

NATIONAL ASSEMBLY
Thirty-third Legislature, second session

1989, chapter 101

AN ACT RESPECTING THE RÉGIE INTERMUNICIPALE DE GESTION DES DÉCHETS SUR L'ÎLE DE MONTRÉAL

Bill 265

Introduced by Mr Claude Dauphin, Member for Marquette

Introduced 1 June 1989

Passage in principle 21 June 1989

Passage 21 June 1989

Assented to 22 June 1989

Coming into force: 22 June 1989

Act amended:

Act respecting the Régie intermunicipale de gestion des déchets sur l'Île de Montréal
(1988, chapter 93)



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CHAPTER 101

An Act respecting the Régie intermunicipale de gestion des déchets sur l'Île de Montréal

[Assented to 22 June 1989]

Preamble

WHEREAS it is expedient to grant certain powers to the Régie intermunicipale de gestion des déchets sur l'Île de Montréal, established by order of the Minister of Municipal Affairs, published in the *Gazette officielle du Québec* on 25 May 1985;

THE PARLIAMENT OF QUÉBEC ENACTS AS FOLLOWS:

c. C-19,
ss. 468.16.1
to 468.16.8,
added for
the Régie

1. The Cities and Towns Act (R.S.Q., chapter C-19) is amended, for the Régie intermunicipale de gestion des déchets sur l'Île de Montréal, by inserting, after section 468.16, the following sections:

Executive
committee

“468.16.1 The board of directors of the management board may, by by-law adopted by two-thirds of the votes, set up an executive committee comprising seven members. In that case, the powers of the management board are exercised by the board of directors except for matters which fall within the jurisdiction of the executive committee.

Chairman

“468.16.2 The chairman of the management board shall be chairman of the committee by virtue of his office. The other members of the committee shall be appointed by resolution of the board of directors from among its members. Their term of office is one year and may be renewed.

Quorum

“468.16.3 Four members of the committee constitute a quorum thereof.

Secretary

“468.16.4 The secretary of the management board shall be secretary of the committee by virtue of his office.

Powers of
committee

“468.16.5 The powers of the committee shall be as follows:

(1) to accept for the purposes of the management board all gratuitous transfers of movable or immovable property;

(2) to cancel any balance of appropriations placed at its disposal once the purposes for which the appropriations were voted have been fulfilled;

(3) to adopt resolutions respecting all litigious matters and to give appropriate instructions respecting those matters to the advocates of the management board;

(4) with the prior approval of the Minister of Municipal Affairs, to prescribe uniform accounting methods and procedures applicable to the member municipalities of the management board for all matters falling within the jurisdiction of the management board;

(5) to authorize a contract to be concluded with a view to allowing the management board, while accomplishing work within its jurisdiction, to possess, acquire or use a servitude or other right necessary or useful for the accomplishment of that work;

(6) to authorize payment of all amounts of money owed by the management board, while conforming to the formalities, restrictions and conditions applying to the management board.

Appropriations

“468.16.6 The appropriations voted by the board of directors of the management board, either in the budget, out of authorized loans or otherwise, shall remain at the disposal of the executive committee, who shall ensure that the appropriations are used for the purposes for which they were voted, without any other approval from the board of directors.

Internal
management
by-law

“468.16.7 With the approval of the board of directors, the executive committee may make a by-law relating to its internal management.

Contracts

“468.16.8 The executive committee may award any contract for professional services whatever the amount involved, and any other contract entailing expenditure of less than \$50 000.

Restriction

However, no insurance contract or contract for the carrying out of work or for the supply of equipment or material or for the supply of services other than professional services and involving expenditure of more than \$5 000 but less than \$50 000 may be awarded except after a written call for tenders has been made to at least two contractors, suppliers or insurers, as the case may be.

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Interpreta-
tion

For the purposes of the second paragraph, a contract for the supply of equipment shall include any contract for the leasing of equipment with an option to purchase.

Call for
tenders

Following a call for public tenders advertized in a newspaper circulated in the territory of the management board, the executive committee may award a contract described in the second and third paragraphs which entails expenditure of \$50 000 or more. Subsections 2 to 8 of section 573 of the Cities and Towns Act apply for the purposes of this paragraph.”

1988, c. 93,
s. 2, re-
placed

2. Section 2 of the Act respecting the Régie intermunicipale de gestion des déchets sur l’Île de Montréal (1988, chapter 93) is replaced by the following section:

Ownership
of waste

“2. All waste belonging to the member municipalities of the management board becomes the property of the management board.”

1988, c. 93,
s. 6, am.

3. Section 6 of the said Act is amended by replacing the figure “25” in the fourth line by the figure “29”.

Coming into
force

4. This Act comes into force on 22 June 1989.