



NATIONAL ASSEMBLY

SECOND SESSION

THIRTY-SIXTH LEGISLATURE

Bill 19

(2001, chapter 19)

**An Act concerning the organization of
police services**

Introduced 15 May 2001
Passage in principle 6 June 2001
Passage 21 June 2001
Assented to 21 June 2001

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EXPLANATORY NOTES

The purpose of this bill is to establish levels of police services on the basis of the number of inhabitants in the territory to be served by a police force and to define the suppletive and complementary role of the Sûreté du Québec as well as its mission throughout Québec.

The bill provides that, except in certain cases, every municipality within a metropolitan community or census metropolitan area is to be served by a municipal police force, and that every other municipality having a population of 50,000 inhabitants or more is required to establish its own police force. A municipality having fewer than 50,000 inhabitants that is currently being served by a municipal police force may continue to be served by that police force to the extent that as of 1 June 2002 the police force has the capability of providing the required level of services.

A further object of the bill is to ensure that the entire range of police services otherwise offered by a municipal police force or by the Sûreté du Québec, depending on their respective jurisdictions, is available throughout Québec.

Broadened responsibilities are assigned to the public security committees in charge of managing agreements concerning the police services provided to municipalities by the Sûreté du Québec.

Provision is made for the reclassification, with full recognition of seniority, of all police officers whose positions are affected by the abolition of their police force, within the ranks of the Sûreté du Québec which will henceforth have jurisdiction in the territory concerned.

Lastly, the bill contains consequential amending provisions and transitional provisions.

LEGISLATION AMENDED BY THIS BILL :

- Police Act (2000, chapter 12).

Bill 19

AN ACT CONCERNING THE ORGANIZATION OF POLICE SERVICES

THE PARLIAMENT OF QUÉBEC ENACTS AS FOLLOWS :

1. Section 66 of the Police Act (2000, chapter 12) is amended

(1) by replacing “32” and “60” in the first paragraph by “35” and “65”, respectively;

(2) by replacing “or to one or more deputy directors” in the second paragraph by “, to one or more deputy directors or to all other senior officers”.

2. Section 70 of the said Act is amended by adding the following paragraphs :

“A municipal police force must provide, in the territory under its jurisdiction,

(1) level 1 services, if the population to be served is less than 100,000 inhabitants;

(2) level 2 services, if the population to be served is 100,000 or more and not more than 199,999 inhabitants;

(3) level 3 services, if the population to be served is 200,000 or more and not more than 499,999 inhabitants;

(4) level 4 services, if the population to be served is 500,000 or more and not more than 999,999 inhabitants; or

(5) level 5 services, if the population to be served is 1,000,000 inhabitants or more.

The Sûreté du Québec shall provide level 6 services.

The Sûreté du Québec shall provide the services corresponding to a level higher than the level required of a municipal police force, unless the Minister authorizes the municipal police force to provide the services corresponding to other levels determined by the Minister. Police forces shall work in collaboration in the exercise of their respective jurisdictions.

Notwithstanding the obligation imposed on a police force to provide all the services corresponding to its level of jurisdiction, any investigation concerning a police officer against whom an allegation of criminal offence has been made may be entrusted to another police force empowered to provide the services corresponding to the level required by the investigation.”

3. Sections 71 and 72 of the said Act are replaced by the following sections :

“71. Local municipalities forming part of the Communauté métropolitaine de Montréal, the Communauté métropolitaine de Québec or a census metropolitan area described in Schedule E shall be served by a municipal police force as follows :

(1) they establish their own police forces by means of a by-law approved by the Minister ; or

(2) they share the services of a single police force, either two or more entrusting the establishment and management of a shared police force to an intermunicipal board, or one municipality making all the services of its own police force available to another municipality.

Each police force established pursuant to the first paragraph must provide level 2 services or services corresponding to a higher level, according to the population to be served.

However, the local municipalities forming part of the regional county municipalities of La Côte-de-Beaupré, La Jacques-Cartier, L'Île-d'Orléans and Vaudreuil-Soulanges shall be served by the Sûreté du Québec.

The Minister may authorize a municipality to be served by the Sûreté du Québec, on such conditions as are determined by the Minister.

