Director** – Amended by O. Reg. 158/17.
- **O. Reg. 206/00 – Procedures, Practices and Standards of Service for Child Protection Cases** – Amended by O. Reg. 465/17.

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Annual volumes supplied on standing order subscription
Jurisdiction: Canada (Ontario)
Canada Law Book

New Publication

Support Rights and Obligations Under Ontario Family Law

Editor: Robert M. Halpern, LL.B.

Edited by leading family law practitioner Robert Halpern, **Support Rights and Obligations Under Ontario Family Law** is a comprehensive resource that addresses the many important issues relating to child and spousal support.

With contributions from across Ontario, the publication canvasses such topics as:

- Entitlement to support
- Quantum and duration of support
- Retroactive support
- Changes in support: variations, reviews and alternatives
- Support on death
- Income tax issues
- Powers of the court
- Procedural and practical issues
- Enforcement

Support Rights and Obligations Under Ontario Family Law expertly analyzes the essential legislation and case law, allowing the reader to fully understand the current state of the law in the complex yet crucial area of support.

"Although there are many texts on the issues of child and spousal support in Canada, I believe this to be the most comprehensive work on both child and spousal support and its related topics. Without question, this is a book that all family practitioners need to have on their bookshelf and, more importantly, on their desk. It will be a continuing reference book and will keep them fully informed of this vitally important area of the law."

From the Foreword by Philip M. Epstein, Q.C.

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05/18 hardcover approx. 520 pages
978-0-7798-8617-3
Jurisdiction: Canada (Ontario)
Canada Law Book

Health & Safety

New Edition

Ontario OHS Act & Regulations – Consolidated Edition 2018

Thomson Reuters

This publication has the same great content as our **Pocket Ontario OH&S Act and Regulations 2018** in a larger 6 x 9 format and larger print with large 1/2" coloured tabs separating the *Ontario Occupational Health and Safety Act* (OHSa) and each major regulation with multiple indices for the Act and each major regulation. The **Ontario OH&S Act and Regulations – Consolidated**

Edition 2018 is formatted for ease of use and is designed for training, reference, and research purposes.

This book contains the complete and current Ontario OHSa and regulations and includes drilled holes for easy posting. It also features a comprehensive Index with page references, a detailed Table of Contents, and a list of OHS information resources. This makes it ideal for quick and precise referencing when and where you need it. It is ideal for use in all organizations in Ontario governed by the *Occupational Health and Safety Act*.

Key features

- Coloured tabs separate the OH&S Act and each major regulation, and multiple indices for the Act and each major regulation for ease of use and suitable for training purposes.
- The **Ontario OH&S Act and Regulations – Consolidated Edition 2018** reflects all amendments Gazetted up to January 20, 2018.

New in this edition

- *Legislative Changes: Fines and Penalties* – Bill 177, the *Stronger, Fairer Ontario Act (Budget Measures) 2017*, quadrupled the maximum fines that may be imposed for an offence under the Act from \$25,000 to \$100,000 for an individual, and tripled the fines from \$500,000 to \$1,500,000 for a corporation, in force December 14, 2017.
- *Limitation Periods* – Bill 177, the legislation amended the limitation period for bringing a prosecution under the Act or regulations from one year from the date of the alleged offence to one year from the later of the last act or default upon which the prosecution is based, or the date an inspector becomes aware of the alleged offence, in force December 14, 2017.
- *Reportable Incident for Structural Inadequacies* – Bill 177 also added a new reportable incident for structural inadequacies of a building, structure, or any other part of a workplace as a source of danger or hazard to workers, in force December 14, 2017.
- *Working at Heights Training* – the Occupational Health and Safety Awareness Training Regulation, O. Reg. 297/13, was amended with respect to employer requirements relating to working at heights training for workers on construction sites who are required to use a fall protection system, in force October 1, 2017.
- *Critical Injury Definition* – the Critical Injury – Defined Regulation, R.R.O. Reg. 834, was amended to clarify the definition of

"critical injury," in force January 16, 2017.

