

NATIONAL ASSEMBLY

FIRST SESSION

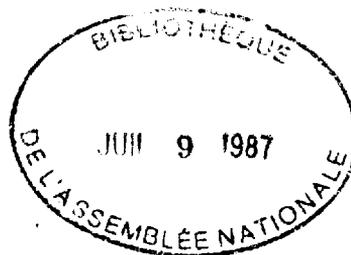
THIRTY-THIRD LEGISLATURE

Bill 60

**An Act to amend the Act respecting
the Ministère des Transports
with regard to the storage of property**

Introduction

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



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EXPLANATORY NOTES

The object of this bill is to authorize peace officers to take possession of property and place it in storage at the expense of the owner where the property is used in committing an offence on government property, such as a highway rest area, under the administration of the Minister of Transport.

In such a case, the Minister of Transport would be authorized to dispose of the property in accordance with conditions already provided in the Act.

Bill 60

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THE PARLIAMENT OF QUÉBEC ENACTS AS FOLLOWS:

1. The Act respecting the Ministère des Transports (R.S.Q., chapter M-28), amended by chapter 67 of the statutes of 1986 and by chapter (*insert here the chapter number of Bill 23*) of the statutes of 1987, is again amended by inserting, after section 12.2, the following section:

“12.03 Every peace officer who, in the performance of his duties under this Act, has reasonable ground to believe that an object, a facility or equipment is used in contravention of a regulation under paragraph *c* of section 12.1, by a person not authorized by a contract made pursuant to section 12.2, or by his agent, may, without the permission of the owner, take possession thereof, remove it and store it at the owner's expense.

The peace officer shall notify the Minister without delay of the name and address of the person who was in possession of the object, facility or equipment.”

2. Section 12.3 of the said Act is replaced by the following sections:

“12.3 The Minister may cause any object left on property in contravention of the regulations under section 12.1 to be removed and stored at its owner's expense.

“12.04 The Minister may dispose of any object, facility or equipment stored, within thirty days of the date of its storage, if its owner has not claimed it or if he refuses to pay the cost of removal and storage.

Where the Minister disposes of any object, facility or equipment, he is not responsible for it unless it has been sold, in which case he is responsible only for the proceeds of the sale, less the cost of removal and storage.”

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