

Bill 1

Integrity in Public Contracts Act

Section 1

AMENDMENT:

Add at the end of proposed section 1:

The Government may, by regulation, determine the conditions applicable to any other type of contract related to a contract to which this Act applies.”

Adopted
JB

Bill 1

Integrity in Public Contracts Act

Section 10

AMENDMENT:

In proposed section 21.17,

- (1) replace "whose value exceeds" in the first paragraph by "involving an expenditure equal to or greater than";
- (2) replace the second and third paragraphs:

An enterprise that wishes to enter into a subcontract that involves an expenditure equal to or greater than that amount and that is directly or indirectly related to a contract described in the first paragraph must also obtain such an authorization. Such subcontracts are public subcontracts.

A handwritten signature in dark ink, appearing to read "Monte" above "A. B." or similar initials.

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Integrity in Public Contracts Act

Section 10

AMENDMENT:

Replace proposed section 21.18 by:

"21.18. An enterprise that enters into a contract with a public body or that enters into a public subcontract must hold an authorization on the date the contract or subcontract is entered into. In the case of a consortium, every enterprise in the consortium must hold an authorization on that date.

Moreover, an enterprise that responds to a call for tenders for a public contract or subcontract must hold an authorization on the date it submits its bid, unless the call for tenders specifies a different date which precedes the date the contract is entered into.

An authorization must be maintained throughout the contract or subcontract.

Adopted
SB

Bill 1

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Section 10

AMENDMENT:

Replace proposed section 21.19 by:

“21.19. A contractor or subcontractor who is in the process of performing a public contract or subcontract but no longer holds an authorization because it expired or the Authority revoked it or refused to renew it is deemed to have defaulted on the contract on the expiry of a period of 60 days after the date the authorization expired or the Authority notified its decision. However, the contractor is not deemed to have defaulted in the case described in the fourth paragraph of section 21.36 or as regards honouring the contract guarantees.

Despite the first paragraph and for a reason in the public interest, a public body may apply to the Conseil du trésor for permission for continued performance of a public contract or subcontract within 30 days after receiving notification from the Authority that the contractor or subcontractor no longer holds an authorization. The Conseil du trésor may subject the permission to certain conditions, including that the contractor or subcontractor agree to the implementation, at the contractor's or subcontractor's expense, of oversight and monitoring measures.

A handwritten signature in black ink, appearing to read "Adèle" with "7B" written below it.

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Integrity in Public Contracts Act

Section 10

AMENDMENT:

Replace "that wishes to enter into a public contract or a subcontract directly or indirectly related to a public contract must submit an application to the Authority" in proposed section 21.21 by "must submit an application to the Authority".

A handwritten signature in dark ink, appearing to read "Abti" with a stylized flourish below it.

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Section 10

AMENDMENT:

Add at the end of the second paragraph of proposed section 21.22:

The information, documents and fee required may vary according to the type of enterprise or the place where the enterprise mainly carries on its activities.

Alberti
AB

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Integrity in Public Contracts Act

Section 10

AMENDMENT:

Replace subparagraph 2 of the first paragraph of proposed section 21.23 by:

(2) not have been refused an authorization or have had its authorization revoked under any of sections 21.24 to 21.26 in the preceding 12 months; the Authority may consider a shorter period if it is satisfied that the enterprise has taken the necessary corrective measures.

A handwritten signature in dark ink, appearing to read 'Allyte' with a stylized monogram or initial 'B' below it.

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AMENDMENT:

Add after proposed section 21.23:

"21.23.1. The Authority suspends an authorization if the enterprise no longer complies with the requirements for obtaining the attestation from Revenu Québec referred to in subparagraph 1 of the first paragraph of section 21.23. The suspension becomes effective on the 30th day after the date written notice of the suspension is sent to the enterprise. An enterprise may, however, bring itself back into compliance with those requirements before that time.

An enterprise whose authorization is suspended may, nevertheless, perform a public contract or subcontract if it held an authorization on the date the contract or subcontract was entered into or, when the enterprise submitted a bid in response to a call for tenders, on the bid submission deadline.

Alberti
JB

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Section 10

AMENDMENT:

Replace “the operator” in the first paragraph of proposed section 21.22 by “the natural person who is the operator”.

Alberte
JB

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Section 10

AMENDMENT:

Replace the second paragraph of proposed section 21.34 by:

An enterprise to which the Authority has refused to grant an authorization, whose authorization the Authority has refused to renew or has revoked, or whose authorization has expired (unless, in the latter case, the fourth paragraph of section 21.36 applies) must, within 10 days after receiving the decision or after the authorization expires, provide in writing to the Authority the name of every public body with which it has a contract in process and the name of every enterprise with which it has a subcontract in process, stating the name of the public body that entered into the public contract to which the subcontract is related.

A handwritten signature in dark ink, appearing to read "Alberti" with a stylized flourish below it.

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Section 10

AMENDMENT:

Replace proposed section 21.20 by:

“21.20. The Conseil du trésor may, in exceptional circumstances, give a public body permission to enter into a contract with an enterprise that does not hold an authorization, or give a contractor of a public body permission to enter into a public subcontract directly related to a public contract with such an enterprise, if it is in the public interest that the contract or subcontract be performed by that enterprise. The Conseil du trésor may subject the permission to certain conditions, including that the contractor or subcontractor agree to the implementation, at the contractor's or subcontractor's expense, of oversight and monitoring measures.

If a public body considers that urgent action is required and there is a threat to human safety or property, its chief executive officer may allow a contract to be entered into with an enterprise that does not hold an authorization or give a contractor of the public body permission to enter into a public subcontract directly related to a public contract with such an enterprise. The chief executive officer must however give the Chair of the Conseil du trésor notice in writing within 15 days.

The Chair of the Conseil du trésor publishes the name of the enterprise having entered into a contract or subcontract under the first or second paragraph by posting it on a website within 15 days after the decision of the Conseil or after receiving notice from the chief executive officer of the public body. The Chair also publishes the name of the enterprise in the *Gazette officielle du Québec*.



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Section 10

AMENDMENT:

Add “, unless a judge has suspended the prohibition” at the end of subparagraph 5 of the first paragraph of proposed section 21.24.

Adopted
FB

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Integrity in Public Contracts Act

Section 10

AMENDMENT:

Replace proposed section 21.25 by:

"21.25. The Authority may refuse to grant or to renew an authorization or may revoke an authorization if the enterprise concerned fails to meet the high standards of integrity that the public is entitled to expect from a party to a public contract or subcontract.

Alte
SB

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Section 10

AMENDMENT:

Replace proposed section 21.26 by:

“**21.26.** For the purposes of section 21.25, the integrity of an enterprise and that of its directors, partners, officers and shareholders as well as that of other persons or entities that have direct or indirect legal or de facto control over the enterprise may be examined.