- *Footwear with Elevated Heels* – Bill 148, the *Fair Workplaces, Better Jobs Act, 2017*, amended the *Occupational Health and Safety Act* to prohibit employers from requiring a worker to wear footwear with an elevated heel unless such footwear is required to perform the work safely (does not apply to performers in the entertainment or advertising industries), in force November 27, 2017.
- *Mines and Mining Plants* – O.Reg. 167/16, amending R.R.O. 1990, Reg. 854, with respect to risk assessments, underground mining occurrences, water and drainage, and written traffic management programs, in force January 1, 2017.
- *Industrial Establishments* – O.Reg. 289/17, amending R.R.O. 1990, Reg. 851, with respect to oxygen content of air, in force January 1, 2018.
- *Designated Substances* – O.Reg. 288/17, amending O.Reg. 490/09, with respect to isocyanates, organic compounds, in force January 1, 2018.
- *Control of Exposure to Biological or Chemical Agents* – O.Reg. 287/17, amending R.R.O. 1990, Reg. 833, with respect to chemical substances, physical agents and biological exposure indices, in force January 1, 2018.
- *Construction Projects* – O.Reg. 142/17, amending O. Reg. 213/91 with respect to toilet, urinal and cleanup facilities, suspended work platforms and miscellaneous provisions, in force May 19, 2017; O.Reg. 471/16, amending O. Reg. 213/91 with respect to suspended work platform systems and boatswain's chairs, in force January 1, 2017; O.Reg. 242/16, amending O. Reg. 213/91 with respect to suspended work platforms, in force January 1, 2017.
- *The Accident Prevention, Investigation and Reporting section*, the list of OHS Resources, the Index, and the Table of Contents have all been updated and revised.

The eBook version is available through your web browser, or can be downloaded to your computer, tablet, or smartphone. See all available titles at store.thomsonreuters.ca/eBook

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New Edition

Pocket Ontario OHS Act & Regulations 2018 – Consolidated Edition (the “Green Book”)

Thomson Reuters

The **Pocket Ontario OH&S Act and Regulations – Consolidated Edition 2018** contains the complete and current Ontario *Occupational Health and Safety Act* and regulations (OHS).

This handy and portable book is suitable for carrying with you or posting on bulletin boards, and can help employers meet their obligation to post a copy of the *Occupational Health and Safety Act* (OHS) in the workplace. Also known as the “Green Book,” it contains the complete and current Ontario OHS Act and regulations and includes drilled holes for easy posting.

This publication also features a comprehensive index with page references, a detailed Table of Contents and a list of OHS information resources. This makes it ideal for quick and precise referencing when and where you need it. It is ideal for use in all organizations in Ontario governed by the *Occupational Health and Safety Act*.

The eBook version is available through your web browser, or can be downloaded to your computer, tablet, or smartphone. See all available titles at store.thomsonreuters.ca/eBook

It is also available in French – **Loi et règlements sur la santé et la sécurité au travail en Ontario 2018 – Édition consolidée.**

The 2018 Edition of the **Pocket Ontario OH&S Act & Regulations** reflects all amendments Gazetted up to January 20, 2018.

New in this edition

Legislative changes

- Fines and Penalties – Bill 177, the *Stronger, Fairer Ontario Act (Budget Measures) 2017*, quadrupled the maximum fines that may be imposed for an offence under the Act from \$25,000 to \$100,000 for an individual, and tripled the fines from \$500,000 to \$1,500,000 for a corporation, in force December 14, 2017.
- Limitation Periods – Bill 177, the legislation amended the limitation period for bringing a prosecution under the Act or regulations from one year from the date of the alleged offence to one year from the later of the last act or default upon which the prosecution is based, or the date an

inspector becomes aware of the alleged offence, in force December 14, 2017.

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- Designated Substances – O.Reg. 288/17, amending O.Reg. 490/09, with respect to isocyanates, organic compounds, in force January 1, 2018.
- Control of Exposure to Biological or Chemical Agents – O.Reg. 287/17, amending R.R.O. 1990, Reg. 833, with respect to chemical substances, physical agents and biological exposure indices, in force January 1, 2018.
- Construction Projects – O.Reg. 142/17, amending O. Reg. 213/91 with respect to toilet, urinal and cleanup facilities, suspended work platforms and miscellaneous provisions, in force May 19, 2017; O.Reg. 471/16, amending O. Reg. 213/91 with respect to suspended work platform systems and boatswain’s chairs, in force January 1, 2017; O.Reg. 242/16,

amending O. Reg. 213/91 with respect to suspended work platforms, in force January 1, 2017.

- The Accident Prevention, Investigation and Reporting section, the list of OHS Resources, the Index, and the Table of Contents have all been updated and revised.