The services of the Sûreté du Québec shall be provided, in accordance with the terms and conditions set out in section 76, pursuant to agreements entered into by the Minister and the regional county municipality that includes the municipalities concerned or, where warranted by special circumstances, directly with the local municipality.

“72. Local municipalities which do not form part of a metropolitan community or a census metropolitan area shall be served by a municipal police force, in accordance with the same terms and conditions as those provided for in the preceding section, if they have a population of 50,000 inhabitants or more, or by the Sûreté du Québec, if they have a population of less than 50,000 inhabitants.

If a municipality resulting from a municipal merger has a population of 50,000 inhabitants or more, the municipality may be authorized by the Minister, on such conditions as are determined by the Minister, to be served by the Sûreté du Québec for the period prescribed in section 10 of the Regulation

respecting the amount payable by the municipalities for the services of the Sûreté du Québec, enacted by Order in Council 326-92 (1992, G.O.2, 1115), as it applies on the date of the merger.

The territory of the Kativik Regional Government as well as a Native community and a Cree or Naskapi village may be served by their own police forces, whatever their population. Such police forces are not required to provide services at a level established by section 70. The same applies to any other police force having jurisdiction in a territory north of the 51st parallel, subject to the police force providing such services as are agreed with the Minister.”

4. Section 73 of the said Act is amended

(1) by replacing “on which the committee makes” in the second sentence of the second paragraph by “determined by the committee in”;

(2) by replacing “authorization is given by the Minister” in the third paragraph by “determined in the Minister’s authorization”.

5. Section 74 of the said Act is amended

(1) by replacing the first sentence of the first paragraph by the following sentence: “The agreement whereby two or more municipalities share the police services of a single police force in accordance with the terms and conditions specified in section 71 must be submitted to the Minister for approval and may not cover a period exceeding ten years.” and by replacing “Il” in the second sentence of the French text of that paragraph by “Elle”;

(2) by replacing the second paragraph by the following paragraph:

“The agreement on the sharing of police services must include provisions to ensure that, upon the taking effect or termination of the agreement, all police officers whose positions are affected by a new sharing of services or the termination of the sharing of services will be integrated, according to their seniority, into the municipal police force that is to provide such services. If the services are to be provided by the Sûreté du Québec, the provisions of section 353.3 shall be applied.”

6. Section 76 of the said Act is amended

(1) by striking out “some or all of” in the portion before paragraph 1;

(2) by replacing paragraphs 1 and 2 by the following paragraphs:

“(1) the number of police officers assigned to such services;

“(2) the other terms and conditions in accordance with which the police services will be provided;”;

(3) by replacing “five years where the agreement covers all police services” in paragraph 8 by “ten years”.

7. Section 78 of the said Act is amended

(1) by replacing subparagraphs 1 and 2 of the first paragraph by the following subparagraphs :

“(1) four to seven persons chosen from among the members of the councils of the local municipalities to which the agreement applies in the case of an agreement with a regional county municipality or chosen from among the members of the council of the local municipality in the case of an agreement with a local municipality; the latter shall be designated respectively by the regional county municipality or the local municipality ;

“(2) two representatives of the Sûreté du Québec, who are not entitled to vote, including the director of the police station.

The director of the police station shall be designated after consultation with the persons referred in subparagraph 1.”;

(2) by inserting the following after the third paragraph :

“The committee shall, more particularly,

(1) participate in the preparation of the semi-annual plan of action of the Sûreté du Québec in the territory covered by the agreement, according to the priorities identified, and make an assessment thereof ;

(2) approve the police resources organization plan ;

(3) participate in the selection of the location of the police station or stations on the basis of public security requirements, police service effectiveness and government policy on the leasing or acquisition of buildings ;

(4) develop criteria for evaluating the performance of the Sûreté du Québec within the framework of the agreement and, where the committee considers it appropriate, inform the police station chief on the citizens’ appreciation of the police services they receive ;

(5) evaluate the performance of the police station chief.

The committee shall be informed in advance of any intervention by the Sûreté du Québec likely to affect the resources assigned to the territory covered by the agreement.”

