

THIRD SESSION
THIRTY-FIRST LEGISLATURE

ASSEMBLÉE NATIONALE DU QUÉBEC

Bill 54

An Act to amend the Public Service Board Act

First reading
Second reading
Third reading

M. LOUIS O'NEILL
Ministre des communications

L'ÉDITEUR OFFICIEL DU QUÉBEC

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EXPLANATORY NOTE

The object of this bill is to ensure continuity of service to the public where the Board cancels the authorization to operate a public service, and to provide for the safeguard of the interests of the owners and beneficiaries of the undertaking and its employers.

Sec. 1. *Sections 23 a to 23 c proposed by section 1 are entirely new legislation.*

Bill 54

An Act to amend the Public Service Board Act

HER MAJESTY, with the advice and consent of the Assemblée nationale du Québec, enacts as follows:

1. The Public Service Board Act (Revised Statutes, 1964, chapter 229) is amended by inserting after section 23 the following sections:

“23a. (1) The Board, when cancelling an authorization to operate a public service in conformity with section 23, may order the transfer of the whole or part of the property, rights and obligations of that service to another public service.

(2) If the owners of the undertakings concerned do not agree on the prices, terms and conditions of the transfer or on an arbitration for that purpose within sixty day after that order, the Board shall determine the prices, terms and conditions of the transfer applicable to each of the undertakings concerned.

(3) The order of the Board declaring the cancellation of an authorization to operate and the transfer provided for in subsection 1 is executory notwithstanding any appeal.

“23b. To ensure continuity of service to the public while a request for cancellation of an authorization under section 23 is at issue, or after such an authorization has been cancelled, the Board shall ensure that the regular services of the undertaking concerned are maintained.

“23c. The employees of the public service whose authorization to operate is cancelled under section 23 and whose property, rights and obligations are in whole or in part transferred under section 23a, become, from the date of the order to transfer, the employees of the public service in whose favour such transfer has been made.”

2. This act comes into force on the day of its sanction.