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New Edition

Loi et règlements sur la santé et la sécurité au travail en Ontario 2018 – Édition consolidée (Pocket Ontario OHS Act and Regulations 2018 – French version)

Thomson Reuters

L’édition 2018 la **Loi et règlements sur la santé et la sécurité au travail** contient toutes les modifications publiées dans la Gazette jusqu’au janvier 2018, soit la date de sa publication. L’édition consolidée a été conçue en vue de son utilisation dans les cabinets et organisations oeuvrant dans le secteur industriel, manufacturier, minier, des soins de santé et de la construction en Ontario ainsi que dans les bureaux et les autres établissements assujettis à la **Loi sur la santé et la sécurité au travail**. On y retrouve tous les règlements de la loi – la version anglaise est offerte dans les cas où la version française n’existe pas.

L’édition 2018, en format poche, de *Santé et sécurité au travail, loi et règlements de l’Ontario* comprend toutes les modifications législatives contenues à la Gazette jusqu’au 7 janvier 2018.

Nouveautés cette année

Modifications législatives

- Amendes et pénalités – Le projet de loi 177, *Loi de 2017 pour un Ontario plus fort et plus juste (mesures budgétaires)* a quadruplé les amendes maximales pouvant être imposées à un particulier pour une infraction à la loi, passant de 25 000 \$ à 100 000 \$, et a triplé les amendes aux



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entreprises, passant de 500 000 \$ à 1 500 000 \$, en vigueur depuis le 14 décembre 2017.

- Délai de prescription – Le projet de loi 177 a modifié le délai de prescription des poursuites en vertu de la Loi ou des règlements d'un an à compter de la date de l'infraction présumée jusqu'à un an après le dernier acte ou défaut sur lequel la poursuite est fondée, ou la date à laquelle un inspecteur prend connaissance de l'infraction reprochée, en vigueur depuis le 14 décembre 2017.
- Incident à signaler en cas d'insuffisance structurelle – Le projet de loi 177 a également ajouté un nouvel incident à signaler pour les insuffisances structurelles d'un bâtiment, d'une structure ou de toute autre partie du lieu de travail en tant que danger pour les travailleurs, en vigueur depuis le 14 décembre 2017.
- Formation sur le travail en hauteur – Règl. de l'Ontario 297/13 : sensibilisation à la santé et à la sécurité au travail et formation, a été modifié en ce qui concerne les exigences de l'employeur relatives au travail en hauteur des travailleurs sur les chantiers de construction qui sont tenus d'utiliser un dispositif de protection contre les chutes, en vigueur depuis le 1er octobre 2017.
- Définition de blessure grave – Règl. 834 : blessure critique – définition des R.R.O. 1990, a été modifié pour clarifier la définition de « blessure critique », en vigueur depuis le 16 janvier 2017.
- Chaussures à talons hauts – Projet de loi 148, *Loi de 2017 pour l'équité en milieu de travail et de meilleurs emplois*, a modifié la *Loi sur la santé et la sécurité au travail* visant à interdire aux employeurs d'obliger un travailleur à porter des chaussures à talons hauts, sauf si ces chaussures sont nécessaires pour effectuer le travail en toute sécurité (ne s'applique pas aux artistes de l'industrie du spectacle ou de l'industrie de la publicité), en vigueur depuis le 27 novembre 2017.
- Règl. de l'Ont. 167/16 : mines et installations minières, modifiant le Règl. 854 des R.R.O. 1990, en ce qui concerne les évaluations des risques, les occurrences minières souterraines, l'eau et le drainage, et les programmes écrits de gestion de la circulation, en vigueur depuis le 1er janvier 2017.
- Règl. de l'Ont. 289/17 : établissements industriels, modifiant le Règl. 851 des R.R.O. 1990, en ce qui concerne la teneur en oxygène de l'air, en vigueur depuis le 1er janvier 2018.