To that end, the Authority may consider such factors as

(1) whether the enterprise or a person or entity referred to in the first paragraph maintains connections with a criminal organization within the meaning of subsection 1 of section 467.1 of the Criminal Code (Revised Statutes of Canada, 1985, chapter C-46) or with any other person or entity that engages in laundering of proceeds of crime or in trafficking in a substance included in any of Schedules I to IV to the Controlled Drugs and Substances Act (Statutes of Canada, 1996, chapter 19);

(2) whether the enterprise or a person or entity referred to in the first paragraph has been prosecuted, in the preceding five years, for any of the offences listed in Schedule I;

(3) whether an enterprise, any of its directors, partners, officers or shareholders or a person or entity that has direct or indirect legal or de facto control over the enterprise has direct or indirect legal or de facto control over the enterprise holding an authorization and was, at the time an offence listed in Schedule I was committed by another enterprise, a director, partner, officer or shareholder of that other enterprise or a person or entity that had direct or indirect legal or de facto control over that other enterprise, provided the other enterprise was found guilty of the offence in the preceding five years;

(4) whether the enterprise is under the direct or indirect legal or de facto control of another enterprise that has, in the preceding five years, been found guilty of an offence listed in Schedule I or whether any of the directors, partners or officers of that other enterprise or a person or entity that had direct or

indirect legal or de facto control over that other enterprise was under such control at the time the offence was committed;

(5) whether the enterprise or a person or entity referred to in the first paragraph has, in the preceding five years, been found guilty of or prosecuted for any other criminal or penal offence committed in the course of the enterprise's business;

(6) whether the enterprise or a person or entity referred to in the first paragraph has repeatedly evaded or attempted to evade compliance with the law in the course of the enterprise's business;

(7) whether a reasonable person would conclude that the enterprise is the extension of another enterprise that would be unable to obtain an authorization;

(8) whether a reasonable person would conclude that the enterprise is lending its name to another enterprise that would be unable to obtain an authorization;

(9) whether the enterprise's activities are incommensurate with its legal sources of financing; and

(10) whether the enterprise's structure enables it to evade the application of this Act.

For the purposes of section 21.25, the Authority may also consider whether a person in authority acting on behalf of the enterprise has, in the preceding five years, been found guilty of or prosecuted for an offence listed in Schedule I.

A finding of guilty must be disregarded if a pardon has been obtained. The facts and circumstances surrounding an offence for which a pardon has been obtained may nevertheless be taken into consideration.

For an enterprise that is a public corporation, a person holding 10% or more of the voting rights attached to the shares of the enterprise is a shareholder.

A handwritten signature in dark ink, appearing to read "A. Laporte" with a stylized flourish at the end.

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Section 10

AMENDMENT:

Insert after proposed section 21.26:

"21.26.1. For the purposes of sections 21.24 to 21.26, the Authority does not take into consideration any pending recourse against a finding of guilty.

*Adopted
SB*

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Section 10

AMENDMENT:

Replace "all relevant information" in proposed section 21.27 by "the information obtained".

*Adopted
SB*

Bill 1

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Section 10

AMENDMENT:

In proposed section 21.28,

- (1) replace “visée par ces renseignements” in the first paragraph in the French text by “qui demande l’autorisation”;
- (2) replace “, not be renewed or be revoked” in the second paragraph by “or not be renewed”.

A handwritten signature in cursive script, appearing to read "Alberte" followed by the initials "SB" on a new line.

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Section 10

AMENDMENT:

In proposed section 21.36,

- (1) replace “valable” in the first paragraph in the French text by “valide”;
- (2) replace “valable” in the third paragraph in the French text by “valide”;
- (3) replace “first paragraph may, despite the expiry of the authorization, continue contracts or subcontracts already in process provided that it complies with the authorization conditions” in the fourth paragraph by “second paragraph may, despite the expiry of the authorization, continue public contracts or subcontracts already in process until the Authority’s decision on the renewal of the authorization”.

Handwritten signature in black ink, appearing to read "Alberto" with "JB" below it.

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Section 10

AMENDMENT:

In proposed section 21.39,

- (1) strike out “, a regulation of the Authority”;
- (2) strike out “and regulations” at the end.

Alberte
JB

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Section 10

AMENDMENT:

Replace proposed section 21.43 by:

"21.43.An enterprise that has no public contracts or subcontracts in process may ask the Authority to withdraw its authorization. In such a case, the Authority removes the enterprise's name from the register."

Albete
SB

Bill 1

Integrity in Public Contracts Act

Section 13

AMENDMENT:

Insert after paragraph 1:

(1.1) by replacing “, and that are awarded to public bodies, including contract management rules or procedures” in subparagraph 1 of the first paragraph by “entered into by public bodies, for subcontracts related to such contracts or for any other contracts related to such contracts or subcontracts, including contract or subcontract management rules or procedures”;

A handwritten signature in dark ink, appearing to read "Albert B." with a stylized flourish at the end.

Bill 1

Integrity in Public Contracts Act

Section 16

AMENDMENT:

Replace by:

16. Section 24.2 of the Act is repealed.

Allyte
SB

Bill 1

Integrity in Public Contracts Act

Section 20

AMENDMENT:

Replace by:

20. Section 26 of the Act is replaced by the following section:

“**26.** The Conseil du trésor may issue directives on the management of the supply, service and construction contracts of public bodies. Such directives may apply to all public bodies or a particular group of public bodies. They are binding on the public bodies concerned.

Directives issued under the first paragraph may also pertain to contracts entered into with a natural person who does not operate a sole proprietorship or with any other entity not mentioned in section 1.”



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Section 22

AMENDMENT:

Replace proposed section 27.5 by:

"27.5. Every person who makes a false or misleading statement to the Authority to obtain, renew or keep an authorization required under section 21.17 or to have the person's name removed from the register of authorizations is guilty of an offence and liable to a fine of \$5,000 to \$30,000 in the case of a natural person and \$15,000 to \$100,000 in any other case.

*Alberte
JB*

Bill 1

Integrity in Public Contracts Act

Section 22

AMENDMENT:

In proposed section 27.6,

- (1) replace "false statement" by "false or misleading statement";
- (2) replace "\$2,500 to \$13,000" by "\$5,000 to \$30,000";
- (3) replace "\$7,500 to \$40,000" by "\$15,000 to \$100,000".

Adopted
5/3

Bill 1

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Section 22

AMENDMENT:

Replace "knowingly, despite not holding" in proposed section 27.7 by "does not hold".

Alpiti
SB

Bill 1

Integrity in Public Contracts Act

Section 22

AMENDMENT:

Insert after proposed section 27.9:

"27.9.1. An enterprise that fails to notify the Authority, as required under section 21.35, of any change to any information previously provided for the purpose of obtaining an authorization is guilty of an offence and liable to a fine of \$2,500 to \$13,000 in the case of a natural person and \$7,500 to \$40,000 in any other case.

Ady te
SB

Bill 1

Integrity in Public Contracts Act

Section 22

AMENDMENT:

In proposed section 27.9,

- (1) replace "\$2,500 to \$13,000" by "\$5,000 to \$30,000";
- (2) replace "\$7,500 to \$40,000" by "\$15,000 to \$100,000".

Allyte
SB

Bill 1

Integrity in Public Contracts Act

Section 22

AMENDMENT:

In proposed section 27.10,

- (1) replace "knowingly makes a request for payment to a public body" by "makes a false or misleading request for payment to a public body";
- (2) replace "\$2,500 to \$13,000" by "\$5,000 to \$30,000";
- (3) replace "\$7,500 to \$40,000" by "\$15,000 to \$100,000".

