



NATIONAL ASSEMBLY

SECOND SESSION

THIRTY-NINTH LEGISLATURE

Bill 203

(Private)

**An Act respecting Municipalité régionale
de comté de Memphrémagog**

Introduction

**Introduced by
Mr. Pierre Reid
Member for Orford**

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Bill 203

(Private)

AN ACT RESPECTING MUNICIPALITÉ RÉGIONALE DE COMTÉ DE MEMPHRÉMAGOG

AS the Act concerning Parc national du Mont-Orford (2010, chapter 9) provides that Municipalité régionale de comté de Memphrémagog is vested with the powers necessary to implement the agreement it may enter into under section 13 of that Act, including the power to entrust the operation of the Mont-Orford ski centre and golf course acquired under that section to a third person and as it has entered into such an agreement;

AS Municipalité régionale de comté de Memphrémagog has decided to exercise its powers under the Act concerning Parc national du Mont-Orford through a mixed enterprise company governed by the Act respecting mixed enterprise companies in the municipal sector (R.S.Q., chapter S-25.01) it intends to found with a person operating or intending to operate an enterprise in the private sector;

AS it is expedient to clarify the legislative provisions applicable;

THE PARLIAMENT OF QUÉBEC ENACTS AS FOLLOWS:

1. Despite sections 14 and 15 of the Act respecting mixed enterprise companies in the municipal sector (R.S.Q., chapter S-25.01), Municipalité régionale de comté de Memphrémagog may, after issuing a call for tenders, select as co-founder of the mixed enterprise company it intends to found, in order to exercise its powers under the Act concerning Parc national du Mont-Orford (2010, chapter 9), a person operating or intending to operate an enterprise in the private sector.

The regional county municipality may, before the establishment of the company, replace the person selected under the first paragraph by another person or a group of persons to the extent that that person or group of persons is constituted and controlled by the person selected.

The co-founder is required to hold at least 20% of the paid-up share capital of the mixed enterprise company.

2. If the mixed enterprise company is wound up or dissolved, article 6.1 of the Municipal Code of Québec (R.S.Q., chapter C-27.1) does not apply to Municipalité régionale de comté de Memphrémagog, to the extent that the latter receives, as consideration for the shares it holds in the mixed enterprise

company, an amount equal to the expenses it incurred out of its funds, before 1 June 2011, for the establishment of the mixed enterprise company.

3. This Act has effect from 19 January 2011.

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