- Règl. de l'Ont. 288/17 : substances désignées, modifiant le Règl. de l'Ontario 490/09, en ce qui concerne les isocyanates, composés organiques, en vigueur depuis le 1er janvier 2018.
- Règl. de l'Ontario 287/17 : Contrôle de l'exposition à des agents biologiques ou chimiques, modifiant le Règl. 833 des R.R.O. 1990, en ce qui concerne les substances chimiques, les agents physiques et les indices d'exposition biologique, en vigueur depuis le 1er janvier 2018.
- Règl. de l'Ontario 142/17 : Chantiers de construction, modifiant le Règl. de l'Ontario 213/91 en ce qui concerne les toilettes, les urinoirs et les installations de nettoyage, les plateformes de travail suspendues et les dispositions diverses, en vigueur depuis le 19 mai 2017; le Règl. de l'Ontario 471/16, modifiant le Règl. de l'Ontario 213/91 en ce qui concerne les systèmes de plateformes de travail suspendues et les chaises de maître d'équipage, en vigueur depuis le 1er janvier 2017; le Règl. de l'Ontario 242/16 modifiant le Règl. de l'Ontario 213/91 en ce qui concerne les systèmes de plateformes de travail suspendues, en vigueur depuis le 1er janvier 2017.

La section sur la prévention des accidents, les enquêtes et les rapports, la liste des ressources en matière de santé et de sécurité, l'index et la table des matières ont tous été mis à jour et révisés.

- Espaces clos – Règl. de l'Ont. 346/15 modifiant le Règl. de l'Ont. 632/05 en ce qui concerne les « niveaux atmosphériques acceptables », en vigueur le 1er juillet 2016.
- Mines et installations minières – Règl. de l'Ont. 265/15 modifiant le Règl. 854 des R.R.O. de 1990, en ce qui concerne les exigences électriques, le verrouillage et le marquage électriques, les vêtements de sécurité à haute visibilité et les droits exigibles pour les essais de cordage, en vigueur le 1er juillet 2016. Règl. de l'Ont. 166/16 modifiant le Règl. 854 des R.R.O. de 1990 en ce qui concerne les convoyeurs et les forages au diamant, en vigueur le 1er juillet 2016; en ce qui concerne les infractions, en vigueur le 1er octobre 2016; en ce qui concerne les évaluations des risques, les relevés d'occurrence, le drainage des eaux, les programmes de gestion de l'eau et les programmes de gestion du trafic, en vigueur le 1er janvier 2017.

Les ressources en SST, les infractions punissables par voie de déclaration sommaire

de culpabilité, l'index et la table des matières ont été mis à jour et révisés.

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Immigration

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The 2018 Annotated Citizenship Act + CD

Henry M. Goslett and Barbara Jo Caruso

Completely updated and revised, **The 2018 Annotated Citizenship Act** is a comprehensive treatment of the *Citizenship Act*, related regulations and leading case law. This publication arms you with an up-to-date understanding of how the *Citizenship Act* works, how it has been applied, and what principles of law are relevant to making determinations. It also features section-by-section summaries of all relevant cases decided under the legislation and includes a CD, which is an electronic version of the book.

New in this edition

- Legislation updates include updates to the *Citizenship Act*, *Citizenship Regulations*, *Federal Courts Act*, and *Canadian Passport Order*
- Updated commentary, case law, and notes, including:
 - *Citizenship Act*, s. 3(2) - *Vavilov v. Canada (Citizenship and Immigration)*, 2017 CarswellNat 2791, F.C.A., June 21, 2017
 - *Citizenship Act*, s. 13.1 - *Canada (Minister of Citizenship and Immigration) v. Nilam*, A-283-16, F.C.A., March 7, 2017
 - *Citizenship Act*, s. 10 - *Oberlander v. Canada (Attorney General)*, 2016 CarswellNat 312, F.C.A., February 15, 2016
 - *Citizenship Act*, s. 27 - *Canada (Minister of Citizenship and Immigration) v. Ishaq*, A-124-15, F.C.A., September 15, 2015
 - *Citizenship Act*, s. 3(2) - *Budlakoti v. Canada (The Minister of Citizenship and Immigration)*, 2015 CarswellNat 1879 A-457-14, F.C.A., June 4, 2015
 - *Citizenship Act*, s. 24 - *McAteer v. Canada (Attorney General)*, CA C57775, Ont. C.A., August 13, 2014
 - *Citizenship Act*, s. 10 - *Monla v. Canada (Citizenship and Immigration)*, 2017 CarswellNat 3272, 2017 CarswellNat 3273, F.C., July 10, 2017
 - *Citizenship Act*, s. 10 - *Hassouna v. Canada (Minister of Citizenship and Immigration)*, 2017 CarswellNat 2390, F.C.,