Alejo
JB

Bill 1

Integrity in Public Contracts Act

Section 22

AMENDMENT:

Insert after proposed section 27.11:

“**27.11.1.** Every person who helps or, by encouragement, advice, consent, authorization or command, induces another person to commit an offence under any of sections 27.5 to 27.11 is guilty of the same offence.

*Adopte
93*

Bill 1

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Section 22

AMENDMENT:

Insert after proposed section 27.12:

“**27.13.** Penal proceedings for an offence under any of sections 27.5, 27.9 and 27.9.1 may be instituted by the Authority.

When the Authority takes charge of the prosecution, the fine imposed by the court belongs to the Authority.”

Alvete
JB

Bill 1

Integrity in Public Contracts Act

Section 23.1

AMENDMENT:

Insert after section 23:

23.1. Section 59 of the Act is amended by striking out “, except the second and third paragraphs of section 21.2.1, the administration of which falls under the responsibility of the Minister of Revenue”.

Alberti
SB

Bill 1

Integrity in Public Contracts Act

Section 33.1

AMENDMENT:

Insert after section 33:

33.1. Section 185 of the Act is amended by striking out paragraph 16.1.

Adgite
5/8

Bill 1

Integrity in Public Contracts Act

Section 57

AMENDMENT:

Replace “qui” in paragraph 3 of proposed section 7.5 in the French text by “qu’il”.

A handwritten signature in cursive script, appearing to read "Adrienne B.", located on the right side of the page.

Bill 1

Integrity in Public Contracts Act

Section 26.0.1

AMENDMENT:

Insert before section 26:

26.0.1. Section 9 of the Act respecting the Autorité des marchés financiers (chapter A-33.2) is amended by inserting “except the Act respecting contracting by public bodies (chapter C-65.1)” after “referred to in section 7” in the first paragraph.

*Adopté
SB*

Bill 1

Integrity in Public Contracts Act

Section 26

AMENDMENT:

Replace "The Act respecting the Autorité des marchés financiers (chapter A-33.2)" in the introductory clause of proposed section 43.2 by "The Act".

Allyte
JB

Bill 1

Integrity in Public Contracts Act

Section 28

AMENDMENT:

Replace “relating to the administration of Chapter V.2 of the Act respecting contracting by public bodies (chapter C-65.1), which is under the responsibility of” by “relating to the functions and powers exercised by the Authority for the purposes of the Act respecting contracting by public bodies (chapter C-65.1), which are under the responsibility of”.

Alziti
SB

Bill 1

Integrity in Public Contracts Act

Section 49

AMENDMENT:

Replace by:

49. Section 8 of the Act is amended by replacing the second sentence of the first paragraph by the following sentence: "The Associate Commissioner exercises the functions conferred on the Associate Commissioner by this Act, with the independence provided for in this Act."

*Alpti
SB*

Bill 1

Integrity in Public Contracts Act

Section 50

AMENDMENT:

Replace by:

50. Section 10 of the Act is amended by replacing paragraph 1 by the following paragraphs:

“(1) to direct and coordinate the activities of audit teams either made up of members of the Commissioner’s personnel placed under the Associate Commissioner’s authority, or designated by the Government, as the case may be;

“(1.1) to order audit teams, or a person authorized by the Associate Commissioner, to conduct the necessary audits so that the Associate Commissioner may provide to the Autorité des marchés financiers the advisory opinions required under sections 21.28 and 21.29 of the Act respecting contracting by public bodies (chapter C-65.1);”.



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Integrity in Public Contracts Act

Section 50.1

AMENDMENT:

Insert after section 50:

50.1. The Act is amended by inserting the following section after section 11:

“**11.1.** The Commissioner or the Associate Commissioner may, in accordance with the applicable legislative provisions, enter into an agreement with a government other than the Gouvernement du Québec, a department of such a government, an international organization, or a body of such a government or organization.”

*Ally
GB*

Bill 1

Integrity in Public Contracts Act

Section 51

AMENDMENT:

Replace by:

51. The Act is amended by inserting the following sections after section 13:

“13.1. For the purposes of an audit under sections 21.27 and 21.29 of the Act respecting contracting by public bodies (chapter C-65.1), the Associate Commissioner or a person authorized by the Associate Commissioner may

(1) enter, at any reasonable hour, the establishment of an enterprise that is applying for an authorization to enter into a public contract or subcontract or that holds an authorization to enter into such a contract or subcontract under that Act or any other premises where documents or information relevant for the purposes of sections 21.24 to 21.26 of that Act may be found, and carry out inspections and examinations;

(2) use any computer, equipment or other thing that is on the premises to access data contained in an electronic device, computer system or other medium or to inspect, examine, process, copy or print out such data;

(3) require from the persons present any information relevant for the purposes of sections 21.24 to 21.26 of that Act as well as the production of any book, register, account, contract, record or other related document; and

(4) examine and make copies of documents containing information relevant for the purposes of those sections.

Any person who has the custody, possession or control of documents referred to in this section must communicate them to the person conducting the audit and facilitate their examination by that person.

An authorized person who has conducted an audit submits a report to the Associate Commissioner.

"13.2. The person conducting the audit must, on request, produce identification and show the document attesting his or her authorization."

Allyte
FB

Bill 1

Integrity in Public Contracts Act

Section 53

AMENDMENT:

In the first paragraph of proposed section 14.1, replace "an auditor" by "a person conducting an audit" and replace "the auditor or" by "that person or the".

A handwritten signature in dark ink, appearing to read "Ady te" with a stylized flourish below it.

Bill 1

Integrity in Public Contracts Act

Section 53

AMENDMENT:

Replace "\$2,000 to \$10,000" in the first paragraph of proposed section 14.1 by "\$4,000 to \$20,000".

Allyte
SB

Bill 1

Integrity in Public Contracts Act

Section 53.1

AMENDMENT:

Insert after section 53:

53.1. Section 15 of the Act is amended by replacing paragraphs 1 and 2 by the following paragraphs:

“(1) conduct, on the Associate Commissioner’s request, the audits provided for in sections 21.27 and 21.29 of the Act respecting contracting by public bodies (chapter C-65.1) and communicate the audit findings to the Associate Commissioner;

“(2) report to the Associate Commissioner on any action taken in the case files sent to them by the Associate Commissioner; and

“(3) inform the Associate Commissioner of any matter under audit that they believe could more appropriately be dealt with by an investigation or a proceeding in connection with a penal or criminal offence under a federal or a Québec law.”

A handwritten signature in black ink, appearing to read "Monte" followed by "SB" in a stylized, cursive script.

Bill 1

Integrity in Public Contracts Act

Section 55

AMENDMENT:

Strike out "under section 13.1".

*Abuti
SB*

Bill 1

Integrity in Public Contracts Act

Section 34.1

AMENDMENT:

Insert before section 35:

34.1. Section 573.3.1.1 of the Cities and Towns Act (chapter C-19) is amended by striking out the fourth and fifth paragraphs.

*Adopted
JB*

Bill 1

Integrity in Public Contracts Act

Section 37.1

AMENDMENT:

Insert before section 38:

37.1. Article 938.1.1 of the Municipal Code of Québec (chapter C-27.1) is amended by striking out the fourth and fifth paragraphs.

