



NATIONAL ASSEMBLY

FIRST SESSION

THIRTY-FIFTH LEGISLATURE

Bill 93

(1995, chapter 52)

An Act to amend the Transport Act

Introduced 10 May 1995
Passage in principle 19 June 1995
Passage 4 December 1995
Assented to 7 December 1995

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EXPLANATORY NOTES

This bill amends the Transport Act to define more clearly the scope of certain regulatory provisions concerning the transportation of schoolchildren and to give the Minister of Transport the power to authorize, subject to the conditions he determines, the addition of security equipment other than regulated equipment to vehicles used for the transportation of schoolchildren.

In addition, the bill provides that any uncontested application made to the Commission des transports du Québec may be heard by a person designated in accordance with the Act. It also provides that carriers cannot receive, as compensation, any remuneration other than the remuneration calculated in accordance with the rates and tariff in force or in accordance with the prescribed standard rates and tariffs.

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THE PARLIAMENT OF QUÉBEC ENACTS AS FOLLOWS:

1. The Transport Act (R.S.Q., chapter T-12) is amended by inserting, after section 4.1, the following section:

“4.2 The Minister may, by order, authorize a carrier to add safety equipment not regulated under paragraph *a* of section 5 to a road vehicle used for the transportation of schoolchildren.

The order shall indicate the period and conditions of use of the safety equipment. The order takes effect from the date of its publication in the *Gazette officielle du Québec*.”

2. Section 5 of the said Act is amended by inserting, after paragraph *a*, the following paragraph:

“(a.1) determine which of the provisions of a regulation relating to the transportation of schoolchildren made under paragraph *a* constitute an offence and indicate, for each offence, the minimum and maximum amounts of the fine to which the offender is liable, which shall be from \$100 to \$300, from \$400 to \$1 200 or from \$800 to \$2 400, depending on the seriousness of the offence;”.

3. Section 17.8 of the said Act is amended

(1) by replacing the words “and decide an uncontested matter relating to the transfer of a taxi or bulk trucking permit or to vehicle leasing” in the second and third lines by the words “any uncontested application and decide it”;

(2) by adding the following paragraph:

“Where an application cannot be granted, it must be referred to a member of the Commission who shall decide it.”

4. Section 47 of the said Act is amended

(1) by replacing the words “a remuneration” in the first line of the first paragraph by the words “remuneration or receive as payment”;

(2) by replacing the word “a” in the second line of the second paragraph by the words “or receive as payment”.

5. Section 74.3 of the said Act is amended by striking out the second paragraph.

6. This Act comes into force on 7 December 1995, except section 2 which comes into force on the date to be fixed by the Government.