

Gouvernement du Québec

O.C. 1159-2002, 2 October 2002

An Act respecting the Régie du logement
(R.S.Q., c. R-8.1)

Régie du logement
— **Remuneration and other conditions of office**
of commissioners
— **Amendments**

Regulation to amend the Regulation respecting the remuneration and other conditions of office of commissioners of the Régie du logement

WHEREAS, under subparagraph 1 of the first paragraph of section 7.14 of the Act respecting the Régie du logement (R.S.Q., c. R-8.1), amended by section 37 of chapter 22 of the Statutes of 2002, the Government shall make regulations determining the mode of remuneration of the commissioners of the Régie du logement and the applicable standards and scales as well as the method for determining the annual percentage of salary advancement of commissioners up to the maximum salary rate and of the adjustment of the remuneration of commissioners whose salary has reached the maximum rate;

WHEREAS, by Order in Council 300-98 dated 18 March 1998, the Government made the Regulation respecting the remuneration and other conditions of office of commissioners of the Régie du logement;

WHEREAS it is expedient to amend the Regulation;

IT IS ORDERED, therefore, upon the recommendation of the Minister of State for Municipal Affairs and Greater Montréal, the Environment and Water and Minister of Municipal Affairs and Greater Montréal:

THAT the Regulation to amend the Regulation respecting the remuneration and other conditions of office of commissioners of the Régie du logement, attached to this Order in Council, be made.

JEAN ST-GELAIS,
Clerk of the Conseil exécutif

Regulation to amend the Regulation respecting the remuneration and other conditions of office of commissioners of the Régie du logement*

An Act respecting the Régie du logement
(R.S.Q., c. R-8.1, s. 7.14, 1st par., subpar. 1;
2002, c. 22, s. 37)

1. The Regulation respecting the remuneration and other conditions of office of commissioners of the Régie du logement is amended by substituting the following for the third paragraph of section 7:

“Where a commissioner of the Board already in office is designated as chairman of the Board, his salary shall be increased by 10%. However, the new salary may not be lower than the regular minimum salary of the scale applicable to that position.”

2. The following is substituted for section 9:

“**9.** The salary of a full-time commissioner shall be increased, up to the regular maximum salary of the applicable scale, by the annual percentage determined according to the following formula:

$(0.1 \times \% \text{ attributed for the "A" performance rating}) +$
 $(0.3 \times \% \text{ attributed for the "B" performance rating}) +$
 $(0.6 \times \% \text{ attributed for the "C" performance rating})$

The percentages of increase shall be the annual percentages provided for salary advancement under the government policy on performance assessments for members of a body appointed by the Government.

Where a commissioner's salary reaches the maximum, the salary shall be adjusted with a lump sum the annual percentage of which is determined according to the above formula. The percentages shall be the annual percentages for performance bonuses under that policy. The lump sum shall, if applicable, be reduced to take into account the percentage of increase that the commissioner has received under the first paragraph or the portion of the salary that exceeds the regular maximum of the salary scale applicable to that position.

* The Regulation respecting the remuneration and other conditions of office of commissioners of the Régie du logement, made by Order in Council 300-98 dated 18 March 1998 (1998, G.O. 2, 1431), has not been amended since it was made.

With respect to a full-time commissioner who has retired from the public sector as described in Schedule III, the regular maximum of the applicable salary scale shall be determined by taking into account the deduction made at the time of the commissioner's appointment or term renewal in accordance with section 4.

A full-time commissioner who has been in office less than four months during the period used as reference for salary advancement and remuneration adjustment does not benefit from the provisions of this section.”.

3. The following is substituted for paragraphs 1 and 2 of section 14:

“(1) full-time commissioners of the Board shall participate in the Pension Plan of Management Personnel; and

(2) the chairman and vice-chairmen of the Board shall participate in the Pension Plan of Management Personnel and be subject to the special retirement provisions prescribed by Orders in Council 245-92 dated 26 February 1992 and 461-92 dated 1 April 1992 and any consequential amendments, as employees not subject to Schedule I to the latter Order in Council.”.

4. Section 18 is amended by substituting “\$2415” for “\$2100” and “\$2070” for “\$1400” in the first paragraph.

5. Section 2 of Schedule I is amended by substituting “Level 4” for “Level 3”.

6. Section 3 of Schedule I is amended by substituting “Level 3” for “Level 2”.

7. Section 4 of Schedule I is amended by substituting “Level 3” for “Level 2”.

8. This Regulation comes into force on the fifteenth day following the date of its publication in the *Gazette officielle du Québec*.

5329

Gouvernement du Québec

O.C. 1179-2002, 2 October 2002

An Act respecting administrative justice
(R.S.Q., c. J-3)

Administrative Tribunal of Québec **— Procedure for the recruitment and selection of persons apt for appointment as members and the renewal of their term of office** **— Amendments**

Regulation to amend the Regulation respecting the procedure for the recruitment and selection of persons apt for appointment as members of the Administrative Tribunal of Québec and for the renewal of their term of office

WHEREAS, under section 49 of the Act respecting administrative justice (R.S.Q., c. J-3), replaced by section 4 of chapter 22 of the Statutes of 2002, the Government shall establish a procedure for the renewal of the term of office of the members of the Administrative Tribunal of Québec; the regulation may, in particular, fix the composition of the committees to examine the renewal of a Tribunal member's term and the mode of appointment of committee members who shall neither belong to nor represent the Administration within the meaning of the Public Administration Act (R.S.Q., c. A-6.01);

WHEREAS section 39 of the Act to amend the Act respecting administrative justice and other legislative provisions (2002, c. 22) provides namely that the first regulation made under section 49 of the Act respecting administrative justice is not subject to the publication requirement prescribed by section 8 of the Regulations Act (R.S.Q., c. R-18.1);

WHEREAS, by Order in Council 317-98 dated 18 March 1998, the Government made the Regulation respecting the procedure for the recruitment and selection of persons apt for appointment as members of the Administrative Tribunal of Québec and for the renewal of their term of office;