

NATIONAL ASSEMBLY  
Thirty-second Legislature, fourth session

1983, chapter 70  
**AN ACT RESPECTING THE CITY OF GATINEAU**

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**Bill 235**

Introduced by Mr John Kehoe

First reading: 18 October 1983

Second reading: 21 December 1983

Third reading: 21 December 1983

**Assented to: 22 December 1983**

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**Coming into force: 22 December 1983**

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**Act amended:**

Charter of the city of Gatineau (1974, chapter 88)

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## CHAPTER 70

An Act respecting the city of Gatineau

*[Assented to 22 December 1983]*

Preamble WHEREAS it is in the interest of the city of Gatineau that certain powers be granted to it;

THE PARLIAMENT OF QUÉBEC ENACTS AS FOLLOWS:

c. C-19, s.  
56, am. for  
the city **1.** Section 56 of the Cities and Towns Act (R.S.Q., chapter C-19) is amended for the city by replacing the first paragraph by the following paragraph:

Acting  
mayor **“56.** At its first sitting following the general election, the council shall elect a councillor as acting mayor for the twelve ensuing months or until he is replaced.”

c. C-19, s.  
328, am. for  
the city **2.** Section 328 of the said Act is amended for the city by replacing the first paragraph by the following paragraphs:

Chairman **“328.** At the first sitting following a general election, the clerk presiding, the council shall elect one of its members to chair the sittings of the council for the twelve ensuing months or until he is replaced.

Casting vote If the vote for the election of the chairman is tied, the mayor shall have a casting vote.

Replacement If the chairman is absent from a sitting of the council, the council shall choose one of its members to preside the sitting.”

c. C-19, s.  
460, am. for  
the city **3.** Section 460 of the said Act is amended for the city  
(1) by replacing paragraph 5 by the following paragraph:

- Licences to pawn-brokers**      “(5) To grant licences to pawn-brokers, second-hand dealers and dealers in bric-a-brac and impose requirements on them regarding, in particular, the keeping of records relating to their transactions, the disclosure of such records, the issue, within certain time limits and in accordance with certain forms, of extracts from such records to any municipal officer charged with the application of the by-law, the content of such extracts, and the manner of preserving articles that are the object of such transactions.
- Revocation**      To revoke licences, subject to the conditions prescribed by by-law, following the holder’s refusal to comply with any demand or order, without prejudice to the imposition of any fine, penalty or other proceedings or lawful claim.
- Presumption**      For the purposes of this paragraph, every merchant other than a jeweler who buys precious metals, precious stones or jewelry of any kind from a person other than a dealer in similar articles is deemed to be a second-hand dealer or a dealer in bric-a-brac;”;
- (2) by adding, after paragraph 22, the following paragraphs:
- Sex shops**      “(23) To regulate shops where articles of an erotic character are sold or offered for sale;
- Massage parlours**      “(24) To regulate massage parlours.”
- Acquisition of immovables**      **4.** The city is authorized to acquire by agreement or expropriation any immovable the acquisition of which is considered appropriate for land bank or housing purposes and for works related to such purposes, and any immovable that is obsolete or the occupancy of which is harmful.
- Powers**      The city may exercise the powers provided in the first paragraph, within its territory.
- Restriction**      The application of this section is subject to the Act to preserve agricultural land (R.S.Q., chapter P-41.1).
- Applicability**      This section does not apply to the acquisition of immovables for industrial purposes.
- Powers**      The city is authorized to hold, lease and administer the immovables acquired under the first paragraph. It may equip such immovables and instal the necessary public services thereon; it may also demolish or restore the buildings and other structures erected thereon or construct thereon new buildings for purposes of housing, leisure activities, recreation and other accessory purposes.

- Powers** The city is authorized to exercise the powers provided in the fifth paragraph on the immovables it already owns.
- Alienation** The city may alienate them on the conditions it determines with the approval of the Commission municipale du Québec, provided the price of alienation is sufficient to cover all the expenses related to the immovable concerned, including the expenses incurred for restoration, demolition or construction, as the case may be.
- Alienation** The city may alienate, gratuitously or for a price less than the price contemplated in this section, such an immovable or building in favour of the Government, any of its agencies, a school corporation, its municipal housing bureau or any other non-profit body; in the latter case, the authorization of the Commission municipale du Québec is required.
- Sale** The city may, by resolution, sell at a price approved by the Commission municipale du Québec, to a corporation constituted under the eleventh paragraph, any immovable that it has acquired under this section or that it already owns.
- Loans and subsidies** The city may borrow, by a by-law approved in the same manner as a loan by-law pursuant to the Act that governs the municipality, the necessary sums and apply for the subsidies provided for by law for the exercise of those powers and for the purposes of making a loan to the corporation constituted under the eleventh paragraph.
- Non-profit corporation** On an application by the city, the Government may issue, on such conditions as it may determine, letters patent under the Great Seal of Québec incorporating a person as a non-profit corporation having as its object the acquisition of housing for persons or families of other than low or moderate income contemplated in section 57 of the Act respecting the Société d'habitation du Québec (R.S.Q., chapter S-8) and the exercise of the other powers conferred on the city under this section.
- Letters patent** The letters patent must mention the name of the corporation, the location of its head office, its powers, rights and privileges and the rules respecting the exercise of its powers and the appointment of its members and directors.
- Issue** Notice of the issue of the letters patent must be published in the *Gazette officielle du Québec*.
- Supplementary letters patent** On an application by the corporation constituted under this section, the Government may issue supplementary letters patent for the purpose of amending the content of the letters patent contemplated in the twelfth paragraph. Notice of the issue of the supplementary letters patent must be published in the *Gazette officielle du Québec*.

- Powers** A corporation so constituted has, among other powers, those of a corporation constituted by letters patent under the Great Seal of Québec, is a mandatar of the city and is deemed a municipal corporation for the purposes of the Act respecting the Ministère des Affaires intergouvernementales (R.S.Q., chapter M-21).
- 1974, c. 88,  
s. 12, am. **5.** The second paragraph of section 12 of the charter of the city of Gatineau, enacted by section 18 of chapter 88 of the statutes of 1974, is repealed.
- First sitting  
of the  
council** **6.** For the purposes of sections 1 and 2, the date of the first sitting of the council following the sanction of this Act is deemed to be the date of the first sitting of the council following the general election.
- Effect** **7.** Section 6 shall cease to have effect from the general election of 1987.
- Exception** **8.** 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).
- Coming into  
force** **9.** This Act comes into force on the day of its sanction.