

1989, chapter 18

AN ACT RESPECTING EDUCATIONAL INSTITUTIONS AT THE UNIVERSITY LEVEL

Bill 128

Introduced by Mr Claude Ryan, Minister of Higher Education and Science

Introduced 2 May 1989

Passage in principle 6 June 1989

Passage 14 June 1989

Assented to 19 June 1989

Coming into force: 19 June 1989

Acts amended:

Act respecting private education (R.S.Q., chapter E-9)

University Investments Act (R.S.Q., chapter I-17)

Act respecting the Corporation de l'École Polytechnique de Montréal (1987, chapter 135)

Act respecting the Corporation de l'École des Hautes Études Commerciales de Montréal (1987, chapter 136)





CHAPTER 18

An Act respecting educational institutions at the university level

[Assented to 19 June 1989]

THE PARLIAMENT OF QUÉBEC ENACTS AS FOLLOWS:

Educational
institutions
at university
level

1. The following institutions are educational institutions at the university level:

- (1) the Université Laval;
- (2) The Royal Institution for the Advancement of Learning (McGill University);
- (3) Bishop's University;
- (4) the Université de Montréal;
- (5) the École Polytechnique de Montréal;
- (6) the École des Hautes Études Commerciales de Montréal;
- (7) Concordia University;
- (8) the Université de Sherbrooke;
- (9) the University of Québec and its constituent universities;
- (10) any faculty, school or institute of any of the institutions contemplated in paragraphs 1 to 9 which is managed by a corporation separate from that which administers such institution;
- (11) any institution of higher education affiliated with, incorporated in or annexed to an institution contemplated in any of paragraphs 1 to 9 pursuant to an agreement approved by the Minister;

(12) the Collège militaire Royal de Saint-Jean;

(13) any establishment of higher education constituted by an Act of another Canadian province and recognized by the Government of Québec, upon the recommendation of the Conseil des universités.

Degrees,
diplomas and
certificates

2. No person other than the following, or a representative thereof, may confer degrees, diplomas, certificates or any other attestation of university studies:

(1) an institution contemplated in section 1;

(2) a corporation or body in which the power to confer degrees, diplomas, certificates or any other attestation of university studies is vested by an Act of Parliament.

Exclusive
title

3. No person may use the word “university” to designate or qualify an institution in such a way as to lead to the belief that an educational institution at the university level is operated in Québec, unless the institution is contemplated in section 1.

Instructional
program

4. No person may use the word “university” to qualify an instructional program or advertize such program as being provided by an educational institution at the university level in such a way as to lead to the belief that the instruction provided in Québec is of university level, unless such instruction is provided by

(1) an institution contemplated in section 1;

(2) the Institut de tourisme et d’hôtellerie du Québec.

(3) a corporation or body in which the power to confer degrees, diplomas, certificates or any other attestation of university studies is vested by an Act of Parliament.

Offence and
penalty

5. Every person who contravenes any provision of section 2, 3 or 4 is guilty of an offence and is liable, in the case of a natural person, to a fine of \$100 to \$500 and, in the case of a legal person, to a fine of \$200 to \$1 000.

Subsequent
offence

For each subsequent offence within two years of conviction for an offence under the same provision, the fine shall be of \$200 to \$1 000 in the case of a natural person and of \$400 to \$2 000 in the case of a legal person.

c. E-9,
s. 2, am.

6. Section 2 of the Act respecting private education (R.S.Q., chapter E-9), amended by section 700 of chapter 84 of the statutes of 1988, is again amended

(1) by replacing subparagraph *c* by the following subparagraph:

“(c) the educational institutions at the university level contemplated in section 1 of the Act respecting educational institutions at the university level (1989, chapter 18);”;

(2) by striking out subparagraph *d*.

c. I-17,
s. 1, am.

7. Section 1 of the University Investments Act (R.S.Q., chapter I-17), amended by section 88 of chapter 41 of the statutes of 1988, is again amended by replacing subparagraphs 1 to 3 of paragraph *a* by the following subparagraph:

“(1) any of the educational institutions at the university level contemplated in paragraphs 1 to 11 of section 1 of the Act respecting educational institutions at the university level (1989, chapter 18);”.

1987, c. 135,
s. 9, am.

8. Section 9 of the Act respecting the Corporation de l'École Polytechnique de Montréal (1987, chapter 135) is amended by striking out the first paragraph.

1987, c. 136,
s. 9, am.

9. Section 9 of the Act respecting the Corporation de l'École des Hautes Études Commerciales de Montréal (1987, chapter 136) is amended by striking out the first paragraph.

Minister
responsible

10. The Minister of Higher Education and Science is responsible for the administration of this Act.

Coming into
force

11. This Act comes into force on 19 June 1989.