*Albini
SB*

Bill 1

Integrity in Public Contracts Act

Section 39.1

AMENDMENT:

Insert before section 40:

39.1. Section 113.1 of the Act respecting the Communauté métropolitaine de Montréal (chapter C-37.01) is amended by striking out the fourth and fifth paragraphs.

*Allyte
JB*

Bill 1

Integrity in Public Contracts Act

Section 42.1

AMENDMENT:

Insert before section 43:

42.1. Section 106.1 of the Act respecting the Communauté métropolitaine de Québec (chapter C-37.02) is amended by striking out the fourth and fifth paragraphs.

*Allyte
SB*

Bill 1

Integrity in Public Contracts Act

Section 64.2

AMENDMENT:

Insert before section 65:

64.2. Section 103.1 of the Act respecting public transit authorities (chapter S-30.01) is amended by striking out the fourth and fifth paragraphs.

*Allyte
SB*

Bill 1

Integrity in Public Contracts Act

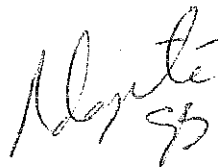
Section 36

AMENDMENT:

Replace proposed section 573.3.3.3 by:

"573.3.3.3. Sections 21.17 to 21.20, 21.23.1, 21.30, 21.34, 21.34.1, 21.36, 27.6 to 27.9, 27.10, 27.11.1 and 27.12 of the Act respecting contracting by public bodies (chapter C-65.1) apply, with the necessary modifications, in respect of any municipal contract that involves an expenditure equal to or greater than the amount determined by the Government under section 21.17 of that Act and pertains to the performance of work or the supply of insurance, equipment, materials or services.

For the purposes of those sections, any contract referred to in the first paragraph is deemed to be a public contract, any subcontract that involves an expenditure equal to or greater than the amount determined by the Government under section 21.17 of that Act and is directly or indirectly related to such a contract is deemed to be a public subcontract, every municipality is deemed to be a public body, and the Minister of Municipal Affairs, Regions and Land Occupancy exercises, in respect of those public contracts and subcontracts, the responsibilities conferred on the Conseil du trésor or its Chair."



Bill 1

Integrity in Public Contracts Act

Section 39

AMENDMENT:

Replace proposed section 938.3.3 by:

"938.3.3. Sections 21.17 to 21.20, 21.23.1, 21.30, 21.34, 21.34.1, 21.36, 27.6 to 27.9, 27.10, 27.11.1 and 27.12 of the Act respecting contracting by public bodies (chapter C-65.1) apply, with the necessary modifications, in respect of any municipal contract that involves an expenditure equal to or greater than the amount determined by the Government under section 21.17 of that Act and pertains to the performance of work or the supply of insurance, equipment, materials or services.

For the purposes of those sections, any contract referred to in the first paragraph is deemed to be a public contract, any subcontract that involves an expenditure equal to or greater than the amount determined by the Government under section 21.17 of that Act and is directly or indirectly related to such a contract is deemed to be a public subcontract, every municipality is deemed to be a public body, and the Minister of Municipal Affairs, Regions and Land Occupancy exercises, in respect of those public contracts and subcontracts, the responsibilities conferred on the Conseil du trésor or its Chair."

A handwritten signature in dark ink, appearing to be 'Adolphe' with a stylized flourish below it.

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Integrity in Public Contracts Act

Section 41

AMENDMENT:

Replace proposed section 118.1.2 by:

"118.1.2. Sections 21.17 to 21.20, 21.23.1, 21.30, 21.34, 21.34.1, 21.36, 27.6 to 27.9, 27.10, 27.11.1 and 27.12 of the Act respecting contracting by public bodies (chapter C-65.1) apply, with the necessary modifications, in respect of any contract awarded by the Community that involves an expenditure equal to or greater than the amount determined by the Government under section 21.17 of that Act and pertains to the performance of work or the supply of insurance, equipment, materials or services.

For the purposes of those sections, any contract referred to in the first paragraph is deemed to be a public contract, any subcontract that involves an expenditure equal to or greater than the amount determined by the Government under section 21.17 of that Act and is directly or indirectly related to such a contract is deemed to be a public subcontract, the Community is deemed to be a public body, and the Minister of Municipal Affairs, Regions and Land Occupancy exercises, in respect of those public contracts and subcontracts, the responsibilities conferred on the Conseil du trésor or its Chair."



Bill 1

Integrity in Public Contracts Act

Section 44

AMENDMENT:

Replace proposed section 111.1.2 by:

"111.1.2. Sections 21.17 to 21.20, 21.23.1, 21.30, 21.34, 21.34.1, 21.36, 27.6 to 27.9, 27.10, 27.11.1 and 27.12 of the Act respecting contracting by public bodies (chapter C-65.1) apply, with the necessary modifications, in respect of any contract awarded by the Community that involves an expenditure equal to or greater than the amount determined by the Government under section 21.17 of that Act and pertains to the performance of work or the supply of insurance, equipment, materials or services.

For the purposes of those sections, any contract referred to in the first paragraph is deemed to be a public contract, any subcontract that involves an expenditure equal to or greater than the amount determined by the Government under section 21.17 of that Act and is directly or indirectly related to such a contract is deemed to be a public subcontract, the Community is deemed to be a public body, and the Minister of Municipal Affairs, Regions and Land Occupancy exercises, in respect of those public contracts and subcontracts, the responsibilities conferred on the Conseil du trésor or its Chair."

Allyce
JB

Bill 1

Integrity in Public Contracts Act

Section 66

AMENDMENT:

Replace proposed section 108.1.2 by:

"108.1.2. Sections 21.17 to 21.20, 21.23.1, 21.30, 21.34, 21.34.1, 21.36, 27.6 to 27.9, 27.10, 27.11.1 and 27.12 of the Act respecting contracting by public bodies (chapter C-65.1) apply, with the necessary modifications, in respect of any contract awarded by a transit authority that involves an expenditure equal to or greater than the amount determined by the Government under section 21.17 of that Act and pertains to the performance of work or the supply of insurance, equipment, materials or services.

For the purposes of those sections, any contract referred to in the first paragraph is deemed to be a public contract, any subcontract that involves an expenditure equal to or greater than the amount determined by the Government under section 21.17 of that Act and is directly or indirectly related to such a contract is deemed to be a public subcontract, every transit authority is deemed to be a public body, and the Minister of Municipal Affairs, Regions and Land Occupancy exercises, in respect of those public contracts and subcontracts, the responsibilities conferred on the Conseil du trésor or its Chair."



Bill 1

Integrity in Public Contracts Act

Section 64.1

AMENDMENT:

Insert after section 64:

ACT RESPECTING MIXED ENTERPRISE COMPANIES IN THE MUNICIPAL SECTOR

64.1. The Act respecting mixed enterprise companies in the municipal sector (chapter S-25.01) is amended by inserting the following section after section 41:

“**41.1.** Despite sections 40 and 41, sections 21.17 to 21.20, 21.23.1, 21.30, 21.34, 21.34.1, 21.36, 27.6 to 27.9, 27.10, 27.11.1 and 27.12 of the Act respecting contracting by public bodies (chapter C-65.1) apply, with the necessary modifications, to any contract awarded by a mixed enterprise company that involves an expenditure equal to or greater than the amount determined by the Government under section 21.17 of that Act and pertains to the performance of work or the supply of insurance, equipment, materials or services.

