

Gouvernement du Québec

O.C. 929-2000, 26 July 2000

An Act respecting Financement-Québec
(1999, c. 11)

Financement-Québec

— Internal by-law No. 1.1. respecting the delegation of signature of certain documents

Internal by-law No. 1.1 respecting the delegation of signature of certain documents of Financement-Québec

WHEREAS under the first paragraph of section 25 of the Act respecting Financement-Québec (1999, c. 11), a document is binding on the financing authority or may be attributed to it only if it is signed by the chief executive officer, the chair or vice-chair of the board, the secretary, another member of the board of directors or another member of the financing authority's personnel and, in the latter two cases, only to the extent determined by the internal by-laws of the financing authority;

WHEREAS under the second paragraph of that section, the by-laws may, however, allow, on the conditions and on the negotiable instruments indicated therein, that the signature be affixed by a person authorized by the financial institution with which the financing authority does business;

WHEREAS under the first paragraph of section 26 of that Act, the internal by-laws of the financing authority may allow, subject to the conditions and on the documents determined therein, that a signature be affixed by means of an automatic device, that a signature be electronic or that a facsimile of a signature be engraved, lithographed or printed;

WHEREAS by Order in Council 240-2000 dated 8 March 2000, the Government approved the Internal by-law No. 1.1 respecting the delegation of signature of certain documents of Financement-Québec;

WHEREAS the financing authority adopted the Internal by-law No. 1.1 respecting the delegation of signature of certain documents of Financement-Québec at the board of directors meeting of 13 July 2000, attached hereto, which updates the Internal by-law No. 1.1 now in force to take into consideration the operating requirements of Financement-Québec;

WHEREAS it is expedient to approve the By-law;

IT IS ORDERED, therefore, on the recommendation of the Minister of Finance:

THAT the Internal by-law No. 1.1 respecting the delegation of signature of certain documents of Financement-Québec, attached to this Order in Council, be approved.

MICHEL NOËL DE TILLY
Clerk of the Conseil exécutif

Internal by-law No. 1.1 respecting the delegation of signature of certain documents of Financement-Québec

An Act respecting Financement-Québec
(1999, c. 11, ss. 25 and 26)

1. Any document signed in accordance with the provisions of this Regulation by the position holders and the persons in charge listed below or, as the case may be, by persons authorized to perform those duties or tasks on a temporary basis binds the financing authority "Financement-Québec".

2. Any document required for the conclusion of long or short-term financing, including any security provided by the authority, shall be signed by two of the persons mentioned in the first paragraph of section 25 of the Act respecting Financement-Québec (1999, c. 11) or two of the following:

- (1) the executive vice-chair;
- (2) the vice-chair for finance; or
- (3) a member of the board of directors.

3. In addition to the persons mentioned in the first paragraph of section 25 of the Act, either of the following persons is also authorized to sign any document required for the conclusion of long or short-term loans:

- (1) the executive vice-chair;
- (2) the vice-chair for finance.

4. In addition to the persons mentioned in the first paragraph of section 25 of the Act, either of the following persons is also authorized to sign any cheque, negotiable instrument or electronic transfer authorization:

- (1) the executive vice-chair;
- (2) the vice-chair for finance.

5. In addition to the persons mentioned in the first paragraph of section 25 of the Act, either of the following persons is also authorized to sign currency or interest exchange agreements and all instruments or contracts of a financial nature such as swap agreements, interest rate caps, floors or collars, spread fixing agreements, options or futures pertaining or related to interest rates, currencies, bonds, stock indexes or credit risks:

- (1) the executive vice-chair;
- (2) the vice-chair for finance; or
- (3) a member of the board of directors.

6. The chair of the board of directors, the chief executive officer or the executive vice-chair is also authorized to sign any service agreement entered into by Financement-Québec and a minister or body of the Gouvernement du Québec.

7. In addition to the persons mentioned in the first paragraph of section 25 of the Act, one of the following persons is also authorized to sign any document not provided for in sections 2 to 6 that may be required to give effect to a decision of the authority:

- (1) the executive vice-chair;
- (2) the vice-chair for finance; or
- (3) a member of the board of directors.

8. The handwritten signature and the endorsement of bank acceptances, promissory notes, bonds, bills of exchange, money orders, payment authorizations or other negotiable instruments by an authorized representative of any financial institution approved by the authority bind the latter and may be attributed to it as if they had been signed by the persons mentioned in the first paragraph of section 25 of the Act.

9. The signature of any person mentioned in the first paragraph of section 25 of the Act and that of the executive vice-chair or the vice-chair for finance may be affixed by means of an automatic device or may be electronic, and a facsimile of such signature may be engraved, lithographed or printed on cheques, drafts, payment authorizations, promissory notes, bonds, bills of exchange or other negotiable instruments and has the same force as the signature itself.

10. This Regulation replaces the Internal by-law No. 1.1 respecting the delegation of signature of certain documents of Financement-Québec approved by Order in Council 240-2000 dated 8 March 2000.

11. This Regulation comes into force on the date of its approval by the Gouvernement du Québec.

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Gouvernement du Québec

O.C. 944-2000, 26 July 2000

Transport Act
(R.S.Q., c. T-12)

Exclusion of certain goods and materials of the definition of “motor freight transportation”

Exclusion of certain goods and materials from the definition of “motor freight transportation”

WHEREAS under section 48.11.01 of the Transport Act (R.S.Q., c. T-12), introduced by section 2 of the Act to amend the Transport Act (2000, c. 35), the Government may, by order, exclude from the definition of “motor freight transportation” any goods or materials it indicates;

WHEREAS it is expedient to exclude from the motor freight transportation sector certain goods and materials, already regulated by other provisions of the Act, in order to avoid any inconsistency;

IT IS ORDERED, therefore, on the recommendation of the Minister of Transport:

That, in accordance with section 48.11.01 of the Transport Act (R.S.Q., c. T-12), introduced by section 2 of the Act to amend the Transport Act (2000, c. 35), the goods and materials that fall under any of the categories listed below be excluded from the definition of “motor freight transportation”:

(1) dairy products, from the farm of a dairy producer to the dairy plant, where their transport requires a permit;

(2) sand, earth, gravel, stone, bituminous concrete including planed asphalt and recyclable and non-recyclable asphalt, snow and ice, ore that has not been altered to increase its concentration, farm, agricultural and fish products transported from the location where it was cut, harvested or extracted to the primary processing plant or to the market, firewood and coal;

(3) the timber referred to in the Regulation respecting forest transport contracts, made by Order in Council 708-2000 dated 7 June 2000, and any other timber re-