



NATIONAL ASSEMBLY

FIRST SESSION

THIRTY-SIXTH LEGISLATURE

Bill 71
(1999, chapter 38)

An Act respecting the transport of bulk material under municipal contracts

Introduced 17 June 1999
Passage in principle 18 June 1999
Passage 18 June 1999
Assented to 19 June 1999

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EXPLANATORY NOTE

The object of this bill is to authorize municipalities to include, in contracts they award through a call for tenders, a stipulation whereby the contracting partner to which the contract has been awarded undertakes to allow truck operators subscribing to the brokerage service of an association holding a brokerage permit issued under the Transport Act to participate in the proportion determined by the municipalities in the trucking work involved in the performance of the contract.

LEGISLATION AMENDED BY THIS BILL :

- Cities and Towns Act (R.S.Q., chapter C-19);
- Municipal Code of Québec (R.S.Q., chapter C-27.1);
- Charter of the city of Montréal (1959-60, chapter 102).

Bill 71

AN ACT RESPECTING THE TRANSPORT OF BULK MATERIAL UNDER MUNICIPAL CONTRACTS

THE PARLIAMENT OF QUÉBEC ENACTS AS FOLLOWS :

1. The Cities and Towns Act (R.S.Q., chapter C-19) is amended by inserting the following section after section 573.1.2 :

“573.1.3. A municipality may, in a contract awarded in accordance with section 573 or 573.1 involving the transport of bulk material, stipulate that small bulk trucking enterprises subscribing to the brokerage service of an association holding a brokerage permit issued under the Transport Act (chapter T-12) shall participate in the performance of the contract in the proportion and on the conditions determined by the municipality, in particular as regards the applicable tariff.”

2. The Municipal Code of Québec (R.S.Q., chapter C-27.1) is amended by inserting the following article after article 936.2 :

“936.3. A municipality may, in a contract awarded in accordance with article 935 or 936 involving the transport of bulk material, stipulate that small bulk trucking enterprises subscribing to the brokerage service of an association holding a brokerage permit issued under the Transport Act (chapter T-12) shall participate in the performance of the contract in the proportion and on the conditions determined by the municipality, in particular as regards the applicable tariff.”

3. The charter of the city of Montréal (1959-60, chapter 102) is amended by inserting the following article after article 107.1 :

“107.2. The city may, in a contract awarded in accordance with article 107 involving the transport of bulk material, stipulate that small bulk trucking enterprises subscribing to the brokerage service of an association holding a brokerage permit issued under the Transport Act (R.S.Q., chapter T-12) shall participate in the performance of the contract in the proportion and on the conditions determined by the city, in particular as regards the applicable tariff.”

4. This Act comes into force on the date to be fixed by the Government. However, before fixing the date of coming into force of this Act, the Government shall satisfy itself that the brokerage services are open to the trucking enterprises and truck operators of other Canadian provinces in accordance with intergovernmental agreements on the opening of public procurement.