For the purposes of those sections, any contract referred to in the first paragraph is deemed to be a public contract, any subcontract that involves an expenditure equal to or greater than the amount determined by the Government under section 21.17 of that Act and is directly or indirectly related to such a contract is deemed to be a public subcontract, every mixed enterprise company is deemed to be a public body, and the Minister of Municipal Affairs, Regions and Land Occupancy exercises, in respect of those public contracts and subcontracts, the responsibilities conferred on the Conseil du trésor or its Chair.

This section also applies to any body that is similar to a mixed enterprise company and is constituted under a private Act, including the legal persons constituted under chapters 56, 61 and 69 of the statutes of 1994, chapter 84 of the statutes of 1995 and chapter 41 of the statutes of 2004.”



Bill 1

Integrity in Public Contracts Act

Sections 36.1 and 36.2

AMENDMENT:

Insert after section 36:

CODE OF PENAL PROCEDURE

36.1. The Code of Penal Procedure (chapter C-25.1) is amended by inserting the following article after article 2:

“**2.1.** The provisions of this Code that apply to legal persons also apply to partnerships, with the necessary modifications.”

36.2. The Code is amended by inserting the following article after article 232:

“**232.1.** Unless otherwise provided by law, a sentence applicable to a legal person is also applicable to a partnership.”

A handwritten signature in black ink, appearing to read "Alpti" with "SR" written below it.

Bill 1

Integrity in Public Contracts Act

Section 68

AMENDMENT:

Replace by:

68. From 15 January 2013, contracts and subcontracts to which section 21.17 of the Act respecting contracting by public bodies (chapter C-65.1) applies are construction contracts and subcontracts and service contracts and subcontracts that involve an expenditure equal to or greater than \$40,000,000 and for which the award process is underway at the time the enterprise files its application for authorization.

A handwritten signature in dark ink, appearing to be 'Alte' with a large 'B' or 'P' below it.

Bill 1

Integrity in Public Contracts Act

Section 69

AMENDMENT:

Replace by:

69. Despite the expenditure amount specified in section 68 or determined by the Government under section 21.17 of the Act respecting contracting by public bodies, the Government may, before 31 March 2016, determine that Chapter V.2 of that Act applies to public contracts or subcontracts or to contracts or subcontracts deemed to be public contracts or subcontracts under that Act even if they involve a lower expenditure amount. The Government may also determine that that chapter applies to a category of public contracts or subcontracts or of such deemed public contracts or subcontracts other than the categories determined under those sections or to groups of public contracts or subcontracts or of such deemed public contracts or subcontracts, whether or not they are of the same category. The Government may determine special terms for the applications for authorization that enterprises must file with the Autorité des marchés financiers in respect of such contracts or subcontracts.



Bill 1

Integrity in Public Contracts Act

Section 69.1

AMENDMENT:

Insert after section 69:

69.1. The Government may, before 31 March 2016, require enterprises that are party to public contracts or subcontracts, or contracts or subcontracts deemed to be public contracts or subcontracts under the law, that are in process to file an application for authorization under Chapter V.2 of the Act respecting contracting by public bodies within the time specified by the Government. In such a case, the Government may determine, on the date or dates it sets, the provisions of that chapter that are applicable and modify them as necessary. The Government may also set a different time period from that specified in section 21.19 for the enterprise to be deemed to have defaulted on a contract.

For the purposes of the first paragraph, the Government may target contracts or subcontracts or groups of contracts or subcontracts, whether or not they are of the same category and even if they involve an expenditure that is lower than the expenditure amount specified in section 68 or determined under section 21.17 of the Act respecting contracting by public bodies. The Government may determine special terms for the applications for authorization that enterprises must file with the Autorité des marchés financiers.



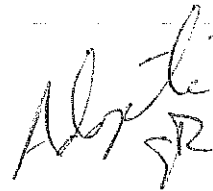
Bill 1

Integrity in Public Contracts Act

Section 70

AMENDMENT:

- (1) Strike out “, for a period of three years,”.
- (2) Insert “aux contrats publics” after “au registre des entreprises non admissibles” in the French text.
- (3) Add “for a period of five years or until the date preceding the date on which its name is registered in the register of enterprises holding an authorization, if earlier than the expiry of that period” at the end.

A handwritten signature in dark ink, appearing to be 'Alberte SR', is located on the right side of the page.

Bill 1

Integrity in Public Contracts Act

Section 71

AMENDMENT:

Replace "described in section 4 of that Act" by "referred to in sections 7 and 7.1 of that Act as they read before being repealed by section 4".

Allyti
SB

Bill 1

Integrity in Public Contracts Act

Section 71.1

AMENDMENT:

Insert after section 71:

71.1. Until the coming into force of sections 3 and 4, the second paragraph of section 1 of the Act respecting contracting by public bodies as it read on (*insert the date that precedes the date of assent to this Act*) continues to apply. The second paragraph of section 1 of that Act, as replaced by section 1, also applies to bodies referred to in sections 7 and 7.1 of that Act.

Alti
SP

Bill 1

Integrity in Public Contracts Act

Section 71.2

AMENDMENT:

Insert after section 71.1:

71.2. Schedule I to the Regulation respecting the register of enterprises ineligible for public contracts and oversight and monitoring measures (chapter C-65.1, r. 8.1) is replaced by Schedule I to the Act respecting contracting by public bodies. The name of any enterprise named in the register only on account of an offence that is no longer listed in the schedule is removed from the register. Other enterprises named in the register remain so named until the end of the period for which they were declared ineligible for public contracts before the replacement of Schedule I to the regulation. An enterprise found guilty, after the coming into force of this section, of an offence listed in the schedule to the regulation as replaced by this section must be named in the register for a period of five years from the final judgment.

A handwritten signature in dark ink, appearing to be 'Alti' with a stylized flourish below it.

Bill 1

Integrity in Public Contracts Act

Section 71.3

AMENDMENT:

Insert after section 71.2:

71.3. A policy made or deemed to be made under the Act respecting contracting by public bodies continues to apply to the extent that it is not incompatible with a directive or policy made under that Act as amended by this Act.

A handwritten signature in dark ink, appearing to be 'Allyte' with a stylized flourish below it.

Bill 1

Integrity in Public Contracts Act

Section 71.4

AMENDMENT:

Insert after section 71.3:

71.4. Until their repeal comes into force, sections 21.3 and 21.5 of the Act respecting contracting by public bodies are respectively replaced by sections 21.19 and 21.20 of that Act, with the necessary modifications, and the authorization required under section 65.2.1 of the Building Act (chapter B-1.1) is replaced by the permission required under that section 21.19.

A handwritten signature in dark ink, appearing to read 'Allyte' with a stylized flourish below it.

Bill 1

Integrity in Public Contracts Act

Section 72.1

AMENDMENT:

Insert after section 72:

72.1. The authorization held by an enterprise under Chapter V.2 of the Act respecting contracting by public bodies stands in lieu of the attestation from Revenu Québec that every enterprise is required to hold in accordance with the regulations under that Act or under the Cities and Towns Act (chapter C-19), the Municipal Code of Québec (chapter C-27.1), the Act respecting the Communauté métropolitaine de Montréal (chapter C-37.01), the Act respecting the Communauté métropolitaine de Québec (chapter C-37.02) or the Act respecting public transit authorities (chapter S-30.01).

