

Bill 29

**An Act to establish the Access to Justice
Fund**

Section 1

AMENDMENT:

Replace the introductory clause of proposed section 32.0.2 by:

“32.0.2. The Fund is dedicated to financing projects or activities geared to the public that focus on access to justice. Organized by the department or another party, the projects or activities must aim to further any of the following objectives:

Adopté
CO

Bill 29

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Fund**

Section 1

AMENDMENT:

Add "or administrative" after "judicial" in paragraph 3 of proposed section 32.0.2.

Adopte
CG

Bill 29

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Fund**

Section 1

AMENDMENT:

Replace paragraph 1 of proposed section 32.0.2 by:

(1) knowledge and understanding of the law, particularly legislation
applicable in Québec;

Adopté


Bill 29

**An Act to establish the Access to Justice
Fund**

Section 1

AMENDMENT:

Add after paragraph 5 of proposed section 32.0.2:

(5.1) access to legal services, including services provided free of charge or at a moderate cost by community organizations;

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Bill 29

**An Act to establish the Access to Justice
Fund**

Section 1

AMENDMENT:

Replace paragraph 5 of proposed section 32.0.2 in the French text by:

5° la réalisation, la diffusion et l'utilisation d'instruments juridiques
ou de services de référence;

Adopté


Bill 29

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Fund**

Section 1

AMENDMENT:

Replace paragraph 8 of proposed section 32.0.2 by:

(8) the improvement, in any way, of the Québec model of access to justice.

Adopté


Bill 29

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Fund**

Section 1

AMENDMENT:

Replace “des” in paragraph 7 of proposed section 32.0.2 in the French text by
“portant sur les”.

Adopté


Bill 29

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Fund**

Section 1

AMENDMENT:

Replace paragraph 2 of proposed section 32.0.4 by:

(2) any other expenditure and any costs arising from a financial commitment relating to an investment, required to achieve the purpose of the Fund.

Adopte


Bill 29

**An Act to establish the Access to Justice
Fund**

Section 1

AMENDMENT:

Add after proposed section 32.0.5:

“32.0.6. The Minister shall establish an advisory committee to advise the Minister on the choice of projects or activities submitted under section 32.0.5 and on the priorities and policy directions the Minister should keep in mind when granting financial assistance for carrying out projects or activities.

The committee may, on its own initiative or at the request of the Minister, give an opinion on all questions concerning the Fund.

The committee is composed of five members: one designated by the Barreau du Québec, one designated by the Chambre des notaires du Québec and three designated by the Minister, including one from the university sector, one from the community sector and one to represent the public. The members are appointed for a two-year, renewable term. The Minister shall appoint a committee secretary from among the public servants in the Minister’s department.

The Minister shall make public the priorities and policy directions considered when granting financial assistance for carrying out projects or activities, and shall table them before the National Assembly.

Adopté
ED

“32.0.7. The Minister shall table before the National Assembly, for each fiscal year, a detailed report on the activities of the Fund.”

Adopté
ED

Adopté
ED

Bill 29

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Section 1

AMENDMENT:

Replace proposed section 32.0.5 by:

“32.0.5. The Minister may grant financial assistance to any person or body to facilitate the carrying out of projects or activities described in section 32.0.2.

The Minister shall determine, by regulation, the conditions for receiving such assistance, and the categories of persons or bodies to which some or all of those conditions do not apply.

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Bill 29

**An Act to establish the Access to Justice
Fund**

Sections 4.1 and 4.2

AMENDMENT:

Insert after section 4:

TRANSITIONAL AND FINAL PROVISIONS

4.1. The expenditure and investment estimates for the Access to Justice Fund set out in the schedule are approved for the 2012-2013 fiscal year.

4.2. Out of the sums credited to the general fund, the Minister of Justice may transfer to the Access to Justice Fund the remaining appropriations allocated by Parliament for element 3, "Other Measures for Justice Accessibility" of Program 4, "Justice Accessibility" of the "Justice" portfolio in the Expenditure Budget for the 2012-2013 fiscal year.

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Bill 29

**An Act to establish the Access to Justice
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Schedule I

AMENDMENT:

Insert after section 5:

SCHEDULE I
(section 4.1)

Expenditure and investment estimates for the Access to Justice Fund for the fiscal year 2012-2013

	Expenditures	Investments
ACCESS TO JUSTICE FUND	<u>6,925.4</u>	
ACCESS TO JUSTICE FUND		
(thousands of dollars)		
		2012-2013 Result estimates
REVENUES		
Revenues - Part Financed by Departmental Portfolio		2,928.4
Other Revenues		4,110.0
Total Revenues		7,038.4
Expenditures		6,925.4
Surplus (Deficit) of the Fiscal Year		113.0
Beginning Cumulative Surplus		1/2 -

(Deficit)	
Ending Cumulative Surplus (Deficit)	113.0
Investments	-
Financing Fund Loan Balance	(2,287.0)
Balance of Advances from/to the General Fund	-
Total Amount Borrowed or Advanced	(2,287.0)

2/2

Adopté

Bill 29

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Fund**

Section 5

AMENDMENT:

Replace "1 April 2012" by "*(insert the date of assent to this Act)*".

Adopté
CG