

1988, chapter 93

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

Bill 207

Introduced by Mr Claude Dauphin, Member for Marquette

Introduced 20 December 1988

Passage in principle 23 December 1988

Passage 23 December 1988

Assented to 23 December 1988

Coming into force: 23 December 1988

Act amended: None



CHAPTER 93

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

[Assented to 23 December 1988]

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:

**Acquisition
of
immovables**

1. The Régie intermunicipale de gestion des déchets sur l'Île de Montréal may, in pursuing its objectives, acquire by agreement or expropriation immovables situated outside the territory over which it has jurisdiction and dispose of such immovables in accordance with paragraph 2.1 of section 468.32 of the Cities and Towns Act (R.S.Q., chapter C-19).

**Ownership of
waste**

2. All waste of the member municipalities of the management board belongs to the management board, except substances recognized as recyclable, which remain the property of the municipality.

**Turn-key
contract**

3. The management board is authorized to conclude, with the prior authorization of the Minister of Municipal Affairs and the Minister of the Environment, a contract of the kind known as a "turn-key contract", in exercising its competence in matters of waste management and disposal, without being required to make a call for tenders, notwithstanding sections 573 and 573.1 of the Cities and Towns Act.

Content of
contract

4. The turn-key contract shall state the objectives contemplated by the management board and, where such is the case, the cost limits and other general conditions with which the waste disposal facility must conform and other general conditions applicable to the management of the facility. The contract confers on the contracting partner the responsibility of designing a waste disposal facility and the management of the facility meeting the objectives and conforming with the limits and conditions, of building the facility and of operating it for a period fixed in the contract, which may in no case be less than five years. The contract may also confer on the contracting partner the responsibility of ensuring long-term financing of the facility.

Inapplicable
Act

5. The Municipal Works Act (R.S.Q., chapter T-14) does not apply to work done under a turn-key contract.

Agreement
amended

6. The intermunicipal agreement for the establishment of the Régie intermunicipale de gestion des déchets sur l'Île de Montréal, signed on 3 December 1984, is amended by replacing the word and figure "five (5)" in the first paragraph of section 8 by the figure "25".

Coming into
force

7. This Act comes into force on 23 December 1988.