Alpiti
SB

Bill 1

Integrity in Public Contracts Act

Section 72.2

AMENDMENT:

Insert after section 72.1:

72.2. Until the coming into force of section 9, paragraph 1 of section 2 of the Anti-Corruption Act (chapter L-6.1) is to be read as follows:

“(1) a contravention of a federal or a Québec law or of a regulation made under such a law, if the contravention pertains to corruption, malfeasance, collusion, fraud or influence peddling in, for example, awarding, obtaining or performing contracts granted, in the exercise of their functions, by a body or a person belonging to the public sector or a contravention of any of sections 21.12 to 21.14 and 27.5 to 27.10 of the Act respecting contracting by public bodies (chapter C-65.1);”.

A handwritten signature in dark ink, appearing to be 'Alte' with 'SB' written below it.

Bill 1

Integrity in Public Contracts Act

Section 75.1

AMENDMENT:

Insert after section 75:

75.1. The first regulation made by the Authority under sections 21.22, 21.35 and 21.40 of the Act respecting contracting by public bodies and the first decision of the Conseil du trésor made under section 21.22 of that Act come into force on the date of their publication in the *Gazette officielle du Québec* or on any later date specified in the regulation or decision. A decision of the Government under section 68.1, 69 or 69.1 comes into force on the date of its adoption or on any later date specified in it, and must be published in the *Gazette officielle du Québec* as soon as possible. Sections 4 to 8, 11 and 17 to 19 of the Regulations Act (chapter R-18.1) do not apply to those decisions or that regulation.

A handwritten signature in dark ink, appearing to read 'Alexi' with 'SR' written below it.

Bill 1

Integrity in Public Contracts Act

Section 75.2

AMENDMENT:

Insert after section 75.1:

75.2. The Chair of the Conseil du trésor must, not later than 1 February 2016, report to the Government on the implementation of the amendments made by this Act to the Act respecting contracting by public bodies.

The report under the first paragraph is tabled in the National Assembly within the next 30 days or, if the Assembly is not sitting, within 30 days of resumption. The report is examined by the competent committee of the National Assembly.

A handwritten signature in dark ink, appearing to be 'Ady ti' with a stylized '93' or similar mark below it.

Bill 1

Integrity in Public Contracts Act

Section 76

AMENDMENT:

Replace by:

76. This Act comes into force on (*insert the date of assent to this Act*), except sections 3, 4, 5 and 9, paragraph 5 of section 13, sections 14 and 16, paragraph 1 of section 18, sections 23, 23.1, 29 to 35, 37 to 38, 39.1, 40, 42.1, 43, 47, 56, 58 to 64, 64.2 and 65, which come into force on the date or dates to be set by the Government.

A handwritten signature in dark ink, appearing to read 'Albyti' with a stylized flourish below it.

Bill 1

Integrity in Public Contracts Act

Section 24

AMENDMENT:

Replace by:

“SCHEDULE I

“(Sections 21.24, 21.26 and 21.37)

“OFFENCES

Act or Regulation	Section	Summary Description of Offence
Criminal Code (R.S.C. 1985, c. C-46)	119	Bribery of judicial officers
	120	Bribery of officers
	121	Frauds on the government – contractor subscribing to an election fund to obtain a contract with the government
	122	Breach of trust by public officer
	123	Municipal corruption
	124	Selling or purchasing office
	125	Influencing or negotiating appointments or dealing in offices
	132	Perjury relating to commercial, professional, industrial or financial business
	136	Witness giving contradictory evidence relating to commercial, professional, industrial or financial business
	220	Causing death by criminal negligence in the course of commercial, professional, industrial or financial business

Act or Regulation	Section	Summary Description of Offence
	221	Causing bodily harm by criminal negligence in the course of commercial, professional, industrial or financial business
	236	Manslaughter committed in the course of commercial, professional, industrial or financial business
	334	Theft committed in the course of commercial, professional, industrial or financial business
	336	Criminal breach of trust
	337	Public servant refusing to deliver property
	346	Extortion
	347	Receiving interest at a criminal rate
	362	False pretence or false statement
	366	False document
	368	Use of forged document
	375	Obtaining something by instrument based on forged document
	380	Fraud – property, money or valuable security or service
	382	Fraudulent manipulation of stock exchange transactions
	382.1	Prohibited insider trading
	388	Misleading receipt or acknowledgment
	397	Falsification of books and documents
	398	Falsifying employment record
	422	Criminal breach of contract
	426	Secret commissions
	462.31	Laundering proceeds of crime
	463	Attempting to commit, and accessory to the commission of, an offence listed in this schedule
	464	Counselling another person to commit an offence listed in this schedule, if the offence is not committed
	465	Conspiring with another person to commit an offence listed in this schedule

Act or Regulation	Section	Summary Description of Offence
	467.11	Participation in activities of criminal organization
	467.12	Commission of offence for criminal organization
	467.13	Instructing commission of offence for criminal organization
Competition Act (R.S.C. 1985, c. C-34)	45	Conspiracies, agreements or arrangements between competitors
	46	Implementation of foreign directives
	47	Bid-rigging
Corruption of Foreign Public Officials Act (S.C. 1998, c. 34)	3	Bribing a foreign public official
Controlled Drugs and Substances Act (S.C. 1996, c. 19)	5	Trafficking in substances and possession for purpose of trafficking
	6	Importing or exporting substances and possession for the purpose of exporting
	7	Production of substance
Income Tax Act (R.S.C. 1985, c. 1, 5th Supplement)	239(1)(a)	Making, or participating in, assenting to or acquiescing in the making of, false or deceptive statements in a return, certificate, statement, document or answer
	239(1)(b)	Having destroyed, altered, mutilated, secreted or otherwise disposed of records or books of account to evade payment of a tax
	239(1)(c)	Making, or assenting to or acquiescing in the making of, false or deceptive entries, or having omitted to enter a material particular, in records or books of account of a taxpayer
	239(1)(d)	Having wilfully evaded or attempted to evade compliance with the Act or payment of taxes
	239(1)(e)	Having conspired with any person to commit an offence described in paragraphs a to d of subsection 239(1)

Act or Regulation	Section	Summary Description of Offence
	239(1.1)	Obtaining or claiming a refund or credit to which the person or another person is not entitled or a refund or credit in an amount greater than the amount to which the person or another person is entitled
	239(2.1)	Wilfully providing another person with an incorrect identification number for a tax shelter
	239(2.2)(a)	Knowingly providing, or knowingly allowing to be provided, to any person any taxpayer information – knowingly allowing any person to have access to any taxpayer information – knowingly using any taxpayer information otherwise than in the course of the administration or enforcement of this Act, the Canada Pension Plan, the Unemployment Insurance Act or the Employment Insurance Act or than for the purpose for which it was provided under this section
	239(2.2)(b)	Knowingly contravening an order made to implement such measures as are necessary to ensure that taxpayer information is not used or provided to any person for any purpose not relating to a legal proceeding relating to the supervision, evaluation or disciplining of an authorized person
	239(2.21)	Knowingly using, providing to any person, allowing the provision to any person, or allowing any person access to, taxpayer information provided for a particular purpose for any other purpose
	239(2.3)	Unlawfully using, communicating, or allowing the communication of, the social insurance number of an individual or the business number of a taxpayer or partnership