8. Section 79 of the said Act is amended by inserting the following paragraph before the first paragraph :

“79. Where a municipal police force is unable to provide any of the services of the level required pursuant to the second paragraph of section 70 or 71, that service shall be provided by the Sûreté du Québec.”

9. Section 81 of the said Act is amended by replacing “basic police services to be provided by each category of municipality” in the first sentence of the second paragraph by “police services each category of municipality must provide, in conformity with the levels established in section 70” and by striking out “basic” in the second sentence of that paragraph.

10. Section 100 of the said Act is amended by striking out “Notwithstanding sections 71 and 72,” in the first paragraph.

11. The said Act is amended by inserting the following after the heading of Title X:

“CHAPTER I

“GENERAL PROVISIONS”.

12. The said Act is amended by inserting the following after section 353 :

“CHAPTER II

“SPECIAL PROVISIONS CONCERNING THE ORGANIZATION OF POLICE SERVICES

“353.1. Local municipalities having a population of less than 50,000 inhabitants that do not form part of a metropolitan community or a census metropolitan area and that on 21 June 2001 were being served by a municipal police force shall be governed by the following provisions.

Every municipality that had its own police force may continue to be served by that police force to the extent that the police force provides level 1 services at the latest on 1 June 2002. In such a case, the agreements requiring the municipality to provide police services to other municipalities shall be maintained, subject to the right of each municipality so served to withdraw from the agreement and be served by the Sûreté du Québec. Where the municipality that offered the services of its police force chooses to be henceforth served by the Sûreté du Québec, the agreements are terminated by operation of law.

Police services intermunicipal boards shall be maintained, subject to a unanimous decision of the parties to the contrary. Where an intermunicipal board is dissolved, every service agreement entered into between the intermunicipal board and municipalities that are not party to the agreement establishing the intermunicipal board is terminated by operation of law. Where an intermunicipal board is to continue to exist, any such service agreement is maintained, subject to the right of each municipality so served to

withdraw from the agreement and be served by the Sûreté du Québec. Where one of the municipalities party to the agreement establishing the intermunicipal board wishes to be served by the Sûreté du Québec, the municipality must obtain the consent of the other municipalities party to that agreement.

All the municipalities forming part of a census agglomeration described in Schedule F may, provided that at least one of the municipalities was, on 21 June 2001, served by a municipal police force, agree to share, in accordance with the terms and conditions provided for in section 71, the services of the same police force. Such police force will, at the latest on 1 June 2002, be required to provide the services of the level prescribed by section 70. The Minister may, however, subject to the conditions the Minister determines, allow that only some of the municipalities forming part of the same census agglomeration share the services of a single police force.

The municipalities that elect to be served by a municipal police force must establish, in an organization plan, that the police force will meet the conditions set out above. The plan must be submitted to the Minister for approval within 30 days from publication in the *Gazette officielle du Québec* of the regulation replacing Schedule I to the Regulation respecting the amount payable by the municipalities for the services of the Sûreté du Québec, enacted by Order in Council 326-92 (1992, G.O. 2, 1115). Every municipality that fails to do so is deemed to have elected to be served by the Sûreté du Québec.

“353.2. The municipalities that are to be served by a municipal police force pursuant to sections 71 and 72 must submit to the Minister for approval, at the latest on 1 January 2002, a police service organization plan stating, in particular, that the services of the required level will be provided at the latest on 1 June 2002. However, if a municipality resulting from a municipal merger and referred to in the first paragraph of section 71 has a population of 100,000 or more on 1 June 2002, the municipality will not be required to submit such a plan before 1 July 2002 and the services of the required level will not be required to be provided before 1 January 2003. In both cases, if a municipality fails to meet the requirements, the Minister may establish the terms and conditions according to which the police services are to be shared by the municipalities concerned.

“353.3. A police officer who is the holder of a permanent position or holds a managerial position within a municipal police force that is abolished because the services in the territory served by the officer are to be provided by the Sûreté du Québec becomes a member of the Sûreté du Québec, subject to the police officer having neither reached 65 years of age nor accumulated the maximum number of years of credited service under the plan referred to in section 353.4 and subject to the officer’s right of refusal. A police officer so transferred shall be reclassified within the Sûreté du Québec according to the officer’s accumulated years of service and, where applicable, according to the officer’s former responsibilities, with the remuneration attaching thereto.

