

1990, chapter 53

AN ACT RESPECTING THE CESSATION OF THE EXISTENCE OF THE TOWN OF GAGNON

Bill 53

Introduced by Mr Claude Ryan, Minister of Municipal Affairs

Introduced 8 May 1990

Passage in principle 22 June 1990

Passage 20 November 1990

Assented to 21 November 1990

Coming into force: 21 November 1990, except section 5 which comes into force on the date determined under section 1

Acts repealed:

Act to incorporate the town of Gagnon, The Catholic school commission of the town of Gagnon and the Protestant board of school trustees of the town of Gagnon (1959-60, chapter 161)

Act to amend the Act to incorporate the town of Gagnon, The Catholic school commission of the town of Gagnon and the Protestant board of school trustees of the town of Gagnon (1964, chapter 96)

Act respecting the town of Gagnon (1980, chapter 52)





CHAPTER 53

An Act respecting the cessation of the existence of the town of Gagnon

[Assented to 21 November 1990]

THE PARLIAMENT OF QUÉBEC ENACTS AS FOLLOWS:

Cessation
of existence

1. The town of Gagnon shall cease to exist from the date determined by the Minister of Municipal Affairs and its territory shall, from that date, become an unorganized territory within the territory of the regional county municipality of Caniapiscau. The Minister shall publish a notice of his decision in the *Gazette officielle du Québec*.

Immovable
property

2. The Minister of Energy and Resources becomes, from the date determined under section 1, the owner of the immovable property belonging to the town.

Rights and
obligations

3. The Minister of Municipal Affairs shall assume, from the date on which the town ceases to exist, the obligations of the town in respect of its creditors and its rights in respect of its debtors. The Commission municipale du Québec shall exercise the rights and assume the obligations conferred on the Minister under this section and shall become, without continuance of suit, a party to all proceedings in the place and stead of the town of Gagnon.

Transfer

4. On or after the date determined under section 1, the Minister of Municipal Affairs shall transfer to Normines Inc. any surplus remaining in the general fund or working fund of the town as well as any excess amount referred to in section 7 of the Act respecting municipal debts and loans (R.S.Q., chapter D-7). No such transfer shall be made unless the company has repaid, in capital and interest, all payments mentioned in Schedule "B" to the agreement to assume the bonded debt of the town of Gagnon entered into by the town of

Gagnon and Sidbec-Normines Inc. and ratified by the Commission municipale du Québec on 8 November 1985 under number 190830 of its minutes.

1959-60,
c. 161;
1964, c. 96;
1980, c. 52;
repealed

5. Chapter 161 of the statutes of 1959-60, chapter 96 of the statutes of 1964 and chapter 52 of the statutes of 1980 are repealed.

Validity of
contracts

6. The contract entered into on 14 November 1986 between the town of Gagnon and Sidbec-Normines Inc. and registered on 20 November 1986 at the registry office of the registration division of Saguenay under number 143024 and the contract entered into on 28 June 1988 between Normines Inc. and Her Majesty in right of Québec and registered on 5 July 1988 at the registry office of the registration division of Saguenay under number 150183 cannot be invalidated on the grounds that the first of those two contracts was entered into when the town had omitted to pass a by-law in accordance with the Act respecting sales of public utilities (R.S.Q., chapter V-4) and to obtain all the approvals required under the said Act.

Registration
of true
copy

The registration of a true copy of this Act is made by deposit. Upon the deposit, the registrar shall inscribe, in the margins of the deeds registered under numbers 143024 and 150183 the words "Confirmed by the Act registered under number ... as to any defect remedied by the said Act".

Minister
responsible

7. The Minister of Municipal Affairs is responsible for the administration of this Act.

Coming into
force

8. This Act comes into force on 21 November 1990, except section 5 which comes into force on the date determined under section 1.