



NATIONAL ASSEMBLY

SECOND SESSION

THIRTY-FOURTH LEGISLATURE

Bill 115

**An Act to amend the Act respecting
the Ministère de la Main-d'oeuvre,
de la Sécurité du revenu et de la
Formation professionnelle**

Introduction

Introduced by
Mr André Bourbeau
Minister of Manpower, Income Security and Vocational Training

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EXPLANATORY NOTES

This bill amends the Act respecting the Ministère de la Main-d'oeuvre, de la Sécurité du revenu et de la Formation professionnelle, principally to establish requirements concerning the preparation and proof of the Department's documents.

In addition, the bill sets out the conditions applicable to the agreements that the Minister of Manpower, Income Security and Vocational Training may enter into with a foreign government, department or body for the exchange of the nominative information required to ascertain a person's eligibility for the programs administered by the Minister and the other government, department or body.

Finally, the bill gives the Minister the power to enter into contracts with a view to fixing the price of goods or services all or part of which will be paid for by him within the scope of a program for which he is responsible.

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An Act to amend the Act respecting the Ministère de la Main-d'oeuvre, de la Sécurité du revenu et de la Formation professionnelle

THE PARLIAMENT OF QUÉBEC ENACTS AS FOLLOWS:

1. Section 4 of the Act respecting the Ministère de la Main-d'oeuvre, de la Sécurité du revenu et de la Formation professionnelle (R.S.Q., chapter M-19.1) is amended by inserting, after the first paragraph, the following paragraphs:

“Such an agreement may permit the exchange of nominative information obtained under an Act that the Minister is responsible for carrying out or under an equivalent Act administered by such government, department or body, and required for the purpose of ascertaining a person's eligibility for the programs contemplated by such Acts or for the prevention, detection or repression of an offence under any such Act.

An agreement referred to in the second paragraph shall be submitted to the Commission d'accès à l'information for an opinion in accordance with the procedure prescribed in section 70 of the Act respecting Access to documents held by public bodies and the Protection of personal information (R.S.Q., chapter A-2.1).”

2. The said Act is amended by inserting, after section 5.3, the following section:

“5.4 The Minister may enter into a contract with a view to fixing the price of goods or services where he is to pay all or part of the cost of the supply of such goods or services within the scope of a program for which he is responsible.

Any allowance or other benefit relating to a type of goods or service that is the subject of such a contract shall be granted on the conditions prescribed in the program.”

3. The said Act is amended by inserting, after section 15.1, the following sections:

“15.2 A decision made or certificate issued pursuant to an Act that the Minister is responsible for carrying out need not be signed, but it must contain the name of the person who made or issued it.

“15.3 A document or copy of a document emanating from the Department or forming part of its records is authentic where it is signed or certified true by a person referred to in section 14.

“15.4 An intelligible transcription in writing of a decision, certificate or other data stored by the Department on a computer or on any other magnetic medium is a document of the Department and is proof of its contents where certified true by a person referred to in section 14.

“15.5 A decision made or certificate issued pursuant to an Act that the Minister is responsible for carrying out is presumed to have been made or issued and sent out on the date indicated therein.”

4. Sections 15.2 and 15.4, enacted by section 3 of this Act, have effect from 1 July 1989.

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