If the remuneration received by the police officer exceeds the remuneration payable within the Sûreté du Québec, it shall be maintained until the salary scale applicable to the police officer progresses to attain the level of the officer's remuneration.

The other conditions of employment applicable to the transferred police officer, including employment benefits, shall be the same, taking into account the officer's recognized seniority, as those applicable to the members of the Sûreté du Québec.

A police officer who is not the holder of a permanent position within a municipal police force becomes an auxiliary member of the Sûreté du Québec, subject to the officer's right of refusal, and shall be subject to the conditions that apply to auxiliary members.

The transfer of police officers from a municipal police force to the Sûreté du Québec shall be made according to staffing requirements, the level of responsibilities and the number of managerial positions existing within the municipal police force on 15 May 2001.

“353.4. Notwithstanding any provision to the contrary, the following shall be recognized as regards a police officer transferred pursuant to section 353.3 for the sole purposes of eligibility for any benefit under the Pension Plan of the members of the Sûreté du Québec, established under the Act respecting the Syndical Plan of the Sûreté du Québec (R.S.Q., chapter R-14):

(1) the years of service accumulated in a permanent position within a municipal police force;

(2) the hours of service accumulated in a non-permanent position, up to the maximum of hours, for a year, provided for in the conditions of employment applicable to the members of the Sûreté and insofar as the police officer's employer was contributing to his or her pension plan.

Every police officer so transferred shall not be required to retire before 65 years of age or accumulating the maximum number of years of credited service under the plan, whichever occurs first.

“353.5. Before a municipal police force may be abolished, a municipality or an intermunicipal board must ensure that the body that administers a pension plan, other than a defined contribution plan, of which a person referred to in section 353.3 or 353.7 is a member has entered into, with the Commission administrative des régimes de retraite et d'assurances, a general agreement for the transfer of the person's rights under the plan to the Pension Plan of the members of the Sûreté du Québec, the Government and Public Employees Retirement Plan or another pension plan applicable to employees of the State. The Commission may enter into such an agreement with the authorization of the Government.

The conditions set out in such an agreement apply to the group constituted by the persons who are referred to in the first paragraph and who come under the same employer, subject to their individual right to opt for another plan in accordance with section 98 of the Supplemental Pension Plans Act (R.S.Q., chapter R-15.1).

“353.6. A police officer who, after the integration of municipal police officers under section 353.3, becomes a member of the Sûreté du Québec, may not receive concomitantly his or her remuneration in that capacity and, as the case may be, a pension under the Pension Plan of the members of the Sûreté du Québec or the pension plan applicable to the police officer as member of the municipal police force that was abolished because police services are henceforth to be provided by the Sûreté.

The regulation under section 17 of the Act concerning the organization of police services (2001, chapter 19) may pertain to the terms and conditions relating to the drawing of both a pension and remuneration, including those applicable in the event of non-compliance with the provisions of the first paragraph.

“353.7. Any member of the non-police personnel of a municipality who on 15 May 2001 was the holder of permanent position and exercised functions considered necessary to the activities of a municipal police force that is abolished because police services are to be provided by the Sûreté du Québec becomes an employee of the State insofar as the personnel member is named in a decision of the Conseil du trésor, subject to the conditions determined therein. An employee so transferred is deemed to have been appointed in accordance with the Public Service Act (R.S.Q., chapter F-3.1.1).

The Conseil du trésor may determine the classification, the remuneration and any other employment condition applicable to an employee so transferred.

“353.8. Any police officer of the Sûreté du Québec whose position is affected because the territory in which the officer ordinarily exercised his or her functions will henceforth be under the jurisdiction of a municipal police force may ask to be integrated into that police force. The police force must integrate the police officer before it may proceed with any hiring.

“353.9. The police records, documents and archives belonging to an abolished municipal police force become those of the new police force.

The same applies to investigations and any other police matter in progress.