May 10, 2017

- *Citizenship Act*, s. 10 - *Esnan v. Canada (Minister of Immigration, Refugees, and Citizenship)*, 2016 CarswellNat 9691, F.C., November 14, 2016
- *Citizenship Act*, s. 5(1)(c) - *Badiei v. Canada (Minister of Immigration, Refugees and Citizenship)*, 2016 CarswellNat 5791, F.C., November 9, 2016
- An introduction with comprehensive discussion of the *Citizenship Act* covering topics such as the scheme of the *Citizenship Act*, oaths, updated residency requirements, the application process, lost Canadians, and summary of changes to the *Citizenship Act* as of June 2017, Fall 2017, and early 2018 has been added to this edition
- Addition of Citizenship Regulations, No. 2, Can. Reg. 2015-124
- Addition of case citations to the Table of Cases

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The 2018 Annotated Bankruptcy and Insolvency Act

Dr. Janis P. Sarra, LL.B., LL.M., S.J.D.,

Mr. Justice Geoffrey B. Morawetz, and

The Late Honourable Mr. Lloyd W. Houlden, J.D.

New in this edition

This release includes all recent legislative amendments. Also included is the following recent case law dealing with the *Bankruptcy and Insolvency Act* and the *Companies' Creditors Arrangement Act*:

- *A.C. Waring & Associates Inc. v. Institute of Chartered Accountants of Alberta* (2017), 2017 CarswellAlta 848, 2017 ABCA 152 (Alta. C.A.)
- *Airex Inc. v. Ben Air System Inc.* (2017), 2017 CarswellOnt 7269, 2017 ONCA 390 (Ont. C.A.)
- *Alberta Energy Regulator v. Grant Thornton Limited* (2017), 2017 ABCA 278, 2017 CarswellAlta 1568 (Alta. C.A.)
- *Callidus Capital Corporation v. McFarlane* (2017), 2017 ONCA 626, 2017 CarswellOnt 11537 (Ont. C.A.)
- *CIBC Wood Gundy Inc. v. Elias Estate (Trustee of)* (2017), 2017 MBQB 71, 2017 CarswellMan 197 (Man. Q.B.)
- *Downing Street Financial Inc. v. Harmony Village-Sheppard Inc.* (2017), 2017 CarswellOnt 11087, 2017 ONCA 611 (Ont. C.A.)

- *Lang v. Lapp* (2017), 2017 BCSC 670, 2017 CarswellBC 1092 (B.C. S.C.)
- *Orphan Well Assn. v. Grant Thornton Ltd.* (2017), 2017 ABCA 124, 2017 CarswellAlta 695 (Alta. C.A.)
- *Scicluna v. Solstice* (2017), 2017 CarswellOnt 9520, 2017 ONSC 3674 (Ont. S.C.J.)
- *Re Nortel Networks Corp* 2017 ONCA 210, (2017), 46 C.B.R. (6th) 5 (Ont. C.A.)
- *Re 8640025 Canada Inc.*, 2017 BCCA 303, 2017 CarswellBC 2250 (B.C. C.A.)
- *Romspen Investment Corp. v. Courtice Auto Wreckers Ltd.* (2017), 2017 ONCA 301, 2017 CarswellOnt 5333 (Ont. C.A.)
- *Wabush Hotel Limited v. Business Development Bank of Canada* (2017), 2017 CarswellNfld 221, 2017 NLCA 35 (N.L. C.A.)
- *Wells Fargo Securities Canada Ltd. v. Sanjel Corp.* (2017), 2017 ABCA 120, 2017 CarswellAlta 648 (Alta. C.A.)
- *2441472 Ontario Inc. v. Collicutt Energy Services* (2017), 2017 CarswellOnt 8321, 2017 ONCA 452, 48 C.B.R. (6th) 173 (Ont. C.A.)

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- *Employers and Employees Act*

The following Acts and/or their Regulations have been amended:

1. *Crown Employees Collective Bargaining Act*, 1993 and its Regulation
2. *Employment Protection for Foreign Nationals Act*, 2009 and its Regulation
3. *Employment Standards Act*, 2000 and its Regulations
4. Human Rights Code
5. *Labour Relations Act*, 1995 and its Regulations
6. *Occupational Health and Safety Act* and its Regulations
7. *Pay Equity Act* and its Regulations
8. *Protecting Child Performers Act*, 2015
9. *Public Sector Dispute Resolution Act*, 1997
10. *Public Service of Ontario Act*, 2006 – Regulations
11. *Workplace Safety and Insurance Act*, 1997 and its Regulations

Updates/changes

1. HRTO Rules of Procedure have been updated
2. OLRB Rules of Procedure have been updated
3. OLRB Information Bulletins No. 37, No. 38, and No. 39 have been added and No. 24 has been amended and updated.

