

NATIONAL ASSEMBLY

FIRST SESSION THIRTY-SIXTH LEGISLATURE

Bill 114

An Act to amend the Cinema Act

Introduction

Introduced by
Madam Agnès Maltais
Minister of Culture and Communications

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EXPLANATORY NOTES

The main object of this bill is to amend the financial provisions governing the Régie du cinéma.

Certain regulatory powers are transferred from the Government to the Régie. The Régie will have the power to determine, by regulation, the conditions for obtaining a licence or the renewal of a licence and the amount of the duties payable to obtain a stamp or a classification review, or a filing certificate or attestation.

Bill 114

AN ACT TO AMEND THE CINEMA ACT

THE PARLIAMENT OF QUÉBEC ENACTS AS FOLLOWS:

1. The Cinema Act (R.S.Q., chapter C-18.1) is amended by inserting the following section after section 134:

"134.1. Each year on the date fixed by the Minister, the Régie must send a plan of its activities to the Minister. The plan must reflect the orientations and objectives given to the Régie by the Minister.

The plan must be established in the form and contain the information specified by the Minister.

The plan shall be submitted to the Minister for approval."

2. The heading of subdivision 5 of the said Act is replaced by the following:

"§5. — *Financial provisions*

"144.1. Each year the Régie shall submit its budget estimates for the next fiscal year to the Minister, according to the terms and conditions fixed by the Government.

The estimates shall be submitted to the Government for approval.

"144.2. The duties and fees paid to the Régie and the other sums collected by the Régie pursuant to this Act form part of the revenues of the Régie.

"144.3. The sums received by the Régie must be allocated to the payment of the obligations of the Régie. Surpluses, if any, shall be paid into the consolidated revenue fund on the dates and to the extent determined by the Government.

"144.4. The Régie may invest, on a short-term basis, the funds placed at its disposal under this Act in

(1) securities issued or guaranteed by the Government of Canada, of Québec or of another Canadian province;

(2) securities issued by Québec municipalities;

(3) deposits with a bank or financial institution registered with the Régie de l'assurance-dépôts du Québec or in certificates, notes or other short-term securities or instruments issued or guaranteed by a bank or such an institution.

"144.5. The Régie may, with the authorization of and subject to the conditions determined by the Government, borrow from the Minister of Finance sums taken out of the consolidated revenue fund.

Conversely, the Régie may advance to the consolidated revenue fund, on a short-term basis and subject to the conditions determined by the Minister of Finance, any part of the sums that are not required for the operation of the Régie."

3. Section 146 of the said Act is amended

(1) by inserting "the financial statements of the Régie and" after "Minister" in the first paragraph;

(2) by inserting "the financial statements of the Régie and" after "table" in the second paragraph.

4. Section 167 of the said Act is amended by replacing paragraph 6 by the following paragraphs:

"(6) establish the conditions subject to which a licence may be issued or renewed under this Act, including the duties payable;

"(6.1) prescribe the duties payable to obtain a stamp or the review of a classification;

"(6.2) prescribe the duties payable for the issue of a filing certificate and attestation under section 119 and provide for an exemption with respect to the video material it determines;".

5. Section 168 of the said Act is amended by striking out subparagraphs 3, 4 and 6 to 10 of the first paragraph.

6. Section 209 of the said Act is repealed.

7. The assets and liabilities attributed to the Régie for the purposes of its functions shall be determined by the Minister at their net book value.

8. The regulation made by the Government under subparagraphs 3, 4 and 6 to 10 of the first paragraph of section 168 of the Cinema Act shall remain in force until it is replaced or repealed by a regulation made by the Régie du cinéma pursuant to the provisions of section 167 of the said Act, enacted by section 4 of this Act.

9. This Act comes into force on (*insert here the date of assent to this Act*).