“353.10. The first regulation made under section 77 in relation to the costs of police services provided by the Sûreté du Québec is not subject to the publication requirement under section 8 of the Regulations Act (R.S.Q., chapter R-18.1) and, notwithstanding section 17 of that Act, comes into force

on the date of its publication in the *Gazette officielle du Québec* or on any later date fixed therein.

“353.11. Schedules E and F may, if need be, be amended by order of the Government.

“353.12. Until a regulation made pursuant to section 81 comes into force, the various levels of services are those provided for in Schedule G.”

13. The said Act is amended by adding the following schedules after Schedule D:

“SCHEDULE E

THE CENSUS METROPOLITAN AREAS OF CHICOUTIMI, HULL,
SHERBROOKE AND TROIS-RIVIÈRES
(Section 71)

I. The census metropolitan area of Chicoutimi includes the territories of the following municipalities:

- Chicoutimi
- Jonquière
- La Baie
- Lac-Kénogami
- Larouche
- Laterrière
- Saint-Fulgence
- Saint-Honoré
- Shipshaw
- Tremblay

II. The census metropolitan area of Hull includes the territories of the following municipalities:

- Aylmer
- Buckingham
- Cantley
- Chelsea
- Gatineau
- Hull
- La Pêche
- Masson-Angers
- Pontiac
- Val-des-Monts

III. The census metropolitan area of Sherbrooke includes the territories of the following municipalities:

- Ascot

- Ascot Corner
- Bromptonville
- Compton
- Deauville
- Fleurimont
- Hatley
- Lennoxville
- North Hatley
- Rock Forest
- Saint-Denis-de-Brompton
- Saint-Élie-d'Orford
- Sherbrooke
- Stocke
- Waterville

IV. The census metropolitan area of Trois-Rivières includes the territories of the following municipalities :

- Bécancour
- Cap-de-la-Madeleine
- Champlain
- Pointe-du-Lac
- Sainte-Marthe-du-Cap
- Saint-Louis-de-France
- Saint-Maurice
- Trois-Rivières
- Trois-Rivières-Ouest

“SCHEDULE F

CENSUS AGGLOMERATIONS

(*Section 353.1*)

I. The census agglomeration of Alma includes the territories of the following municipalities :

- Alma
- Delisle

II. The census agglomeration of Baie-Comeau includes the territories of the following municipalities :

- Baie-Comeau
- Chute-aux-Outardes
- Franquelin
- Pointe-Lebel
- Ragueneau

III. The census agglomeration of Cowansville includes the territory of the following municipality :

— Cowansville

IV. The census agglomeration of Dolbeau includes the territory of the following municipality :

— Dolbeau-Mistassini

V. The census agglomeration of Drummondville includes the territories of the following municipalities :

— Drummondville
— Saint-Charles-de-Drummond
— Saint-Cyrille-de-Wendover
— Saint-Lucien
— Saint-Majorique-de-Grantham
— Saint-Nicéphore

VI. The census agglomeration of Granby includes the territories of the following municipalities :

— Bromont
— Granby
— Granby (Township)

VII. The census agglomeration of Joliette includes the territories of the following municipalities :

— Joliette
— Notre-Dame-des-Prairies
— Saint-Charles-Borromée

VIII. The census agglomeration of Lachute includes the territory of the following municipality :

— Lachute

IX. The census agglomeration of La Tuque includes the territories of the following municipalities :

— La Bostonnais
— La Croche
— La Tuque

X. The census agglomeration of Magog includes the territories of the following municipalities :

— Magog

- Magog (Township)
- Omerville

XI. The census agglomeration of Matane includes the territories of the following municipalities :

- Matane
- Petit-Matane
- Sainte-Félicité
- Saint-Luc-de-Matane
- Saint-Jérôme-de-Matane

XII. The census agglomeration of Rimouski includes the territories of the following municipalities :

- Le Bic
- Pointe-au-Père
- Rimouski
- Rimouski-Est
- Saint-Anaclet-de-Lessard
- Sainte-Blandine
- Sainte-Odile-sur-Rimouski
- Saint-Narcisse-de-Rimouski

