



NATIONAL ASSEMBLY

SECOND SESSION

THIRTY-FIFTH LEGISLATURE

Bill 253

(Private)

An Act respecting the Association de villégiature du Mont Sainte-Anne

Introduced 17 June 1997
Passage in principle 19 December 1997
Passage 19 December 1997
Assented to 19 December 1997

Québec Official Publisher
1997

Bill 253

(Private)

AN ACT RESPECTING THE ASSOCIATION DE VILLÉGIATURE DU MONT SAINTE-ANNE

WHEREAS the Mont Sainte-Anne sector is a major tourist destination ;

Whereas a majority of the tradespeople in the Mont Sainte-Anne sector wish to form a group and pool certain resources to promote the development and marketing of the Mont Sainte-Anne tourist destination ;

Whereas for such purpose, it is desirable that a non-profit legal person be established, and that membership in the legal person be compulsory for those tradespeople ;

Whereas it is necessary to delimit the territory of the association ;

Whereas it is necessary that a statute be enacted for those objects to be achieved ;

THE PARLIAMENT OF QUÉBEC ENACTS AS FOLLOWS :

- 1.** A non-profit legal person is hereby established under the name “Association de villégiature du Mont Sainte-Anne”.
- 2.** The territory designated and covered by the Association is the territory described in the schedule.
- 3.** The members of the Association are as follows :
 - (a) natural and legal persons carrying on commercial or tourism-related activities in the designated territory ;
 - (b) the municipalities having jurisdiction over the designated territory ;
 - (c) persons admitted for membership in accordance with the by-laws of the Association.
- 4.** The head office of the Association shall be situated in the municipality of Beaupré, at the location designated by the board of directors.

5. The first directors of the Association shall be the directors of the association as it exists on the date of coming into force of this Act before its establishment as a legal person. They shall remain in office until duly replaced, and their number shall constitute the number of directors to be elected until that number is modified in accordance with law.

6. The objects of the Association are

(a) to promote and encourage the development and operation of a four-season resort centre, to the advantage of its members ;

(b) to provide, in accordance with the by-laws, certain services to its members, in particular an integrated programme of resort activities, a reservation service, a tourist reception and information service and a marketing programme.

7. The board of directors of the Association may adopt by-laws

(a) establishing classes of members and the rights and obligations of each class ;

(b) establishing rules for territorial representation of the members on the board of directors and on the executive committee so as to ensure optimal representation within the designated territory ;

(c) defining the rules to govern the voting of the members according to objective and equitable criteria, and the procedure for exercising voting rights, including voting by proxy ;

(d) determining the contributions to be paid to the Association by the members or classes of members, and the terms and conditions of payment ;

(e) determining the terms upon which a business from outside the designated territory may be admitted, with the written consent of the business owner, the rights and obligations of the business and the contribution payable ;

(f) regulating the internal management of the Association.

An amendment to a by-law adopted under subparagraph *c* or *d* may come into force only on the vote of three-quarters of the members of the Association at an extraordinary meeting convened for that purpose.

8. For the purposes of this Act, the first two lines of section 28 of the Companies Act (R.S.Q., chapter C-38) are replaced by the following :

“28. The Association may be dissolved, on its application, if it proves to the Inspector General that the dissolution has been authorized by the Minister responsible for the administration of the Tourist Establishments Act (chapter E-15.1) and”.

9. Part III of the Companies Act and the sections of Part I that apply to Part III pursuant to section 224 of that Act apply to the Association, except sections 5, 8 to 10.1, 12, 18 to 18.2, 19, 20, 30, 37 to 40 and 80, the first paragraph of section 84, and sections 119, 120, 217, 218 to 221, 231 and 232.

10. This Act comes into force on the date to be fixed by the Government.

SCHEDULE

The territory covered by the Private Bill respecting the Association de villégiature du Mont Sainte-Anne comprises a continuous area of land of irregular shape situated in the territory of the town of Beauré and the municipality of Saint-Ferréol-les-Neiges.

(A) Town of Beauré

Beginning at the most northerly point of the town of Beauré, along the following lines and through the following points: in a generally southeasterly and southwesterly direction along the dividing line between the town of Beauré and the municipality of Saint-Ferréol-les-Neiges to its intersection with the centre line of the Sainte-Anne river; thence, in a generally southeasterly and southwesterly direction along the centre line of the Sainte-Anne river to its intersection with the northwest boundary of the right of way of Sainte-Anne boulevard; thence, along a straight line in an astronomically westerly direction to its intersection with the dividing line between the town of Beauré and the town of Sainte-Anne-de-Beauré; thence, in a generally northwesterly and northeasterly direction along the dividing line between the town of Beauré and the town of Sainte-Anne-de-Beauré to its intersection with the dividing line between the town of Beauré and the municipality of Saint-Ferréol-les-Neiges; thence, in a generally northeasterly and northwesterly direction along the dividing line between the town of Beauré and the municipality of Saint-Ferréol-les-Neiges to the starting point.

(B) Municipality of Saint-Ferréol-les-Neiges

Beginning at the most westerly point of the municipality of Saint-Ferréol-les-Neiges, along the following lines and through the following points: in a generally northeasterly direction along the northwestern boundary of the municipality of Saint-Ferréol-les-Neiges to its intersection with the eastern boundary of lot 708 of the cadastre of the parish of Saint-Ferréol; thence, with reference to the said cadastre, in a generally southeasterly direction along the eastern boundary of lots 708 and 711 to the southeastern corner of lot 711; thence, in a generally southwesterly and southeasterly direction along the southeast and southwest boundary of lots 711 and 708 to its intersection with the Saint-Julien range road; thence, in a generally southeasterly direction along the southwestern boundary of the right of way of the Saint-Julien range road, across Avenue Royale, and along the dividing line between lots 392 and 395 to its intersection with the northwest bank of the Sainte-Anne river; thence, in a generally southwesterly direction, along the northwest bank of the Sainte-Anne river to its intersection with the dividing line between the municipality of Saint-Ferréol-les-Neiges and the town of Beauré; thence, in a generally northwesterly and northeasterly direction along the dividing line between the municipality of Saint-Ferréol-les-Neiges and the town of Beauré to the most northerly point of the town of Beauré; thence, in a generally southwesterly and southeasterly direction along the dividing line between the municipality of Saint-Ferréol-les-Neiges and the town of Beauré to its

intersection with the dividing line between the municipality of Saint-Ferréol-les-Neiges and the town of Sainte-Anne-de-Beaupré; thence, in a generally northwesterly direction, along the dividing line between the municipality of Saint-Ferréol-les-Neiges and the town of Sainte-Anne-de-Beaupré to the starting point.