

Bill 27

Social Economy Act

Preamble

AMENDMENT:

Replace “cooperatives, mutual societies and, more recently, non-profit organizations have been contributing to the socioeconomic vitality and development of Québec” in the first recital by “associations, cooperatives and mutual societies have been contributing to the development, occupancy and socioeconomic vitality of Québec and of its territories”.

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Preamble

AMENDMENT:

Add “and entrepreneurial drive” after “commitment” in the second recital.

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Preamble

AMENDMENT:

Add after the sixth recital:

AS Québec's experience and expertise in matters of social economy are shared in numerous forums and are internationally recognized;

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Section 1

AMENDMENT:

Replace “in all sectors of activity” in the first paragraph by “in numerous sectors of activity”.

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Bill 27

Social Economy Act

Section 1

AMENDMENT:

Add “and in all of Québec’s territories” after “sectors of activity” in the first paragraph.

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Social Economy Act

Section 2

AMENDMENT:

Replace paragraph 3 by:

(3) to facilitate access, for social economy enterprises, to the Administration's measures and programs.

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Preamble

AMENDMENT:

Add “furthering the aspirations and” after “thus” in the second recital.

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Section 3

AMENDMENT:

Replace by:

3. "Social economy" means all the economic activities with a social purpose carried out by enterprises whose activities consist, in particular, in the sale or exchange of goods or services, and which are operated in accordance with the following principles:

(1) the purpose of the enterprise is to meet the needs of its members or the community;

(2) the enterprise is not under the decision-making authority of one or more public bodies within the meaning of the Act respecting Access to documents held by public bodies and the Protection of personal information (chapter A-2.1);

(3) the rules applicable to the enterprise provide for democratic governance by its members;

(4) the enterprise aspires to economic viability;

(5) the rules applicable to the enterprise prohibit the distribution of surplus earnings generated by its activities or provide that surplus earnings be distributed among its members in proportion to the transactions each of the members has carried out with the enterprise; and

(6) the rules applicable to a legal person operating the enterprise provide that in the event of its dissolution, the enterprise's remaining assets must devolve to another legal person sharing similar objectives.

For the purposes of the first paragraph, a social purpose is a purpose that is not centred on monetary profit, but on service to members or to the community and is characterized, in particular, by an enterprise's contribution to the well-being of its members or the community and to the creation of sustainable high-quality jobs.

A social economy enterprise is an enterprise whose activities consist, in particular, in the sale or exchange of goods or services, and which is operated, in accordance with the principles set out in the first paragraph, by a cooperative, a mutual society or an association endowed with legal personality.

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Section 6

AMENDMENT:

Replace by:

6. The Minister of Municipal Affairs, Regions and Land Occupancy has the following functions:

(1) to develop and propose to the Government, jointly with the Minister of Finance and the Economy and after consultation with the Chantier de l'économie sociale and the Conseil québécois de la coopération et de la mutualité, policies to foster the development of the social economy in Québec;

(2) to coordinate government action with respect to the social economy;

(3) to assist the Government in the implementation of programs and measures intended for social economy enterprises;

(4) to support the Administration in carrying out the functions and actions prescribed for the application of this Act; and

(5) to work to enhance knowledge of the social economy.

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Section 7

AMENDMENT:

Strike out "existing" in the first paragraph.

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Social Economy Act

Section 7

AMENDMENT:

Add “and at the international level” after “in Québec” in the second paragraph.

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Section 8

AMENDMENT:

Insert “and on the policies adopted by the Government with respect to social economy,” after “Act” in the second paragraph.

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Social Economy Act

Section 9

AMENDMENT:

Add the following paragraph:

The Minister publishes a report on the implementation of the action plan no later than 18 months before the review provided for in section 10. The report is also tabled in the National Assembly as soon as possible or, if the Assembly is not sitting, within 30 days of resumption.

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Section 11

AMENDMENT:

Strike out “the Minister submits to it”.

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Social Economy Act

Section 4

AMENDMENT:

Strike out “or enterprise” in paragraph 3.

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Section 12

AMENDMENT:

Add the following paragraph:

In addition, when the Panel discusses a particular subject likely to be of interest to a group that is active in the social economy, the Minister invites a representative of the group, as well as any other person who, in the Minister's opinion, could enhance the Panel's understanding of the subject, to participate in the discussion. The composition of the Panel must also tend toward gender parity.

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