



NATIONAL ASSEMBLY

SECOND SESSION

THIRTY-FIFTH LEGISLATURE

Bill 87

(1996, chapter 80)

**An Act respecting conditions governing the use
of immovables of the Protestant School Board
of Greater Montreal by the Commission des
écoles catholiques de Montréal**

Introduced 13 December 1996**Passage in principle 19 December 1996****Passage 19 December 1996****Assented to 23 December 1996**

EXPLANATORY NOTES

The purpose of this bill is to require the Protestant School Board of Greater Montreal and the Commission des écoles catholiques de Montréal to enter into an agreement to allow the Commission des écoles catholiques de Montréal to establish a school in an immovable belonging to the Protestant School Board of Greater Montreal. The agreement must be approved by the Minister of Education.

If the parties cannot come to an agreement by 20 January 1997, the Minister of Education may determine conditions governing the use for school purposes of the immovables described in the schedules.

The bill also contains provisions for the purpose of ensuring its implementation.

Bill 87

AN ACT RESPECTING CONDITIONS GOVERNING THE USE OF IMMOVABLES OF THE PROTESTANT SCHOOL BOARD OF GREATER MONTREAL BY THE COMMISSION DES ÉCOLES CATHOLIQUES DE MONTRÉAL

THE PARLIAMENT OF QUÉBEC ENACTS AS FOLLOWS :

1. The Protestant School Board of Greater Montreal and the Commission des écoles catholiques de Montréal shall enter into an agreement to allow the Commission des écoles catholiques de Montréal to establish a school in the immovable described in Schedule I.

The agreement must specify, in addition to conditions governing the use of the immovable, the impact of the agreement on the other schools and the adult education centres operated by the school boards.

To take effect, the agreement must be approved by the Minister of Education.

2. If the Protestant School Board of Greater Montreal and the Commission des écoles catholiques de Montréal do not submit an agreement to the Minister on or before 20 January 1997, or if the agreement submitted has not been approved on that date, conditions governing the use of the immovables described in Schedules I and II may be determined by the Minister.

The conditions shall be binding on the Protestant School Board of Greater Montreal and on the Commission des écoles catholiques de Montréal and shall take effect on the date determined by the Minister.

3. The conditions determined by the Minister shall cease to have effect on the date determined by the Minister or on the date specified in any agreement entered into under section 1 after the determination of conditions which has been approved by the Minister.

A date determined by the Minister under this section may be deferred by the Minister.

4. Any stipulation which may be modified unilaterally in a contract in force on 13 December 1996 between the Protestant School Board of Greater Montreal and the Commission des écoles catholiques de Montréal under which one school board enjoys the use of an immovable belonging to the other may not, as of that date, be modified without the authorization of the Minister. Nor may

such a contract, as of that date, be terminated unilaterally without such authorization.

This section does not apply to a contract which expires as provided for therein unless the contract contains a renewal clause requiring the consent of the parties and one of the parties does not wish to renew the contract.

5. The provisions of this Act cease to have effect on the date or dates to be fixed by the Government.

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

SCHEDULE I

The immovable located at 4860 Vézina Street in Montréal and occupied on 13 December 1996 by the Coronation School and the Vezina Alternative School established by the Protestant School Board of Greater Montreal.

SCHEDULE II

The immovable located at 4810 Van Horne Avenue in Montréal and occupied on 13 December 1996 by the Shadd Academy established by the Protestant School Board of Greater Montreal.

The immovable located at 5100 Côte-St-Luc Road in Montréal and occupied on 13 December 1996 by the Marymount Academy established by the Commission des écoles catholiques de Montréal.