XIII. The census agglomeration of Rivière-du-Loup includes the territories of the following municipalities :

- Notre-Dame-du-Portage
- Rivière-du-Loup
- Saint-Antonin

XIV. The census agglomeration of Rouyn-Noranda includes the territories of the following municipalities :

- Arntfield
- Bellecombe
- Cloutier
- D'Alembert
- Évain
- McWatters
- Rouyn-Noranda

XV. The census agglomeration of Saint-Georges includes the territories of the following municipalities :

- Aubert-Gallion
- Saint-Georges

- Saint-Georges-Est
- Saint-Jean-de-la-Lande

XVI. The census agglomeration of Saint-Hyacinthe includes the territories of the following municipalities :

- Sainte-Rosalie
- Sainte-Rosalie (Parish)
- Saint-Hyacinthe
- Saint-Hyacinthe-le-Confesseur
- Saint-Thomas-d’Aquin

XVII. The census agglomeration of Saint-Jean-sur-Richelieu includes the territories of the following municipalities :

- Iberville
- L’Acadie
- Saint-Athanase
- Saint-Jean-sur-Richelieu
- Saint-Luc

XVIII. The census agglomeration of Saint-Jérôme includes the territories of the following municipalities :

- Bellefeuille
- Lafontaine
- Saint-Antoine
- Saint-Jérôme

XIX. The census agglomeration of Salaberry-de-Valleyfield includes the territories of the following municipalities :

- Grande-Île
- Saint-Timothée
- Salaberry-de-Valleyfield

XX. The census agglomeration of Sept-Rivières includes the territories of the following municipalities :

- Lac-Walker
- Maliotenam
- Moisie
- Sept-Îles
- Uashat

XXI. The census agglomeration of Shawinigan includes the territories of the following municipalities :

- Grand-Mère
- Lac-à-la-Tortue

- Saint-Boniface-de-Shawinigan
- Saint-Georges
- Saint-Gérard-des-Laurentides
- Saint-Jean-des-Piles
- Saint-Mathieu-du-Parc
- Shawinigan
- Shawinigan-Sud

XXII. The census agglomeration of Sorel includes the territories of the following municipalities :

- Sainte-Anne-de-Sorel
- Sainte-Victoire-de-Sorel
- Saint-Joseph-de-Sorel
- Sorel-Tracy

XXIII. The census agglomeration of Thetford Mines includes the territories of the following municipalities :

- Black Lake
- Pontbriand
- Robertsonville
- Thetford Mines
- Thetford-Partie-Sud

XXIV. The census agglomeration of Val-d'Or includes the territories of the following municipalities :

- Dubuisson
- Sullivan
- Val-d'Or
- Val-Senneville
- Vassan

XXV. The census agglomeration of Victoriaville includes the territories of the following municipalities :

- Saint-Christophe-d'Arthabaska
- Victoriaville

“SCHEDULE G

POLICE SERVICES ACCORDING TO THE LEVELS ESTABLISHED BY SECTION 70

To be able to fully achieve their missions, as defined in section 48 of the Police Act, and integrating the community police approach into their operational and management practices, police forces must provide the police services enumerated below, which correspond to their respective levels.

I. Level 1 includes the following services:

POLICING

- Round-the-clock patrol
- Response within a reasonable time to any request for help from a citizen
- Road patrolling
- Enforcement of the Act respecting off-highway vehicles and off-road vehicle and snowmobile trail patrol
- Recreational boating safety except on St. Lawrence River
- Escort for outsized vehicles
- Transportation of accused persons
- Hit and run incidents
- Prevention programs
- Crime scene securing
- Hostage taking or sniper (preliminary validation and sealed-off zone)

EMERGENCY MEASURES

- Peaceful crowd control
- Rescue operations
- Forest search and rescue
- Emergency response to local disaster

INVESTIGATIONS

Subject to the obligations corresponding to higher levels, any criminal or penal offence under their jurisdiction, in particular those relating to

- Kidnapping
- Sexual assault
- Assault (any type)
- Robbery
- Breaking and entering
- Fire
- Auto theft
- Production, trafficking and possession of illicit drugs at local or street level
- Bawdy-houses and street prostitution
- Bad cheques, credit card or debit card fraud
- Scams (false pretence or false statement)
- Theft and possession of stolen goods
- Offence-related property
- Motor vehicle accidents
- Mischief
- Reckless driving
- Impaired driving

