

NATIONAL ASSEMBLY

FIRST SESSION

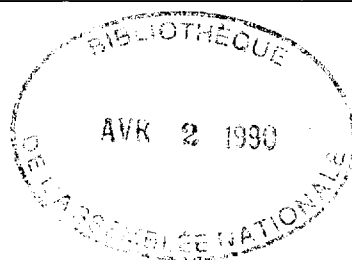
THIRTY-FOURTH LEGISLATURE

Bill 29

An Act to amend the Act respecting the Communauté urbaine de Montréal

Introduction

**Introduced by
Mr Yvon Picotte
Minister of Municipal Affairs**



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EXPLANATORY NOTES

The object of this bill is to relax the rules relating to the length of the terms of office of members of the select committees of the Communauté urbaine de Montréal, of the chairman and vice-chairman of the Council of the Community and of the members of the board of directors of the Société de transport of the Community who are also members of the council of a municipality. The length of the terms will, in the future, be fixed by the Council of the Community or by the Government. As it is now the case, terms of office will end prematurely when office holders cease to be members of the Council of the Community before the expiry of the fixed period. However, contrary to the provisions of the current Act, a person will be deemed to cease to be a member of the Council of the Community at the expiry of his term as mayor or councillor of a municipality, even if his new term begins immediately thereafter.

Furthermore, the bill abolishes the rule according to which the vice-chairman of the Council or of a committee of the Community ceases to hold office on the date on which the chairman appointed at the same time as, or in office when, he was appointed, ceases to hold the office of chairman.

Finally, the bill changes the name of the public transport committee of the Community to that of "transportation committee".

Bill 29

An Act to amend the Act respecting the Communauté urbaine de Montréal

THE PARLIAMENT OF QUÉBEC ENACTS AS FOLLOWS:

1. Section 82 of the Act respecting the Communauté urbaine de Montréal (R.S.Q., chapter C-37.2) is amended by replacing the words “public transport” in paragraph 5 by the word “transportation”.

2. Section 82.1 of the said Act is amended by replacing the words “public transport” in the second line of the first paragraph by the word “transportation”.

3. Section 82.4 of the said Act, amended by section 11 of chapter 56 of the statutes of 1989, is replaced by the following section:

“82.4 The Council or the Government, as the case may be, shall fix the term of office of a member it appoints to a committee.

However, a person who ceases to be a member of the Council shall cease, at the same time, to be a member of the committee.

For the purposes of the second paragraph, a person shall cease to be a member of the Council at the expiry of his term as member of the council of a municipality even if his new term begins immediately thereafter.”

4. Section 82.8 of the said Act is amended

(1) by striking out the second paragraph;

(2) by replacing the words “mentioned in the first or second paragraph” in the second and third lines of the third paragraph by the words “applicable under the first paragraph”;

(3) by replacing the words “and second paragraphs” in the first line of the fourth paragraph by the word “paragraph”.

5. Section 101.1 of the said Act, amended by section 12 of chapter 56 of the statutes of 1989, is replaced by the following section:

“101.1 The Council shall fix the term of office of its chairman and vice-chairman.

However, a person who ceases to be a member of the Council shall cease, at the same time, to be the chairman or vice-chairman thereof.

For the purposes of the second paragraph, a person shall cease to be a member of the Council at the expiry of his term as member of the council of a municipality even if his new term begins immediately thereafter.”

6. Section 101.2 of the said Act is amended by striking out the second paragraph.

7. Section 241 of the said Act is amended by replacing the words “, is four years and it” in the second line of the first paragraph by the words “shall be that fixed by the Council and”.

8. Section 243 of the said Act is amended by replacing the words “four years” in the second line by the words “that fixed by the board of directors”.

9. Section 245 of the said Act is amended by adding, at the end of the first paragraph, the following sentence: “For the purposes of this paragraph, a person shall cease to be a member of the Council at the expiry of his term as member of the council of a municipality even if his new term begins immediately thereafter.”

10. Every person who, on (*insert here the date of the day preceding the coming into force of this Act*), is a member of the council of a municipality and holds office as member of a committee listed in section 82 of the Act respecting the Communauté urbaine de Montréal, as chairman or vice-chairman of the Council of the Community, or as member of the board of directors of the Société de transport de la Communauté urbaine de Montréal shall remain in office until the earliest of the following events:

(1) the expiry of a period of four years after his last appointment to such office;

(2) the expiry or premature termination of his term as member of the council of a municipality;

(3) the premature termination of his term as holder of the office, for a reason set out in the Act respecting the Communauté urbaine de Montréal.

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