



NATIONAL ASSEMBLY

SECOND SESSION

THIRTY-FIFTH LEGISLATURE

Bill 209

(Private)

**An Act respecting federations,
central councils and
syndicates affiliated
with the Confédération
des syndicats nationaux (C.S.N.)**

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(Private)

An Act respecting federations, central councils and syndicates affiliated with the Confédération des syndicats nationaux (C.S.N.)

WHEREAS several federations, central councils and syndicates affiliated with the Confédération des syndicats nationaux (C.S.N.) are entities devoid of juridical personality;

Whereas the activities carried on by those bodies, both internally and externally, are susceptible of giving rise to rights and obligations;

Whereas those bodies wish to be endowed with juridical personality;

Whereas the current provisions of the Professional Syndicates Act (R.S.Q., chapter S-40) do not allow achievement of that objective without major inconvenience;

WHEREAS it is expedient to amend certain provisions of the said Act to accommodate their *de facto* situation;

THE PARLIAMENT OF QUÉBEC ENACTS AS FOLLOWS:

1. Notwithstanding subsection 1 of section 1 and the first paragraph of section 19 of the Professional Syndicates Act (R.S.Q., chapter S-40), a syndicate, federation or central council affiliated with the C.S.N. may file an application with the Inspector General of Financial Institutions setting forth its intention to be constituted as a legal person governed by the Professional Syndicates Act.

2. For the purposes of the application, subsections 2 and 3 of section 1 of the Professional Syndicates Act shall read as follows:

“(2) The application by a syndicate, federation or central council affiliated with the C.S.N. shall

i. indicate the name of the body;

ii. indicate its object;

iii. indicate the names, nationality and addresses of the first directors or administrators, to the number of three at least and, in the case of a syndicate, not more than 15, including the president and secretary;

iv. specify the address of its head office;

v. request the Inspector General of Financial Institutions to authorize its constitution as a legal person;

vi. be accompanied by a sworn declaration of one of the signatories to the application attesting to the truth of the facts mentioned in the application;

vii. be accompanied by an attestation of affiliation issued by the president or secretary general of the C.S.N.;

viii. in the case of a syndicate, state that at least 15 salaried persons and Canadian citizens are members thereof.

“(3) The Inspector General of Financial Institutions may, upon an application accompanied by the required attestations, authorize the constitution of the applicant as a legal person.”

3. The constitution of the applicant as a legal person governed by the Professional Syndicates Act shall have all the effects of a continuation; the applicant's rights, property and obligations shall become the rights, property and obligations of the legal person, and the structure and by-laws of the applicant shall become the structure and by-laws of the legal person.

4. This Act comes into force on 23 December 1996.