Any investigation relating to incidents such as:

- Human deaths (drowning, suicide, etc.)
- Disappearances
- Runaways

SUPPORT SERVICES

- Crime analysis
- Crime scene dusting and photography
- Criminal intelligence relating to persons, groups or phenomena located in their territory and control of sources

- Routine contribution to the Violent Crime Linkage Analysis System (ViCLAS) and to the Service de renseignement criminel du Québec (SRCQ)
- Detention
- Custody of exhibits
- Court liaison
- DNA sample collecting
- Warrant management and tracking of individuals
- Records management
- Public affairs
- Québec Police Intelligence Centre (QPIC) input and retrieval
- Internal affairs
- Telecommunications
- Technical equipment and use of force instructor
- Breath analysis expert

II. Level 2 includes, in addition to the services listed for Level 1, the following services :

INVESTIGATIONS

- Intrafamilial murder
- Criminal negligence causing death
- Attempted murder
- Aggravated sexual assault or sexual assault with a weapon
- Fatal work injury
- Financial institution or armoured car service robbery
- Street gang crime
- Fire involving fatality or injury
- Series of fires
- Major industrial or commercial fire
- Commercial or real estate fraud
- Illegal lottery
- Production, trafficking and possession of illicit drugs involving supplier of local or street dealers
- Freight theft
- Auto theft ring

EMERGENCY MEASURES

- Intervention involving armed and barricaded suspect (no shots fired, no hostages)
- Crowd control involving risk of disturbance

SUPPORT SERVICES

- Special unit (barricaded suspect or potentially dangerous search or arrest)
- Infiltration at bottom level of criminal organization
- Crime scene and criminal identification expert
- Fire scene expert
- Reconstructionist (collision investigation)
- Motor vehicle serial number identification

III. Level 3 includes, in addition to the services listed for Level 2, the following services :

INVESTIGATIONS

- Murder
- Infanticide
- Life-threatening kidnapping
- Extortion
- Fatal aircraft accident
- Proceeds of crime
- Production, trafficking and possession of illicit drugs involving high-level suppliers
- Gang crime corresponding to service level
- Child pornography
- Death during intervention of other police force anywhere in Québec

SUPPORT SERVICES

- Physical surveillance
- Database retrieval
- Infiltration at middle level of criminal organization
- Forensic accounting
- Analysis of pure version statements
- Video interrogation support
- Dog team (drugs, guarding and tracking)

IV. Level 4 includes, in addition to the services listed for Level 3, the following services :

INVESTIGATIONS

- In cooperation with the Sûreté du Québec, any offence committed by criminal organizations operating on a minimal scale throughout Québec

EMERGENCY MEASURES

- Crowd control involving high risk of disturbance or riot in cooperation with the Sûreté du Québec

SUPPORT SERVICES

- Witness protection
- Repentant witness control
- Electronic surveillance

V. Level 5 includes, in addition to the services listed for Level 4, the following services :

POLICING

- Recreational boating safety, including St. Lawrence River
- Air surveillance

INVESTIGATIONS

- Terrorist incident management
- Importation of illicit drugs into Québec
- Weapons trafficking
- Computer data mischief or theft
- Extraprovincial kidnapping
- Pyramid selling
- Betting, bookmaking

EMERGENCY MEASURES

- Helicopter operations
- Crowd control involving high risk of disturbance or riot
- Intervention involving hostage(s) or barricaded and armed suspect (shot fired)

SUPPORT SERVICES

- Underwater diving
- Defusing and handling of explosives (explosives experts)
- Infiltration at top level of criminal organization
- Special weapons and tactics team
- Polygraph and hypnosis
- Dog team (explosives)
- Composite sketching
- Operations security intelligence

VI. Level 6 includes, in addition to the services listed for Level 5, the following services :

INVESTIGATIONS

- Unusual criminal phenomena
- Murder or assault by predator
- Police cooperation to counter organized crime
- Crime relating to state revenues, security or integrity
- Series of fires at inter-regional level
- Inter-regional, provincial or extra-provincial auto theft ring
- Judicial, government or municipal civil servant corruption
- Misappropriation of funds
- Inter-regional, provincial or extra-provincial fraud ring
- Fraudulent securities transactions
- Crime within provincial or federal detention centres
- Cybersurveillance
- International judicial cooperation

