



NATIONAL ASSEMBLY

SECOND SESSION

THIRTY-SIXTH LEGISLATURE

Bill 97
(2002, chapter 26)

An Act to amend the Act respecting the Ministère des Régions

Introduced 8 May 2002
Passage in principle 23 May 2002
Passage 12 June 2002
Assented to 13 June 2002

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EXPLANATORY NOTES

This bill amends the Act respecting the Ministère des Régions to authorize the regional county municipalities and any local municipality whose territory is not comprised within the territory of a regional county municipality to enter into any agreement with the Minister of Regions needed to implement a local or regional development policy of the Government.

The bill provides that regional county municipalities and local municipalities signing such agreements have the necessary powers to meet their commitments and exercise their responsibilities under the agreement for the purposes of the implementation of the policy of the Government.

Bill 97

AN ACT TO AMEND THE ACT RESPECTING THE MINISTÈRE DES RÉGIONS

THE PARLIAMENT OF QUÉBEC ENACTS AS FOLLOWS :

1. The Act respecting the Ministère des Régions (R.S.Q., chapter M-25.001) is amended by inserting the following after section 35 :

“CHAPTER III.1

“AGREEMENT FOR THE IMPLEMENTATION OF CERTAIN POLICIES

“35.1. The Minister, with the authorization of the Government, may enter into any agreement with a regional county municipality or local municipality whose territory is not comprised within the territory of a regional county municipality where such an agreement is needed to implement any local or regional development policy of the Government in the territory of that municipality. The authorization of the Government may emanate from the content of the policy.

“35.2. An agreement under section 35.1 shall specify, among other things, any responsibility that is delegated to the regional county municipality or local municipality, and determine the conditions governing the delegation.

“35.3. The regional county municipality or local municipality that is party to an agreement under section 35.1 shall have the necessary powers to meet its commitments and exercise its responsibilities under the agreement for the purposes of the implementation of the policy.

The municipality may, among other things, institute any proceeding and exercise any power required to settle any dispute or disagreement resulting from the carrying out of the agreement.

“35.4. The Municipal Aid Prohibition Act (chapter I-15) does not apply to assistance granted pursuant to an agreement under section 35.1.

“35.5. The third paragraph of section 188 of the Act respecting land use planning and development (chapter A-19.1) does not apply in respect of a decision whereby the council of a regional county municipality enters into an agreement under section 35.1.

“35.6. The council of a regional county municipality may, by by-law, for the purposes of an agreement under section 35.1 and in respect of a local municipality whose territory is not covered by the agreement or only a part of whose territory is covered by the agreement, prescribe criteria for the determination of the number of votes and the number of the population attributed to any representative of the local municipality for the purpose of decision making by the regional county municipality in relation to the carrying out of the agreement. The by-law may also establish criteria for the determination of the proportion of the local municipality’s contribution to the payment of the expenses of the regional county municipality relating to the agreement.”

2. Section 1 has effect from 8 May 2002.

3. This Act comes into force on 13 June 2002.