

NATIONAL ASSEMBLY
Thirty-fourth Legislature, third session

1994, chapter 78

**AN ACT RESPECTING THE FÉDÉRATION DES
TRAVAILLEURS ET TRAVAILLEUSES DU QUÉBEC (FTQ),
ITS AFFILIATES AND THEIR SYNDICATES**

Bill 267

Introduced by Mr Guy Chevrette, Member for Joliette

Introduced 3 May 1994

Passage in principle 17 June 1994

Passage 17 June 1994

Assented to 17 June 1994

Coming into force: 17 June 1994

Act amended: None





CHAPTER 78

An Act respecting the Fédération des travailleurs et travailleuses du Québec (FTQ), its affiliates and their syndicates

[Assented to 17 June 1994]

Preamble

WHEREAS the Fédération des travailleurs et travailleuses du Québec (the FTQ) and its affiliated bodies are entities not endowed with juridical personality;

Whereas, both internally and externally, those entities carry on activities susceptible of creating rights and obligations;

Whereas the FTQ and its affiliated bodies wish to be endowed with juridical personality;

Whereas the current provisions of the Professional Syndicates Act (R.S.Q., chapter S-40) do not enable them to achieve that end without serious inconvenience;

Whereas it is expedient to adapt certain provisions of the said Act to their situation of fact;

THE PARLIAMENT OF QUÉBEC ENACTS AS FOLLOWS:

Petition to
the Inspector
General

1. Notwithstanding subsection 1 of section 1 and the first paragraph of section 19 of the Professional Syndicates Act (R.S.Q., chapter S-40), the FTQ, a local section or other body affiliated to the FTQ, or an association of employees of which at least one local section or one other component is affiliated to the FTQ may present a petition to the Inspector General of Financial Institutions setting forth its intention of being constituted as a legal person governed by the Professional Syndicates Act.

Interpreta-
tion **2.** For the purposes of the petition, subsections 2 and 3 of section 1 of the Professional Syndicates Act shall read as follows:

Petition “(2) (a) The petition of the FTQ shall

i. indicate its object;

ii. state the full name, nationality and address of at least three directors including the president and the secretary general;

iii. indicate the address of its place of business;

iv. apply to the Inspector General of Financial Institutions for authorization to be constituted as a legal person;

v. be accompanied by a sworn statement of any of the signatories to the petition attesting to the accuracy of the facts set out in the petition.

(b) The petition of a local section or other body affiliated to the FTQ, or the petition of an association of employees, of which at least one local section or one other component is affiliated to the FTQ, shall

i. indicate the name of the local section or body;

ii. indicate its object;

iii. assert that at least fifteen employees being Canadian citizens are members thereof;

iv. indicate the address of its place of business;

v. apply to the Inspector General of Financial Institutions for authorization to be constituted as a legal person;

vi. be accompanied by a sworn statement of any of the signatories to the petition attesting to the accuracy of the facts set out in the petition;

vii. be accompanied, in the case of a local section or other body, by an attestation of affiliation issued by the president or secretary general of the FTQ; in the case of an association of employees of which at least one local section or one other component is affiliated to the FTQ, the attestation shall be to the effect that at least one local section or one other component of the petitioner is affiliated to the FTQ.

Authoriza-
tion “(3) The Inspector General of Financial Institutions may, upon a petition accompanied by the required attestations, authorize the constitution of the petitioner as a legal person.”

Status **3.** The constitution of the petitioner as a legal person governed by the Professional Syndicates Act is equivalent to continuance; the rights, property and obligations of the petitioner become the rights, property and obligations of the legal person. Similarly, the structure, articles and by-laws of the petitioner become those of the legal person.

Coming into force **4.** This Act comes into force on 17 June 1994.