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# NATIONAL ASSEMBLY

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FOURTH SESSION

THIRTY-SECOND LEGISLATURE

Bill 80

## **An Act respecting the Ordre national du Québec**

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**Introduction**

**Introduced by  
Mr Pierre Marc Johnson  
Minister for Canadian  
Intergovernmental Affairs**



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## EXPLANATORY NOTES

*This bill proposes the establishment of the Ordre national du Québec.*

*The bill proposes that the order will be composed of the persons honoured by the Government with the title of grand officer or officer of the Ordre national du Québec and the persons who have been awarded the medal of the Ordre national du Québec to testify to the pride felt by the people of Québec at the exceptionally meritorious action of these persons.*

*This bill also provides for the establishment of a Conseil de l'Ordre, which will have the function of advising the Prime Minister on the appointments he intends to recommend to the Government. The bill contains the rules for appointment of the president of the council, determines the frequency and the place of council meetings, and permits the members of the council to receive an attendance allowance and the reimbursement of the expenses they incur in performing their duties.*

*The council will be empowered to adopt by-laws of internal management. Its secretarial needs will be filled by the Ministère du Conseil exécutif.*

*Finally, the bill empowers the Government to make regulations for the purpose of determining the insignia of the order, the form of the insignia, and the procedure by which they are awarded. The insignia will remain the property of the Government at all times.*

*The Prime Minister will be responsible for the administration of the Act.*

# Bill 80

## An Act respecting the Ordre national du Québec

THE PARLIAMENT OF QUÉBEC ENACTS AS FOLLOWS:

### DIVISION I

#### THE ORDRE NATIONAL DU QUÉBEC

#### § 1.—*Establishment and Composition*

- 1.** The Ordre national du Québec is hereby established.
- 2.** The order is composed of all the persons appointed in accordance with this Act to one of the following degrees:
  - (1) grand officer of the Ordre national du Québec;
  - (2) officer of the Ordre national du Québec;
  - (3) recipient of the medal of the Ordre national du Québec.

#### § 2.—*Appointment*

**3.** The Government, on the recommendation of the Prime Minister, may appoint any person resident in Québec a grand officer of the Ordre national du Québec, an officer of the Ordre national du Québec or a recipient of the medal of the Ordre national du Québec.

The appointment may also be made posthumously.

**4.** A distinguished person who is not resident in Québec but on whom the Québec Government wishes to bestow an honorary distinction may be appointed a grand officer or officer of the Ordre national du

Québec or recipient of the medal of the Ordre national du Québec in the manner provided in section 3.

**5.** Except in the case of section 4, the Prime Minister shall seek the advice of the Conseil de l'Ordre before recommending to the Government that an appointment be made under this Act.

**6.** A recipient of the medal of the order may be promoted to grand officer or officer of the order in the manner provided in section 3, and such an officer may be promoted to grand officer of the order.

Notwithstanding the first paragraph, no person appointed thereunder may hold two or more appointments simultaneously.

**7.** Notwithstanding section 3, no Member of the National Assembly may, during his term of office, be appointed a grand officer or officer of the order or recipient of the medal of the order. Nor may he be promoted in accordance with section 6 during that time.

**8.** A person ceases to be a member of the order

(1) on the day his resignation is received by the president of the Conseil de l'Ordre;

(2) on the day he is struck by the Government on the recommendation of the Prime Minister.

**9.** An appointment made in accordance with this Act confers no privilege other than that of having a fixed rank under the rules of protocol obtaining in Québec.

## DIVISION II

### THE CONSEIL DE L'ORDRE

**10.** The order is administered by a council composed of nine members of the order.

**11.** The council has the responsibility of advising the Prime Minister in respect of the appointment of grand officers or officers of the order or recipients of the medal of the order.

The Prime Minister may also seek the advice of the council on any other matter he sees fit.

**12.** The members of the council are elected for three years by the members of the order.

Each class of members of the order mentioned in section 2 must have at least one representative on the council.

The members of the council shall elect one of their number as president.

**13.** The president of the council is elected for two years. His term is not renewable consecutively.

**14.** The president shall see to the functioning of the council, call and preside at its meetings and assume all other functions assigned to him by this Act and the by-laws of the council.

The president shall, in addition, call and preside over all meetings of the members of the order.

**15.** In the unavoidable absence of the president, any other member of the council may call a meeting of the council or of the members of the order.

The members present shall then elect one of their number to chair the sitting.

**16.** The council shall meet at least once a year.

The council may hold its sittings anywhere in Québec.

**17.** The council may adopt by-laws for its internal management.

**18.** The members of the council are entitled, to the extent and on the conditions fixed by the Government, to an attendance allowance and the reimbursement of the expenses they incur in performing their duties.

[[**19.** The Ministère du Conseil exécutif shall put such secretarial services at the disposal of the council as it requires to carry out its functions.

The sums required for the purposes of this section are taken out of the sums granted annually by Parliament to the Ministère du Conseil exécutif.]]

**20.** The secretary general of the Conseil exécutif is the custodian of the register of signatures, the records of the order and the matrixes of the insignia of the order.

### DIVISION III

#### INSIGNIA

**21.** The Government, by regulation, may

(1) determine the insignia that may be conferred on a person appointed a grand officer or officer of the order or recipient of the medal of the order;

(2) prescribe the form of the insignia;

(3) determine the procedure by which they are awarded and granted.

Regulations made under this Act come into force fifteen days after their publication in the *Gazette officielle du Québec* or on any later date fixed therein.

**22.** Only a grand officer or officer of the order or a recipient of the medal of the order is entitled to wear the insignia awarded to him pursuant to this Act.

**23.** Except in such cases as the Government may determine by regulation, the insignia of the order remain the property of the Government.

**24.** Any person ceasing to be a grand officer or officer of the order or a recipient of the medal of the order otherwise than as a result of his death shall immediately return to the president of the Conseil de l'Ordre the insignia awarded to him upon his appointment.

#### DIVISION IV

##### TRANSITIONAL AND FINAL PROVISIONS

**25.** The Government, on the recommendation of the Prime Minister, shall appoint the first grand officers and officers of the order and recipients of the medal of the order in sufficient number to permit the election of the first Conseil de l'Ordre.

The first council shall be made up as follows:

(1) three persons elected for a term of three years;

(2) three persons elected for a term of two years;

(3) three persons elected for a term of one year.

[[**26.** The sums required for the administration of this Act are taken for the fiscal period 1984-85 out of the consolidated revenue fund, to such extent as the Government may determine.]]

**27.** The Prime Minister is responsible for the administration of this Act.

**28.** This Act shall operate notwithstanding the provisions of sections 2 and 7 to 15 of the Constitution Act, 1982 (Schedule B of the Canada Act, chapter 11 in the 1982 volume of the Acts of the Parliament of the United Kingdom).

**29.** This Act comes into force on (*insert here the date on which this Act is assented to*).