

Regulations and other acts

Gouvernement du Québec

O.C. 394-99, 14 April 1999

An Act respecting the Service des achats du gouvernement
(R.S.Q., c. S-4)

Service des achats du gouvernement — Signing of certain deeds, documents or writings

Regulation respecting the signing of certain deeds, documents or writings of the Service des achats du gouvernement

WHEREAS under section 1 of the Act respecting the Service des achats du gouvernement (R.S.Q., c. S-4), the Minister referred to in that Act is the Minister responsible for the administration of the Act respecting government services to departments and public bodies (R.S.Q., c. S-6.1);

WHEREAS under section 30 of the Act respecting government services to departments and public bodies, the Government shall designate the minister responsible for the administration of that Act;

WHEREAS under Order in Council 1498-98 dated 15 December 1998, the Minister for Administration and the Public Service was designated minister responsible for the administration of that Act, subject to the application of Order in Council 1127-96 dated 11 September 1996, and responsible for the personnel, activities and programs dedicated to its implementation, as well as for the related credits;

WHEREAS under Order in Council 1512-98 dated 15 December 1998, the role of the Minister for the Information Highway and Government Services is to assist the Minister for Administration and the Public Service and to perform under his supervision duties related to the Act, subject to the application of Order in Council 1127-96 dated 11 September 1996;

WHEREAS under section 3.3 of the Act respecting the Services des achats du gouvernement, no deed, document or writing is binding on the General Purchasing Director unless it is signed by the Minister responsible for the administration of the Act respecting government services to departments and public bodies, by the Director or by a public servant with the Service but in the case

of the public servant, only to the extent determined by regulation of the Government;

WHEREAS the Regulation respecting the signing of certain deeds, documents or writings of the Service des achats du gouvernement was made by Order in Council 1509-90 dated 24 October 1990;

WHEREAS it is expedient to replace that Regulation by a regulation better adapted to the present administrative situation of the Service des achats du gouvernement;

IT IS ORDERED, therefore, on the recommendation of the Minister for Administration and the Public Service, Chairman of the Conseil du trésor, and of the Minister for the Information Highway and Government Services:

THAT the Regulation respecting the signing of certain deeds, documents or writings of the Service des achats du gouvernement, attached to this Order in Council, be made.

MICHEL NOËL DE TILLY,
Clerk of the Conseil exécutif

Regulation respecting the signing of certain deeds, documents or writings of the Service des achats du gouvernement

An Act respecting the Service des achats du gouvernement
(R.S.Q., c. S-4, s. 3.3)

1. The public servants of the Service des achats du gouvernement who hold the positions mentioned in this Regulation on a permanent or interim basis are authorized to sign, on behalf of the General Purchasing Director and with the same effect, the deeds, documents or writings listed after their respective positions.

2. In the absence of the General Purchasing Director, the Director of the Direction des acquisitions de biens et de gestion des surplus, the Director of the Direction des acquisitions de services et du financement des équipements or the Director of the Direction du développement des marchés, with the Direction générale des acquisitions, is authorized to sign any contract that the General Purchasing Director is authorized to sign under the Act respecting the Service des achats du gouvernement (R.S.Q., c. S-4).

3. A director of the Direction générale des acquisitions referred to in section 2 is authorized to sign any supply or service contract for \$500 000 or less.

4. A goods and services purchasing consultant with the Direction générale des acquisitions is authorized to sign any supply or service contract for \$50 000 or less.

5. A director of the Direction générale des acquisitions referred to in section 2 or a goods and services purchasing consultant referred to in section 4 and authorized to sign a supply or service contract under one of those sections is also authorized to sign any document relating to any supplement in accordance with the General Regulation respecting the conditions of contracts of government departments and public bodies, made by Order in Council 1166-93 dated 18 August 1993.

6. The Director of the Direction des acquisitions de biens et de gestion des surplus is authorized to sign any sales contract for \$100 000 or less, as well as any sales contract amendment in the amount of \$10 000 or less.

7. The person responsible for surplus management with the Direction des acquisitions de biens et de gestion des surplus is authorized to sign any sales contract for \$25 000 or less, as well as any sales contract amendment in the amount of \$2 500 or less.

8. A surplus management consultant acting as a seller with the Direction des acquisitions de biens et de gestion des surplus is authorized to sign any sales contract for \$5 000 or less, as well as any sales contract amendment in the amount of \$500 or less.

9. This Regulation replaces the Regulation respecting the signing of certain deeds, documents or writings of the Service des achats du gouvernement, made by Order in Council 1509-90 dated 24 October 1990.

10. This Regulation comes into force on the date of its publication in the *Gazette officielle du Québec*.

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Gouvernement du Québec

O.C. 419-99, 14 April 1999

An Act to amend the Code of Civil Procedure and other legislative provisions in relation to notarial matters
(1998, c. 51)

Notaries

— Conditions for the certification as regards the institution or review of protective supervision and mandates in anticipation of incapacity

Regulation respecting the conditions for the certification of notaries as regards the institution or review of protective supervision and mandates in anticipation of incapacity

WHEREAS under the first paragraph of section 28 of the Act to amend the Code of Civil Procedure and other legislative provisions in relation to notarial matters (1998, c. 51), the Bureau of the Chambre des notaires du Québec shall make regulations approved by the Government determining the conditions that a notary must meet to be certified as regards the institution and review of protective supervision and mandates in anticipation of an incapacity;

WHEREAS in accordance with sections 10 and 11 of the Regulations Act (R.S.Q., c. R-18.1) and the third paragraph of section 28 of the Act to amend the Code of Civil Procedure and other legislative provisions in relation to notarial matters, the text of the draft Regulation attached to this Order in Council was published in the *Gazette officielle du Québec* of 20 January 1999 with a notice that it could be submitted to the Government for approval upon the expiry of 45 days following that publication;

WHEREAS the draft Regulation was sent to every notary by the secretary of the Chambre at least 30 days before its adoption by the Bureau, in accordance with the second and third paragraphs of section 28 of the Act to amend the Code of Civil Procedure and other legislative provisions in relation to notarial matters;

WHEREAS at its meeting of 11 March 1999, the Bureau of the Chamber made the Regulation respecting the conditions for the certification of notaries as regards the institution or review of protective supervision and mandates in anticipation of incapacity;