



CHAPTER 11

An Act to amend the Legislature Act and the Executive Power Act

[Assented to 22 December 1978]

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

S.R., c. 6,
s. 48,
replaced.

1. Section 48 of the Legislature Act (Revised Statutes, 1964, chapter 6), amended by section 2 of chapter 11 of the statutes of 1965 (1st session), section 5 of chapter 9 of the statutes of 1971 and by section 10 of chapter 10 of the statutes of 1973 and replaced by section 2 of chapter 7 of the statutes of 1974, is again replaced by the following section:

Additional
allowance.

“48. In addition to the indemnity and allowance contemplated in sections 92 and 99,

President;

(a) the President of the Assemblée nationale shall receive annually, as such, an allowance equal to the product of the indemnity contemplated in section 92 and .90;

Vice-
Presidents.

(b) each of the Vice-Presidents shall receive annually, as such, an allowance equal to the product of the indemnity contemplated in section 92 and .40.”

S.R., c. 6,
s. 52,
replaced.

2. Section 52 of the said act, replaced by section 7 of chapter 9 of the statutes of 1971 and by section 3 of chapter 7 of the statutes of 1974, is again replaced by the following section:

Parlia-
mentary
assistant.

“52. In addition to the indemnity and allowance contemplated in sections 92 and 99, the parliamentary assistant shall receive an annual indemnity equal to the product of the indemnity contemplated in section 92 and .20.”

R.S., c. 6,
s. 92, am.

3. Section 92 of the said act, replaced by section 3 of chapter 11 of the statutes of 1965 (1st session), and by section 32 of

chapter 9 of the statutes of 1968, amended by section 11 of chapter 9 of the statutes of 1971, replaced by section 5 of chapter 7 of the statutes of 1974 and amended by section 1 of chapter 9 of the statutes of 1977, is again amended by replacing the fifth and sixth paragraphs by the following paragraph:

Annual indemnity.

“The annual indemnity cannot be less than that of the preceding year. It cannot, however, exceed it by more than 6%.”

R.S., c. 6, s. 95, am.

4. Section 95 of the said act, amended by section 4 of chapter 11 of the statutes of 1965, sections 34 and 90 of chapter 9 of the statutes of 1968 and by section 6 of chapter 7 of the statutes of 1974, is again amended by replacing the third paragraph by the following paragraph:

Days of absence.

“Any day on which a member is prevented from attending a sitting of the Assemblée nationale by reason of illness, maternity or official activity shall not be considered a day of absence from a sitting.”

R.S., c. 6, s. 96, replaced.

5. Section 96 of the said act, replaced by section 5 of chapter 11 of the statutes of 1965 (1st session), amended by section 4 of chapter 15 of the statutes of 1966/1967, section 90 of chapter 9 of the statutes of 1968, section 1 of chapter 11 of the statutes of 1969, section 13 of chapter 9 of the statutes of 1971 and by section 7 of chapter 7 of the statutes of 1974, is replaced by the following section:

Allowance for official duties.

“**96.** In addition to the allowance provided for in section 99, there shall also be allowed to each member, to indemnify him for expenses incurred respecting official duties which he has consented to perform at the request of the President acting upon the recommendation of the commissioners appointed under section 54, an allowance which shall be paid to him upon the terms and conditions and according to the scales determined by such commissioners.

Exception.

No allowance shall be granted under this provision to members who are members of the Executive Council.”

R.S., c. 6, s. 98, replaced.

6. Section 98 of the said act, amended by section 7 of chapter 11 of the statutes of 1965 (1st session) and replaced by section 14 of chapter 9 of the statutes of 1971 and by section 8 of chapter 7 of the statutes of 1974, is again replaced by the following section:

Allowance to Leader of Opposition.

“**98.** In addition to the indemnity and allowance contemplated in sections 92 and 99, an annual indemnity equal to the product of the indemnity contemplated in section 92 and .90 shall

be granted to the member occupying the recognized position of Leader of the Official Opposition in the Assemblée nationale.”

R.S., c. 6,
s. 98a,
replaced.

7. Section 98a of the said act, enacted by section 5 of chapter 15 of the statutes of 1966/1967, replaced by section 15 of chapter 9 of the statutes of 1971, amended by section 14 of chapter 10 of the statutes of 1973 and replaced by section 9 of chapter 7 of the statutes of 1974, is again replaced by the following section:

Additional
indemnity.

