



NATIONAL ASSEMBLY

FIRST SESSION

THIRTY-THIRD LEGISLATURE

Bill 57

An Act to amend the Act respecting the Makivik Corporation

Introduction

**Introduced by
Mr Gérard D. Levesque
Minister of Finance**

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EXPLANATORY NOTES

This bill amends the Act respecting the Makivik Corporation to grant the Makivik Corporation discretion in determining the manner of election of certain members of its board of directors.

This bill also makes all the consequent concordance amendments to the Act.

ACT AMENDED BY THIS BILL:

— The Act respecting the Makivik Corporation (R.S.Q., chapter S-18.1)

Bill 57

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THE PARLIAMENT OF QUÉBEC ENACTS AS FOLLOWS:

1. The Act respecting the Makivik Corporation (R.S.Q., chapter S-18.1) is amended by replacing section 18 by the following section:

“18. The election of the members of the board other than the representatives of the Inuit communities elected in accordance with section 16 takes place at the time and in the manner prescribed in the by-laws of the Corporation or, failing such by-laws, at the annual general meeting of the members of the Corporation.”

2. Section 20 of the said Act is amended by replacing the first paragraph by the following paragraphs:

“20. The term of each member of the board of directors contemplated in sections 16 and 17 commences at the termination of the annual general meeting immediately following his election or appointment, as the case may be.

The term of each member contemplated in section 18 commences at the time prescribed in the by-laws of the Corporation or, if he is elected at the annual general meeting, at the termination of the meeting.”

3. Section 21 of the said Act is amended by replacing the words: “the annual general meeting elect an insufficient number of representatives” in the second and third lines by the words: “an insufficient number of the representatives contemplated in section 18 be elected”.

4. Section 22 of the said Act is amended

(1) by inserting, after subparagraph *a* of the first paragraph, the following subparagraph:

“(a.1) any vacancy created by a member of the board elected at the time and in the manner prescribed in the by-laws of the Corporation shall be filled in the manner prescribed in the by-laws;”;

(2) by inserting after the word “directors” in the first line of the second paragraph, the following: “contemplated in subparagraphs *a*, *b*, *c* and *d*”.

5. Section 23 of the said Act is amended by inserting, after the word “community” in the third line, the following words: “at the time prescribed in the by-laws of the Corporation in the case of a member elected at the time and in the manner prescribed in the by-laws”.

6. Section 26 of the said Act is amended

(1) by adding, after subparagraph *g* of the first paragraph, the following subparagraph:

“(h) the time and manner of election of the members of the board contemplated in section 18; in this case, the by-laws shall prescribe the manner of filling a vacancy created by one of these members and the time of commencement of the term of office of these members.”;

(2) by inserting, after the word “by-laws” in the first line of the second paragraph, the following: “, except those concerning matters referred to in subparagraph *h*,”.

7. Where, after the coming into force of the by-laws contemplated in subparagraph *h* of the first paragraph of section 26 of the Act respecting the Makivik Corporation, a vacancy is created on the board of directors by a member elected at an annual general meeting held before the coming into force of the by-laws, the unexpired portion of the term of the member shall be filled in the manner prescribed in the by-laws of the Corporation.

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