

1982, chapter 21

AN ACT RESPECTING THE CONSTITUTION ACT, 1982

Bill No. 62

Introduced by Mr Marc-André Bédard, Minister of Justice

First reading: 5 May 1982

Second reading: 2 June 1982

Third reading: 23 June 1982

Assented to: 23 June 1982

Coming into force: 23 June 1982

Act amended: None



CHAPTER 21

An Act respecting the Constitution Act, 1982

[Assented to 23 June 1982]

HER MAJESTY, with the advice and consent of the National Assembly of Québec, enacts as follows:

DIVISION I

PROVISIONS RELATING TO SECTION 33 OF THE CONSTITUTION ACT, 1982

Acts
adopted
before 17
April 1982.

1. Each of the Acts adopted before 17 April 1982 is replaced by the text of each of them as they existed at that date, after being amended by the addition, at the end and as a separate section, of the following:

Exception.

“This Act shall operate notwithstanding the provisions of sections 2 and 7 to 15 of the Constitution Act, 1982 (Schedule B of the Canada Act, chapter 11 in the 1982 volume of the Acts of the Parliament of the United Kingdom).”

Separate
Act.

The text so amended of each of these Acts constitutes a separate Act.

Force of
law.

No such Act is to be construed as new law except for the purposes of section 33 of the Constitution Act, 1982; for all other purposes, it has force of law as if it were a consolidation of the Act it replaces.

Effect.

Every provision of such an Act shall have effect from the date the provision it replaces took effect or is to take effect.

Reference.

Such an Act must be cited in the same manner as the Act it replaces.

Acts
adopted
between 17
April 1982
and 23
June 1982.

2. Each of the Acts adopted between 17 April 1982 and 23 June 1982 is replaced by the text of each of them as they existed on 23 June 1982, after being amended by the addition, at the end and as a

separate section, of the derogatory provision set out in the first paragraph of section 1.

Applica-
bility.

The second, third, fourth and fifth paragraphs of section 1 apply, *mutatis mutandis*, to the Acts referred to in the first paragraph.

Printing
and dis-
tribution.

3. The formalities respecting the printing and distribution of the Acts do not apply to an Act enacted under section 1, to the extent that such formalities have already been observed in respect of the Act it replaces.

Printing
and dis-
tribution.

2. The same holds true in respect of an Act enacted under section

DIVISION II

PROVISION RELATING TO SECTION 59 OF THE CONSTITUTION ACT, 1982

Consent
of the
National
Assembly.

4. The Government shall not authorize a proclamation under subsection 1 of section 59 of the Constitution Act, 1982 without obtaining the prior consent of the National Assembly of Québec.

DIVISION III

FINAL PROVISIONS

Exception.

5. This Act shall operate notwithstanding the provisions of sections 2 and 7 to 15 of the Constitution Act, 1982.

Sanction.

6. The sanction of this Act is valid for each of the Acts enacted under section 1 or 2.

Coming
into force.

7. This Act comes into force on the day of its sanction.

Retroac-
tive effect.

However, section 1 and the first paragraph of section 3 have effect from 17 April 1982; section 2 and the second paragraph of section 3 have effect from the date from which each of the Acts replaced under section 2 came into force.