

NATIONAL ASSEMBLY  
Thirty-second Legislature, fourth session

1983, chapter 19

## AN ACT TO AMEND THE ACT RESPECTING LAND USE PLANNING AND DEVELOPMENT

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### **Bill 12**

Introduced by Mr Jacques Léonard, Minister of Municipal Affairs

First reading: 5 May 1983

Second reading: 2 June 1983

Third reading: 22 June 1983

**Assented to: 22 June 1983**

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**Coming into force: 22 June 1983**

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### **Act amended:**

Act respecting land use planning and development (R.S.Q., chapter A-19.1)





## CHAPTER 19

An Act to amend the Act respecting  
land use planning and development

*[Assented to 22 June 1983]*

THE PARLIAMENT OF QUÉBEC ENACTS AS FOLLOWS:

c. A-19.1, s.  
2, replaced **1.** Section 2 of the Act respecting land use planning and develop-  
ment (R.S.Q., chapter A-19.1) is replaced by the following section:

Government  
departments  
and agencies **“2.** A development plan and an interim control by-law adopted  
by a regional county municipality and put into force in accordance with  
this Act are binding on the Government, or a government department  
or agency, where it wishes to intervene by the installation of public  
services or infrastructure, the carrying out of works or the use of an  
immovable, but only to such extent as provided in Chapter VI of Title I.

Permit  
unrequired In particular, the Government and government departments and  
agencies are not required to obtain a permit or certificate required under  
an interim control by-law.”

c. A-19.1, s.  
61, am. **2.** Section 61 of the said Act, replaced by section 78 of chapter  
63 of the statutes of 1982, is amended by replacing paragraph 2 by  
the following paragraph:

“(2) any new cadastral operation or the parcelling out of a lot by  
alienation, except a cadastral operation required by a declaration of  
co-ownership made pursuant to article 441*b* of the Civil Code or the  
alienation of part of a building requiring the partitioning of the land  
on which it is situated, and except a cadastral operation or a parcelling  
out carried out to allow the Government or a government department  
or agency to construct a traffic lane.”

c. A-19.1, s.  
72, am. **3.** Section 72 of the said Act, replaced by section 83 of chapter  
63 of the statutes of 1982, is amended by adding, at the end, the follow-  
ing paragraph:

Notice of  
intention **“The Minister may, however, on receiving a copy of the amending  
by-law, send the notice contemplated in section 68 by which he indi-  
cates that he does not intend to disallow the by-law. The by-law may**

then come into force, in accordance with that section, before the expiry of the forty-five days mentioned therein.”

c. A-19.1, s. 151, am. **4.** Section 151 of the said Act is amended by adding, at the end, the following paragraph:

Notice of intention “The Minister may, within the time mentioned in the first paragraph, give notice to the regional county municipality that he does not intend to address the Commission pursuant to this section. A copy of the notice requires to be registered with the Commission.”

c. A-19.1, s. 152, replaced **5.** Section 152 of the said Act is replaced by the following section:

Amendment required **“152.** If the Minister has not requested the assessment of the Commission following a negative opinion given under section 150, if he has given notice that he does not intend to address the Commission, or if the assessment of the Commission is that the intended intervention is not in conformity with the objectives of the development plan or with the interim control by-law, the intervention cannot be made unless the plan or by-law is first amended.”

c. A-19.1, s. 154.1, added **6.** The said Act is amended by inserting, after section 154, the following section:

Amendment **“154.1** If the council of the regional county municipality amends its development plan or its interim control by-law to bring the intended intervention into conformity with the objectives of the plan or with the by-law, the Minister is not required to address another notice of intention to the council, in accordance with section 149, in respect of the intervention.”

Exception **7.** 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).

Effect **8.** This Act has effect from 5 May 1983.

Coming into force **9.** This Act comes into force on the day of its sanction.

NATIONAL ASSEMBLY  
Thirty-second Legislature, fourth session

1983, chapter 20

## AN ACT TO AMEND CERTAIN FISCAL LEGISLATION

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### **Bill 14**

Introduced by Mr Alain Marcoux, Minister of Revenue

First reading: 24 May 1983

Second reading: 3 June 1983

Third reading: 22 June 1983

**Assented to: 23 June 1983**

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**Coming into force: 23 June 1983, except sections 5, 7 and 8 which will come into force by proclamation of the Government**

— 1 January 1984: s.5

G.O., 1984, Part 2, p. 144

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### **Acts amended:**

Retail Sales Tax Act (R.S.Q., chapter I-1)

Taxation Act (R.S.Q., chapter I-3)

Licenses Act (R.S.Q., chapter L-3)

Act respecting the Ministère du Revenu (R.S.Q., chapter M-31)