



NATIONAL ASSEMBLY

FIRST SESSION

THIRTY-THIRD LEGISLATURE

Bill 23

An Act to amend the Act respecting the Ministère des Transports

Introduction

**Introduced by
Mr Marc-Yvan Côté
Minister of Transport**



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EXPLANATORY NOTES

The object of this bill is to authorize the Minister of Transport to include a protection clause providing for the participation of bulk trucking permit holders in the performance of contracts awarded after calls for public tenders for the execution of road works.

The bill also provides for the validation of such a protection clause where a municipality, acting on behalf of the Minister of Transport by agreement with him, includes such a clause in its contracts.

Bill 23

An Act to amend the Act respecting the Ministère des Transports

THE PARLIAMENT OF QUÉBEC ENACTS AS FOLLOWS:

1. The Act respecting the Ministère des Transports (R.S.Q., chapter M-28), amended by the Act to amend the Transport Act, the Act respecting the Ministère des Transports and the Roads Act (1986, chapter 67) is again amended by inserting, after section 11.5, the following section:

“11.6 For the purposes of paragraph *i* of section 3, the Minister may, in contracts to which he is a party, including contracts awarded after calls for public tenders, stipulate that holders of bulk trucking permits issued under the Transport Act (R.S.Q., chapter T-12) shall participate in the performance of the contract to the extent and on the conditions he determines.

The Minister may also require a municipal corporation to include a similar stipulation for the benefit of such permit holders in any contracts it awards in carrying out an agreement made with the Minister of Transport for the execution of road works referred to in paragraph *i* of section 3.

In carrying out an agreement referred to in the second paragraph, a municipal corporation may even include the stipulation in contracts which also include works other than those provided for in the agreement.”

2. Subject to any pending cases, any contractual stipulations by which the Minister of Transport or a municipal corporation imposes the participation of bulk trucking permit holders in the execution of road works referred to in paragraph *i* of section 3 of the Act respecting the Ministère des Transports are hereby validated.

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