EMERGENCY MEASURES

- Coordination of recovery operations and maintenance of order during emergencies or civil disturbances of provincial scope

SUPPORT SERVICES

- Protection of international VIPs
- Protection of National Assembly
- State security investigations and intelligence
- Security and integrity of government computer systems
- ViCLAS coordination
- Behaviourism (profiling of criminals)
- Specialized criminal identification
- Centralized fingerprint database
- Interpol liaison
- QPIC management
- Permanent emergency service unit”.

14. The Table of Contents of the said Act is amended

(1) by replacing Title X by the following :

“TITLE X	TRANSITIONAL PROVISIONS	340-353.12
“CHAPTER I	GENERAL PROVISIONS	340-353
“CHAPTER II	SPECIAL PROVISIONS CONCERNING THE ORGANIZATION OF POLICE SERVICES	353.1-353.12”;

(2) by adding the following :

“SCHEDULE E	CENSUS METROPOLITAN AREAS OF CHICOUTIMI, HULL, SHERBROOKE AND TROIS-RIVIÈRES
“SCHEDULE F	CENSUS AGGLOMERATIONS
“SCHEDULE G	POLICE SERVICES ACCORDING TO THE LEVELS ESTABLISHED BY SECTION 70”.

15. The English text of the said Act is amended

(1) by replacing “as the Québec” in the first paragraph of section 50 by “the National”;

(2) by replacing “serious cause” in the first paragraph of section 64 by “reasonable grounds”;

(3) by replacing “subject to the same” in the second paragraph of section 71 by “in accordance with the same terms and”;

(4) by inserting “respectively” after “designated” in subparagraph 1 of the first paragraph of section 78;

(5) by replacing “Police Force” in the first paragraph of section 100 by “Sûreté du Québec”;

(6) by replacing the second paragraph of section 116 by the following paragraph :

“Municipalities may, by by-law, in the cases determined in the by-law, prescribe qualifications in addition to those determined by the Government, that apply to the members of their police forces.”;

(7) by replacing “chief”, “chief’s” and “chiefs” wherever they appear in sections 3, 18, 83 and 84, the heading preceding section 87, sections 87, 94, 103, 108, 118, 120, 143, 260, 261, 264, 265, 267, 274, 275, 277, 278, 286, 287, 288, 313 and 355 and the table of contents by “director”, “director’s” and “directors”, respectively;

(8) by replacing “convicted” by “found guilty” in the following provisions :

- the first and second paragraphs of section 119;
- section 120.

16. Section 10 of the Regulation respecting the amount payable by the municipalities for the services of the Sûreté du Québec is amended by adding the following paragraph:

“The provisions of this section also apply to every municipality that has taken part in the municipal amalgamation and local communities consolidation program implemented by the Government on 22 May 1996 and that, pursuant to the provisions of the Act concerning the organization of police services (2001, chapter 19), will be served by the Sûreté du Québec.”

17. To facilitate the application of this Act, the Government may, by regulation, before 21 June 2003, provide for the necessary transitional measures. The regulation is not subject to the publication requirement under section 8 of the Regulations Act (R.S.Q., chapter R-18.1) and, notwithstanding section 17 of that Act, comes into force on the date of its publication in the *Gazette officielle du Québec* or on any later date fixed therein.

18. The municipalities referred to in the third paragraph of section 71 of the Police Act will be served by the Sûreté du Québec from the date determined pursuant to section 73 of that Act, which date shall not be later than 1 June 2002.

On that date, the police force established by one of those municipalities or by the intermunicipal board formed by agreement between municipalities each of which is henceforth to be served by the Sûreté du Québec is abolished. Moreover, any service agreement under which any of the municipalities referred to in the first paragraph was provided police services by a municipal police force terminates by operation of law.

19. This Act comes into force on 21 June 2001, except paragraph 1 of section 1, which comes into force on the date to be determined by the Government.