“**98a.** In addition to the indemnity and allowance contemplated in sections 92 and 99, there shall be granted:

Leader of
Official
Opposition;

(a) to the member occupying the recognized position of House Leader of the Official Opposition, an annual indemnity equal to the product of the indemnity contemplated in section 92 and .35;

Leader of
an oppo-
sition
party.

(b) to any member other than the member contemplated in section 98, who leads in the Assemblée nationale an opposition party:

(1) which had at least twelve members elected at the last general election or

(2) of which the recognized membership in such Assembly is less than twelve members but which, according to the official addition of the votes cast throughout Québec at the last general election, obtained twenty per cent of the valid votes cast or

(3) which was represented, under subparagraph 1 or 2, during the preceding Legislature, an indemnity equal to the product of the indemnity contemplated in section 92 and .35;

House
Leader of
a party;

(c) to any member other than the member contemplated in paragraph a who occupies the position of House Leader of a party contemplated in paragraph b, an annual indemnity equal to the product of the indemnity contemplated in section 92 and .30;

Chief
Govern-
ment
Whip;

(d) to the member occupying the recognized position of Chief Government Whip in the Assemblée nationale, an annual indemnity equal to the product of the indemnity contemplated in section 92 and .35;

Chief
Whip of
Official
Opposition;

(e) to the member occupying the recognized position of Chief Whip of the Official Opposition, an annual indemnity equal to the product of the indemnity contemplated in section 92 and .20;

Whip and
Assistant
Whips;

(f) to the member occupying the position of Whip of a party contemplated in paragraph b, Assistant Government Whip or Assistant Whip of the Official Opposition, an annual indemnity equal to the product of the indemnity contemplated in section 92 and

.15. For the purposes of this paragraph, the Government and the Official Opposition are entitled to a number of Assistant Whips equal to the multiple of twenty members in excess of twenty, and a party contemplated in paragraph *b* is entitled to one Whip, any fraction of twenty not to be counted for the purposes of this section;

Committee chairman. (g) to the member appointed to act as chairman of a select committee, an annual indemnity equal to the product of the indemnity contemplated in section 92 and .10.”

R.S., c. 6, s. 99, replaced. **8.** Section 99 of the said act, amended by section 8 of chapter 11 of the statutes of 1965 (1st session) and by section 36 of chapter 9 of the statutes of 1968 and replaced by section 16 of chapter 9 of the statutes of 1971 and by section 10 of chapter 7 of the statutes of 1974, is again replaced by the following section:

Entertainment allowance. “~~99~~. There shall be granted to each member an annual allowance of \$7 500 for entertainment expenses.”

R.S., c. 9, s. 6a, replaced. **9.** Section 6a of the Executive Power Act (Revised Statutes, 1964, chapter 9), enacted by section 14 of chapter 7 of the statutes of 1974, is replaced by the following section:

Additional indemnities: “~~6~~a. In addition to the indemnities, allowances and other amounts and benefits to which he is entitled according to the Legislature Act (Chap. 6),

Prime Minister; (a) the Prime Minister shall receive an annual indemnity equal to the product of the indemnity contemplated in section 92 of the Legislature Act and 1.30;

members of the Executive Council; (b) each member of the Executive Council mentioned in the first paragraph of section 4 and in section 5 shall receive an annual indemnity equal to the product of the indemnity contemplated in section 92 of the Legislature Act and .90;

other members. (c) each other member of the Executive Council shall receive an annual indemnity equal to the product of the indemnity contemplated in section 92 of the Legislature Act and .80.

Travel expenses. The Lieutenant-Governor in Council may make regulations for the payment, to members of the Executive Council, of transportation allowances and the reimbursement of travel expenses.

Entertainment expenses. If the Prime Minister at the same time holds one of the offices mentioned in section 4, he shall not be entitled to any other indemnity and allowance for entertainment expenses than those attached to the function of Prime Minister.”

Inter-
pretation.

10. Until the dissolution of this Legislature, paragraph *b* of section 98*a* of the said act shall read as if the word “eleven” were substituted for the word “twelve”.

Indemnity.

11. The indemnity granted under section 48, 52, 98 or 98*a* of the Legislature Act or under section 6*a* of the Executive Power Act cannot be less than the indemnity that was granted for the year 1978.

Coming
into force.

12. This act comes into force on 1 January 1979.