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The 2018 edition incorporates an overhaul of the Employment Standards framework including the *Employment Standards Act*, its regulations, and the *Labour Relations Act*. Updates were also made to other legislation, including:

- Human Rights Code, R.S.O. 1990, c. H.19
- *Occupational Health and Safety Act*, R.S.O. 1990, c. O.1, and its regulations
- *Pay Equity Act*, R.S.O. 1990, c. P.7, and its regulations
- *Workplace Safety and Insurance Act*, 1997, S.O. 1997, c.16, and its regulations
- *Crown Employees Collective Bargaining Act*, 1993, S.O. 1993, c. 38, and its regulations
- Regulations made under the *Public Service of Ontario Act*, 2006, S.O. 2006, c. 35, Sched. A
- *Employment Protection for Foreign Nationals Act (Live-in Caregivers and Others)*, 2009, S.O. 2009, c. 32

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- *Canada Labour Code*, R.S.C. 1985, c. L-2
- Employment Insurance Regulations, SOR/96-332
- Employment Insurance (Fishing) Regulations, SOR/96-445
- *Pension Benefits Standards Act*, 1985, R.S.C. 1985, c. 32 (2nd Supp.)
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Health Law at the Frontier

Les rencontres en droit de la santé, volume 2
Catherine Régis, Lara Khoury, et Robert P. Kouri

This edited collection is the result of the latest iteration of the Health Law Academic Seminars / Rencontres en droit de la santé, which dealt with the theme "Health Law at the Frontier." Fourteen national and international scholars were invited to participate in this event based upon their fields of research and recognized expertise in relation to the theme of the seminar. In this book, readers will find a variety of papers exploring different forms of frontiers in health law and policy. Frontier is sometimes taken in the geographic sense of the term (globalization of health concerns, protection of health in the context of free trade, access to health care for migrants, etc.). In other texts, the theme of frontier led to scrutinize innovative approaches to law and health that investigate cutting-edge questions on the periphery of the discipline (big data, the development of information and communication technologies, new issues in liability law, etc.).

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Consulting Editor: Quinto M. Annibale

New in this edition

Amendments to the *Municipal Act*, 2001, the *City of Toronto Act*, 2006, the *Municipal Conflicts of Interest Act*, and the *Municipal Freedom of Information and Protection of Privacy Act*, as introduced by the following:

- *Burden Reduction Act*, 2017 (former Bill 27)
- *Cutting Unnecessary Red Tape Act*, 2017 (former Bill 154)
- *Modernizing Ontario's Municipal Legislation Act*, 2017 (former Bill 68)
- *Putting Consumers First Act (Consumer Protection Statute Law Amendment)*, 2017 (former Bill 59)
- *Medical Assistance in Dying Statute Law Amendment Act*, 2017, (former Bill 84)
- *Stronger, Healthier Ontario Act (Budget Measures)*, 2017 (former Bill 127)
- *Supporting Children, Youth and Families Act* (former Bill 89)

Amended regulations include the following under the *City of Toronto Act*, 2006:

- City Services Corporations Regulations, O. Reg. 609/06
- Financial Activities Regulations, O. Reg. 610/06
- Traditional Municipal Taxes, Limits and Collection, O. Reg. 121/07
- Corporations Incorporated by Build Ontario, O. Reg. 295/09

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Taxation

Fundamentals of Canadian Income Tax, Volume 2: Corporate Tax

Vern Krishna, C.M., Q.C., LL.M. (Harvard), DCL (Cantab)

Volume 2 of **Fundamentals of Canadian Income Tax** picks up from where Volume 1 left off, and examines the fundamental principles of corporate income tax law. This volume introduces students to the income tax implications of corporate, commercial, and family transactions. As with its companion piece, Volume 1, we use a building block approach, starting with basic and fundamental legal principles of alternative business structures and their income tax effects.

We look at the underlying policies and structure for the income taxation of corporations and shareholders, financing arrangements for equity and debt capital, the use of professional corporations, the taxation of business and investment income of private corporations, shareholder compensation, and corporate distributions to shareholders. In addition, we examine the nature of corporate reorganizations, tax-deferred rollovers, and non-arm's length share transfers, amalgamations, winding-up, the taxation of non-residents, transfer pricing, and selected aspects of estate planning.