Act or Regulation	Section	Summary Description of Offence
Excise Tax Act (R.S.C. 1985, c. E-15)	327(1)(a)	Making, or participating in, assenting to or acquiescing in the making of, false or deceptive statements in a return, application, certificate, statement, document or answer
	327(1)(b)	Destroying, altering or otherwise disposing of documents or making, or assenting to or acquiescing in the making of, false entries, or omitting to enter, or assenting to or acquiescing in the omission of, a material particular in the documents of a person for the purpose of evading payment or remittance of any tax or obtaining a refund or rebate to which the person is not entitled
	327(1)(c)	Having wilfully evaded or attempted to evade compliance with the Act or payment or remittance of tax or net tax imposed under the Act
	327(1)(d)	Having wilfully, in any manner, obtained or attempted to obtain a rebate or refund to which a person is not entitled
	327(1)(e)	Having conspired with any person to commit an offence described in paragraphs a to c of subsection 327(1)
Tax Administration Act (c. A-6.002)	60.1	Contravening section 34.1 – keeping a register in electronic form with a "zapper"
	60.2	Contravening section 34.2 – manufacturing or making a "zapper" available
	62	Making false or deceptive statements – evading payment or remittance of a duty – obtaining a refund without being entitled to it – conspiring to commit such an offence
	62.0.1	Failing to pay, deduct, withhold, collect or remit a duty and failing to file a return - conspiring to commit such an offence

Act or Regulation	Section	Summary Description of Offence
	62.1	Evading remittance or payment of a duty - destroying, altering or secreting registers and supporting documents - false entries - omitting to enter a material particular in records or supporting documents - conspiring to commit such an offence
	68	Having directed, authorized or participated in the commission by a corporation of an offence listed in this schedule
	68.0.1	Aiding another person to commit a fiscal offence listed in this schedule
	71.3.2	Communicating or using information contained in a tax record or originating from such a record for a purpose not provided for in the Act
Deposit Insurance Act (c. A-26)	46(b)	Furnishing the Autorité des marchés financiers with false information
Act respecting insurance (c. A-32)	406(c)	Knowingly giving the Autorité des marchés financiers incorrect information
Act respecting contracting by public bodies (c. C-65.1)	27.5	Making a false or misleading statement to the Autorité des marchés financiers to obtain an authorization to enter into contracts or to have one's name removed from the register
	27.6	Making a false or misleading statement in connection with a bid
	27.10	Making a false or misleading request for payment
	27.11.1	Helping to commit an offence under section 27.5, 27.6 or 27.10
Act respecting financial services cooperatives (c. C-67.3)	605	Knowingly furnishing information, reports or other documents that are false or misleading
Act respecting the distribution of financial products and services (c. D-9.2)	16 with 485	Not acting with honesty and loyalty
	469.1	Making a misrepresentation when pursuing activities governed by the Act

Act or Regulation	Section	Summary Description of Offence
Money-Services Businesses Act (c. E-12.000001)	66(1)	Making a misrepresentation when pursuing activities governed by the Act
Derivatives Act (c. I-14.01)	65 with 160	Not acting with honesty and loyalty
	144	Using information relating to an investment program for one's own benefit in trading in derivatives included in the program
	145.1	Trading in a standardized derivative that is the subject of material order information or recommending that another party do so, or disclosing the information to anyone
	148(6)	Providing false documents or information, or access to false documents or information, to the Autorité des marchés financiers
	150	Influencing or attempting to influence the market price or the value of a derivative or of the underlying interest of a derivative by means of unfair, improper or fraudulent practices
	151	Perpetrating fraud or engaging or participating in market manipulation, dishonest transactions or fraudulent tactics
Act respecting labour relations, vocational training and workforce management in the construction industry (c. R-20)	84	Molesting, hindering or insulting any member or employee of the Commission de la construction du Québec in the performance of duties, or otherwise obstructing such performance
	111.1	Carrying out construction work or causing such work to be carried out in contravention of a decision ordering the suspension of the work rendered under section 7.4.1
	122(4)	Knowingly destroying, altering or falsifying any register, pay-list, registration system or document relating to the application of the Act, a regulation or a collective agreement

Act or Regulation	Section	Summary Description of Offence
Act respecting trust companies and savings companies (c. S-29.01)	356	Giving false or misleading information
Fuel Tax Act (c. T-1)	44	Obtaining or attempting to obtain a refund by means of false or misleading statements
Securities Act (c. V-1.1)	160 with 202	Not dealing fairly, honestly, loyally and in good faith
	187	Insider trading involving securities of a reporting issuer or changing an interest in a financial instrument related to such securities
	188	Disclosing privileged information to another party or recommending that another party trade in the securities of the issuer with respect to which the offender is an insider
	189.1	Unlawfully using privileged information
	190	Unlawfully using information relating to an investment program established by an investment fund or by a portfolio management adviser
	195(6)	Providing the Autorité des marchés financiers with false documents or information, or access to false documents or information
	195.2	Influencing or attempting to influence the market price or the value of securities by means of unfair, improper or fraudulent practices
	196	Making a misrepresentation
	197	Making a misrepresentation
	199.1	Engaging or participating in any transaction in securities or any trading method relating to a transaction in securities, or in any act, practice or course of conduct knowing that it constitutes fraud or is of a misleading nature
Regulation respecting construction contracts of municipal bodies (c. C-19, r. 3)	7 with 10	Producing an attestation from Revenu Québec that contains false or inaccurate information, using the attestation of a third party or making a false declaration on one's holding an attestation

Act or Regulation	Section	Summary Description of Offence
	8 with 10	Assisting another person to contravene section 7
Regulation respecting supply contracts, service contracts and construction contracts of bodies referred to in section 7 of the Act respecting contracting by public bodies (c. C-65.1, r. 1.1)	7 with 10	Submitting an attestation from Revenu Québec that contains false or inaccurate information, submitting the attestation of a third person, or making a false declaration regarding the holding of an attestation
	8 with 10	Helping another person to contravene section 7
Regulation respecting supply contracts of public bodies (c. C-65.1, r. 2)	37.4 with 45.1	Submitting an attestation from Revenu Québec that contains false or inaccurate information, producing the attestation of a third person, or making a false declaration regarding the holding of an attestation
	37.5 with 45.1	Helping another person to contravene section 37.4
Regulation respecting service contracts of public bodies (c. C-65.1, r. 4)	50.4 with 58.1	Submitting an attestation from Revenu Québec that contains false or inaccurate information, producing the attestation of a third person, or making a false declaration regarding the holding of an attestation
	50.5 with 58.1	Helping another person to contravene section 50.4
Regulation respecting construction contracts of public bodies (c. C-65.1, r. 5)	40.6 with 58.1	Submitting an attestation from Revenu Québec that contains false or inaccurate information, producing the attestation of a third person, or making a false declaration regarding the holding of an attestation
	40.7 with 58.1	Helping another person to contravene section 40.6

Alti
9/9

Bill 1

Integrity in Public Contracts Act

Section 75.2

AMENDMENT:

Replace "2016" in the first paragraph by "2014".

