



NATIONAL ASSEMBLY

FIRST SESSION

THIRTY-FIFTH LEGISLATURE

Bill 78

An Act respecting the composition of certain bodies

Introduction

**Introduced by
Mr Guy Chevrette
Minister of Municipal Affairs**



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EXPLANATORY NOTES

This bill amends the Act respecting the Commission municipale, the Act respecting municipal taxation and the Act respecting the Régie du logement to redefine the conditions on which a member or commissioner may remain in office after the expiry of his term.

Secondly, it amends the Act respecting the Commission municipale to withdraw the Government's power to appoint additional members.

Lastly, the bill provides transitional rules applicable to members and commissioners in office on the date of assent to the bill.

ACTS AMENDED BY THIS BILL:

- Act respecting the Commission municipale (R.S.Q., chapter C-35);
- Act respecting municipal taxation (R.S.Q., chapter F-2.1);
- Act respecting the Régie du logement (R.S.Q., chapter R-8.1).

Bill 78

An Act respecting the composition of certain bodies

THE PARLIAMENT OF QUÉBEC ENACTS AS FOLLOWS:

1. Section 5 of the Act respecting the Commission municipale (R.S.Q., chapter C-35) is amended by striking out the second paragraph.

2. The said Act is amended by inserting, after section 5, the following section:

“5.0.1 Every member of the Commission may, at the end of his term, with the authorization of the president and for the period he determines, continue to perform his duties for the purpose of concluding matters he has begun to hear and on which he has yet to rule.”

3. Section 5.1 of the said Act is repealed.

4. The Act respecting municipal taxation (R.S.Q., chapter F-2.1) is amended by inserting, after section 95, the following section:

“95.1 Every member of the board may, at the end of his term, with the authorization of the chairman and for the period he determines, continue to perform his duties for the purpose of concluding matters he has begun to hear and on which he has yet to rule.”

5. The Act respecting the Régie du logement (R.S.Q., chapter R-8.1) is amended by inserting, after section 14, the following section:

“14.1 Every commissioner may, at the expiry of his term, with the authorization of the chairman and for the period he determines, continue to perform his duties for the purpose of concluding matters he has begun to hear and on which he has yet to rule.”

6. Section 15 of the said Act is amended by striking out the first paragraph.

7. The members of the Commission municipale du Québec or of the Bureau de révision de l'évaluation foncière du Québec and the commissioners of the Régie du logement whose terms, on (*insert here the date of assent to this Act*) have not expired, may not remain in office after the expiry of their terms except on the conditions set out in the new provisions enacted by sections 2, 4 and 5 of this Act.

The members or commissioners whose terms had expired before (*insert here the date of assent to this Act*) but who are still in office on that date, shall remain in office for the period to be determined by the president or chairman of the body for the purpose of concluding matters they have begun to hear and on which they have yet to rule.

8. The members of the Commission municipale du Québec appointed under section 5.1 of the Act respecting the Commission municipale shall remain in office, notwithstanding the repeal of that section by section 3 of this Act, until the expiry of their terms or, after the expiry of their terms, with the authorization of the president and for the period he determines, for the purpose of concluding matters they have begun to hear and on which they have yet to rule.

9. This Act comes into force on (*insert here the date of assent to this Act*).