The text is current to April 2, 2018 and incorporates the changes announced by the Minister of Finance that will be enacted into law later in 2018. It also contains a comprehensive glossary of tax and financial terms, which will be useful for students and practitioners in commercial practices.

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Portable Tax Court Practice, Act and Rules 2018 / Loi et Règles de procédure de la Cour canadienne de l'impôt

Robert McMechan, LL.B., LL.M., Ph.D. and
Gordon Bourgard, LL.B., LL.M.

Portable Tax Court Practice, Act and Rules 2018 / Loi et Règles de procédure de la Cour canadienne de l'impôt is a handbook containing the Act, the Rules and Practice Notes, in a portable version, which will be easy to take to court. Used by tax litigators, this publication provides the rules on how to litigate in Tax Court and is an accompaniment to the Tax Court Practice looseleaf edition.

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New in this edition

- New on ProView
- All legislation has been updated and reflects amendments current to Canada Gaz. Pt. II, Vol. 152:2 (January 24, 2018)
- New Notices to the Public and Profession have been added including Security Screening of Court Visitors and Their Belongings and Québec City Office Relocation
- List of Hearing Coordinators has been updated
- List of Judges of the Tax Court of Canada has been updated
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Practitioner's Income Tax Act 2018, 53rd Edition Supplement

David M. Sherman, B.A., LL.B., LL.M.

The **Practitioner's Income Tax Act 2018, 53rd Edition Supplement** allows you to be up to date with the latest changes to the *Income Tax Act*. This supplement will include all recent legislation since the publication of the 51st edition. And more than just legislative updates, this comprehensive supplement also includes up-to-date amendments and David Sherman's expert insight and detailed annotations. This Supplement features page references to the mainwork, draft legislation in grey shading, and Thomson Reuters' eReader version.

New in this edition

- February 27, 2018 Federal Budget Notice of Ways and Means Motion: extensive proposed amendments and Budget Supplementary Information/Budget chapter excerpts
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Stikeman Income Tax Act Annotated 2018, 63rd Edition – Supplement

Richard W. Pound, O.C., O.Q., Q.C., FCPA, FCA

This supplement includes all recent legislation since the publication of the 63rd edition. More than just legislative updates, this comprehensive supplement also includes up-to-date amendments and Richard Pound's expert insight and detailed annotations. The Supplement features page references to the mainwork and the Thomson Reuters ProView eReader version.

New in this edition

- February 27, 2018 Federal Budget Notice of Ways and Means Motion: extensive proposed amendments and Budget Supplementary Information/Budget chapter excerpts
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La Loi du Praticien – Loi de l'impôt sur le revenu 2018, 37^e édition – Supplément

David M. Sherman, B.A., LL.B., LL.M.

Le supplément de **La Loi du Praticien – Loi de l'impôt sur le revenu, 37^e édition** vous permet d'être à jour avec les plus récents changements à la *Loi de l'impôt sur le revenu*. Ce supplément inclura les lois les plus récentes, depuis la publication de la 37^e édition. Plus que de simples mises à jour législatives, ce supplément exhaustif inclut également les dernières mises à jour ainsi que l'analyse d'expert et les annotations détaillées de David Sherman.

Nouveautés cette année

- L'Avis de motions de voies et moyens accompagnant le budget fédéral du 27 février 2018 : vastes modifications

proposées et extraits de chapitres des mesures fiscales et des renseignements supplémentaires du budget

- Règlements modifiés (reports au titre d'animaux d'élevage, 2014, 2015 et 2016) : modification par adjonction de l'article 7305.01

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La Loi du Praticien – TPS-TVQ 2018, 26^e Édition – Commentée

Étienne Gadbois, LL.B., M. Juris (Oxford), LL.M.

