



NATIONAL ASSEMBLY

SECOND SESSION

THIRTY-NINTH LEGISLATURE

Bill 495

**An Act respecting transparency in union
matters and amending various legislative
provisions**

Introduction

**Introduced by
Mr. François Bonnardel
Member for Shefford**

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EXPLANATORY NOTES

The purpose of this bill is to impose a transparency obligation on the following entities: all certified associations of employees recognized under the Labour Code and all syndicates, unions, federations and confederations constituted under the Professional Syndicates Act.

Each such entity must disclose its financial statements and a number of other details—including, in particular, the expenses it has incurred—in an annual report.

The annual report is to be sent to the Minister of Labour, who posts all the reports received on the website of the Ministère du Travail within 30 days after receiving them and for a minimum period of three years.

The penalties applicable for offences are specified and technical provisions are set out.

LEGISLATION AMENDED BY THIS BILL:

- Labour Code (R.S.Q., chapter C-27);
- Professional Syndicates Act (R.S.Q., chapter S-40).

Bill 495

AN ACT RESPECTING TRANSPARENCY IN UNION MATTERS AND AMENDING VARIOUS LEGISLATIVE PROVISIONS

THE PARLIAMENT OF QUÉBEC ENACTS AS FOLLOWS:

1. Section 47.1 of the Labour Code (R.S.Q., chapter C-27) is replaced by the following sections:

“47.1. A certified association must prepare an annual report that includes its financial statements and the following details:

- (1) the membership fees charged by the certified association;
- (2) statistics concerning membership in the association;
- (3) the name and title of each of its senior officers;
- (4) the remuneration and employment conditions of each of its senior officers and each member of its personnel;
- (5) the expenses incurred to grant professional service contracts;
- (6) the expenses incurred for lobbying and representation activities;
- (7) the expenses incurred for the acquisition, rental, construction and renovation of immovables and the acquisition, rental and maintenance of furniture;
- (8) the purchase of non-capitalizable supplies, material and equipment;
and
- (9) any other information determined by government regulation.

“47.1.1. The certified association shall send the annual report to the Minister of Labour, in the form prescribed by government regulation, within six months after the end of its fiscal year.

“47.1.2. If a certified association is represented by a syndicate, within the meaning of the Professional Syndicates Act (chapter S-40), or by any other mandatary, the obligation to file an annual report under section 47.1 and the obligation to send it to the Minister under section 47.1.1 must be met by that syndicate or mandatary.

“47.1.3. The Minister of Labour shall post the annual reports on the website of the Ministère du Travail within 30 days after receiving them and for a minimum period of three years.”

2. The Professional Syndicates Act (R.S.Q., chapter S-40) is amended by inserting the following section after section 21:

“21.1. A union or a federation constituted under section 19 or a confederation constituted under section 20 shall prepare an annual report and send it to the Minister of Labour in accordance with sections 47.1 and 47.1.1 of the Labour Code (chapter C-27), with the necessary modifications.

The Minister of Labour shall post the reports on the website of the Ministère du Travail in accordance with section 47.1.3 of that Code.

A union, federation or confederation referred to in the first paragraph that does not send its annual report within the prescribed time is guilty of an offence and is liable to a fine of \$100 to \$500 and of \$1,000 to \$5,000 for a second or subsequent conviction.”

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