Alpti
JB

Bill 1

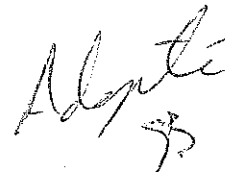
Integrity in Public Contracts Act

Section 10

AMENDMENT:

Insert after proposed section 21.20:

“21.20.1. Despite section 21.17, the chief executive officer of a public body may enter into a contract with an enterprise that does not hold an authorization if the enterprise does not have an establishment in Québec and the contract is to be performed outside Québec. The chief executive officer of the public body must give the Chair of the Conseil du trésor notice in writing within 30 days.

A handwritten signature in dark ink, appearing to read 'Adypte' with a stylized flourish below it.

Bill 1

Integrity in Public Contracts Act

Section 10

AMENDMENT:

Add at the end:

The advisory opinion must state the grounds on which it is recommended that the authorization be revoked under any of sections 21.24 to 21.26.

A handwritten signature in dark ink, appearing to read "Allyte" with a stylized flourish below it.

Bill 1

Integrity in Public Contracts Act

Section 11

AMENDMENT:

Replace by:

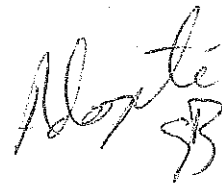
11. Section 22 of the Act is amended

(1) by replacing "over" by "equal to or greater than";

(2) by adding the following sentence at the end: "Such a regulation may prescribe how that information may be made available electronically in an open document format on a storage medium so that it can be reused.";

(3) by adding the following paragraph:

"In addition to the initial amount of each contract, the information that must be published includes every additional expenditure exceeding that amount by more than 10% and the total amount paid by the public body for each contract."

A handwritten signature in dark ink, appearing to read "Alon Teichman" with a stylized monogram "AT" below it.

Bill 1

Integrity in Public Contracts Act

Section 1

AMENDMENT:

Replace proposed section 1 as amended by:

“1. The purpose of this Act is to determine the conditions applicable with regard to public contracts between a public body and a contractor who is a legal person established for a private interest, a general, limited or undeclared partnership or a natural person who operates a sole proprietorship.

The purpose of this Act is also to determine certain conditions applicable to subcontracts directly or indirectly related to a contract described in the first paragraph.

In addition, the purpose of this Act is to determine certain conditions applicable to any other contract related to a contract or a subcontract described in the first or second paragraph.”

A handwritten signature in dark ink, appearing to be 'Alon Te' with a stylized flourish below it.

Bill 1

Integrity in Public Contracts Act

Section 10

AMENDMENT:

Replace "section 21.24 or 21.26" in the second paragraph of proposed section 21.28 by "sections 21.24 to 21.26".

Allyli
SB

Bill 1

Integrity in Public Contracts Act

Section 10

AMENDMENT:

Insert after proposed section 21.29:

"21.29.1. The audits provided for in sections 21.27 and 21.29 may be conducted, in accordance with the Anti-Corruption Act, by the audit teams referred to in paragraph 1 of section 10 of that Act and by any person authorized for that purpose by the Associate Commissioner.

A handwritten signature in dark ink, appearing to be 'Alti' with a stylized 'JB' or similar mark below it.

Bill 1

Integrity in Public Contracts Act

Section 10

AMENDMENT:

Add the following at the end of proposed section 21.31: "The enterprise must communicate the information to the Authority within the time limit specified by the Authority. If the enterprise fails to do so, the Authority may revoke its authorization."

Alpeli
SP

Bill 1

Integrity in Public Contracts Act

Section 22

AMENDMENT:

Replace “, submits” in proposed section 27.7 as amended by “and submits”.

Adopted
SB

Bill 1

Integrity in Public Contracts Act

Section 62.1

AMENDMENT:

Insert after section 62:

62.1. Section 174 of the Act is amended by replacing "The Commission may" in the second paragraph by "Despite the first paragraph, the Commission may communicate to the Régie du bâtiment du Québec any information that is necessary for the application of the Building Act (chapter B-1.1). Similarly, it may communicate to the Commission de la construction du Québec any information that is necessary for the application of the Act respecting labour relations, vocational training and workforce management in the construction industry (chapter R-20). It may also".

*Alain
SB*

Bill 1

Integrity in Public Contracts Act

Section 62.2

AMENDMENT:

Insert after section 62.1:

62.2. The Act is amended by inserting the following section after section 174.1:

“174.2. The Commission must communicate to the Régie du bâtiment du Québec any information relating to a finding of guilty for an offence under any section of this Act, to the extent that the information is necessary for the application of the provisions of the Building Act (chapter B-1.1) pertaining to the issue, amendment, suspension or cancellation of a licence.”

Alvite
SB

Bill 1

Integrity in Public Contracts Act

Section 10

AMENDMENT:

Insert after proposed section 21.34:

"21.34.1. The Authority informs the Associate Commissioner, Revenu Québec, the Commission de la construction du Québec and the Régie du bâtiment du Québec of its decision to grant, to revoke or to refuse to grant or renew an authorization. It also informs them of any application for removal from the register.

The Authority must further inform each public body concerned, as soon as possible, of the information it obtains from an enterprise under the second paragraph of section 21.34.

A handwritten signature in dark ink, appearing to read "Alex Lévesque" with a stylized "SL" or "JB" monogram below it.

Bill 1

Integrity in Public Contracts Act

Section 53

AMENDMENT:

Strike out “, by an act or omission,” in proposed section 14.2.

Allyte
SB

Bill 1

Integrity in Public Contracts Act

Section 68

AMENDMENT:

Replace section 68 as amended by:

68. From 15 January 2013, for the purposes of section 21.17 of the Act respecting contracting by public bodies (chapter C-65.1), the contracts and subcontracts to which that section applies are construction contracts and subcontracts and service contracts and subcontracts that involve an expenditure equal to or greater than \$40,000,000 and for which the award process is underway on or begins after that date.

Handwritten signature and initials, possibly "Alte" and "SB", in dark ink.

Bill 1

Integrity in Public Contracts Act

Section 76

AMENDMENT:

Replace section as amended by:

76. This Act comes into force on *(insert the date of assent to this Act)*, except sections 3, 4, 5 and 9, paragraph 5 of section 13, sections 14 and 16, paragraph 1 of section 18, sections 23, 23.1, 29 to 35, 37 to 38, 39.1, 40, 42.1, 43, 47, 56, 58 to 62, 63, 64, 64.2 and 65, which come into force on the date or dates to be set by the Government.

A handwritten signature in dark ink, appearing to be 'Alte' with a large 'B' or '8' below it.

Bill 1

Integrity in Public Contracts Act

Section 55.1

AMENDMENT:

Insert after section 55:

55.1. Section 26 of the Act is amended by adding the following paragraph:

“An employee of a body or person described in section 3 may make a disclosure to the Commissioner in accordance with the first paragraph.”

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Bill 1

Integrity in Public Contracts Act

Section 55.2

AMENDMENT:

Insert after section 55.1:

55.2. Section 31 of the Act is amended

- (1) by striking out “, to the extent possible,”;
- (2) by adding the following sentence at the end: “The Commissioner may however communicate the identity of such persons to the Director of Criminal and Penal Prosecutions.”

A handwritten signature in dark ink, appearing to be 'Alte' with a stylized 'B' or 'J' below it.