La Loi du Praticien – TPS-TVQ vous offre, dans un format pratique, un aperçu complet des systèmes fiscaux de la TPS et des taxes à la consommation du Québec. Les textes de lois sur la TPS, la TVH (taxe de vente harmonisée), la TVQ (bilingue) et les autres taxes à la consommation (carburants, tabac, etc.) sont enrichis des règlements pertinents, des modifications proposées (incluant les plus récentes modifications budgétaires et celles annoncées dans les bulletins d'information) et d'un éventail complet d'annotations. Cet ouvrage présente, sous chaque disposition législative :

- Les commentaires d'Étienne Gadbois fournissant, sous forme d'annotations concises, des explications sur la législation
- Des notes historiques complètes avec les versions antérieures intégrales
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- Des références aux documents pertinents (règlements, décrets de remise, formulaires, jurisprudence, mémorandums, bulletins d'information technique, énoncés de politique)

Nouveautés cette année

Cette édition a été mise à jour afin de tenir compte des changements législatifs et administratifs depuis la 25^e édition, incluant

toutes les modifications proposées à la *Loi sur la taxe d'accise* et à diverses lois connexes suite au budget fédéral du 27 février 2018, ainsi que les modifications proposées à la *Loi sur la taxe de vente du Québec* par le budget 2018 du Québec. Elle inclut également toutes les publications gouvernementales provenant de l'Agence du revenu du Canada et de Revenu Québec depuis octobre 2017. Voici les principales nouveautés :

- Avis de motion de voies et moyens visant à modifier la *Loi sur la taxe d'accise* et Avis de motion de voies et moyens visant à modifier la *Loi de 2001 sur l'accise* et d'autres lois connexes accompagnants le budget fédéral du 27 février 2018;
- Sanction royale du projet de loi C-63 (*Loi no 2 d'exécution du budget de 2017*) en tant que L.C. 2017, c. 33;
- Propositions législatives et réglementaires liées à la taxation du cannabis, le 10 novembre 2017
- Sanction royale du projet de loi 146 (*Loi donnant suite principalement à des mesures fiscales annoncées à l'occasion du discours sur le budget du 28 mars 2017*) en tant que L.Q. 2017, c. 29
- Bulletins d'information 2017-12, 2017-14 et 2018-2
- Décret 1182-2017, Règlements modifiant divers règlements d'ordre fiscal, G.O.Q., Vol. 149, No. 51, Partie II, le 20 décembre 2017

De plus, l'auteur, M^e Étienne Gadbois, a également mis à jour ses commentaires ciblant les dispositions les plus consultées par les professionnels.

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La Loi du Praticien – Loi sur les impôts du Québec 2018, 24^e édition – Commentée

Marc Lesage, LL.B., LL.M. Fiscalité

Que ce soit pour confirmer une règle de droit, clarifier une question ou alimenter un dossier litigieux, cet ouvrage pratique et efficace vous offre l'information essentielle et à jour concernant la *Loi sur les impôts* du Québec et ses lois connexes. Maintenant publiée deux fois par année, **La Loi du Praticien – Loi sur les impôts du Québec** vous fournit encore plus rapidement les dernières modifications dans votre domaine de pratique. Et grâce à son index consolidé détaillé, vous trouverez rapidement l'information désirée parmi la volumineuse documentation offerte.

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- La *Loi concernant les paramètres sectoriels de certaines mesures fiscales*

Cette 24^e édition a été mise à jour afin d'inclure les modifications proposées par le budget du Québec du 27 mars 2018 à la *Loi sur les impôts du Québec* ainsi que tous les changements législatifs apportés à la *Loi sur les impôts du Québec*, entre le 15 novembre 2017 et le 27 mars 2018 :

- **projet de loi 146**, *Loi donnant suite principalement à des mesures fiscales annoncées à l'occasion du discours sur le budget du 28 mars 2017*, sanctionné en tant que L.Q., 2017, c. 29 le 7 décembre 2017
- **Décret 1182-2017**, *Règlements modifiant divers règlements d'ordre fiscal, publié dans la Gazette officielle du Québec*, Vol. 149, No. 51, Partie II, le 20 décembre 2017
- **Bulletin d'information 2018-1**, *Plafonds et taux régissant l'usage d'une automobile pour l'année 2018*, le 19 janvier 2018
- **Bulletin d'information 2017-14**, *Modifications apportées à diverses mesures à caractère fiscal et harmonisation à certaines mesures fiscales fédérales*, le 20 décembre 2017
- **Bulletin d'information 2017-13**, *Bonification du crédit d'impôt remboursable attribuant une prime au travail*, le 11 décembre 2017
- **Bulletin d'information 2017-11**, *Mesures annoncées à l'occasion de la présentation de la mise à jour du Plan économique du Québec*, le 21 novembre 2017

La présente édition inclut également les commentaires approfondis de Marc Lesage sur les articles les plus consultés de la *Loi sur les impôts* du Québec.

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