



NATIONAL ASSEMBLY

SECOND SESSION

THIRTY-SIXTH LEGISLATURE

Bill 92

**An Act respecting the Commission des
droits de la personne et des droits de
la jeunesse**

Introduction

**Introduced by
Mr Rémy Trudel
Minister of Relations with the Citizens and Immigration**

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EXPLANATORY NOTE

The bill amends the Charter of human rights and freedoms and the Youth Protection Act concerning the operation of the Commission des droits de la personne et des droits de la jeunesse. For that purpose, the bill grants the same jurisdiction to all the members of the Commission in the exercise of their functions. In addition, the bill changes the period covered by the annual report of the Commission and the conditions governing the publication and distribution of the report.

LEGISLATION AMENDED BY THIS BILL :

- Charter of human rights and freedoms (R.S.Q., chapter C-12);
- Youth Protection Act (R.S.Q., chapter P-34.1).

Bill 92

AN ACT RESPECTING THE COMMISSION DES DROITS DE LA PERSONNE ET DES DROITS DE LA JEUNESSE

THE PARLIAMENT OF QUÉBEC ENACTS AS FOLLOWS :

1. Section 58 of the Charter of human rights and freedoms (R.S.Q., chapter C-12) is amended by replacing “15” in the first paragraph by “13”.

2. Section 58.1 of the said Charter is replaced by the following section :

“58.1. The members of the Commission shall be chosen from among persons capable of making a notable contribution to the examination and resolution of problems relating to human rights and freedoms or to the protection of young persons’ rights.”

3. Section 58.2 of the said Charter is repealed.

4. Section 73 of the said Charter is amended

(1) by replacing “31 March” in the first line of the first paragraph by “30 June” and by replacing “for the preceding calendar year” in the second and third lines by “for the preceding fiscal year”;

(2) by replacing “determined by order of the Government” in the last line of the second paragraph by “and in the manner deemed appropriate by the Commission”.

5. Section 23.1 of the Youth Protection Act (R.S.Q., chapter P-34.1) is replaced by the following section :

“23.1. The duty provided for in paragraph *b* of section 23 must be discharged by a group of not less than three members of the Commission designated by the president.

However, the decision to hold an investigation, to file an application for the disclosure of information under the second paragraph of section 72.5 or to disclose information under the second paragraph of section 72.6 or under section 72.7 shall be made by the president or by a person designated by the president from among the members of the Commission or its personnel.

The Commission may review the decision to hold an investigation made under the second paragraph.”

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