



NATIONAL ASSEMBLY

FIRST SESSION

THIRTY-SEVENTH LEGISLATURE

Bill 234

(Private)

An Act respecting the continuance of the Conférence des coopératives forestières du Québec as a federation of cooperatives

Introduced 19 October 2005

Passage in principle 14 December 2005

Passage 14 December 2005

Assented to 16 December 2005

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Bill 234

(Private)

AN ACT RESPECTING THE CONTINUANCE OF THE CONFÉRENCE DES COOPÉRATIVES FORESTIÈRES DU QUÉBEC AS A FEDERATION OF COOPERATIVES

AS the Conférence des coopératives forestières du Québec was constituted as a cooperative on 19 August 1985 in accordance with the Cooperatives Act (R.S.Q., chapter C-67.2);

As the Conférence wishes to be continued as a federation of cooperatives dedicated to the pursuit of its activities;

As the members of the Conférence are all cooperatives working in the forestry sector and governed by the Cooperatives Act;

As no legislative provision allows for the continuance of a cooperative as a federation of cooperatives or the conversion of a cooperative into a federation of cooperatives;

As the directors of the Conférence unanimously adopted a resolution on 18 November 2004, approving the proposed continuance of the Conférence;

As the members of the Conférence unanimously adopted a resolution on 8 April 2005 at a special general meeting called for that purpose, approving the proposed continuance of the Conférence;

As the Conférence has consulted its members and obtained a resolution from their boards of directors approving the continuance of the Conférence as a federation of cooperatives or its conversion into a federation of cooperatives;

As it is expedient that the Conférence be permitted to continue as a federation of cooperatives under the following conditions;

THE PARLIAMENT OF QUÉBEC ENACTS AS FOLLOWS:

CHAPTER I

CONTINUANCE

1. The Conférence des coopératives forestières du Québec, a cooperative constituted under the Cooperatives Act (R.S.Q., chapter C-67.2), is continued under the name Fédération québécoise des coopératives forestières as a federation of cooperatives governed by the Cooperatives Act.

CHAPTER II

NAME, HEAD OFFICE AND OBJECT

2. The English name of the Federation is “Quebec Federation of Forestry Cooperatives”.

3. The head office of the Federation is situated in the judicial district of Québec.

4. The objects of the Federation are:

(a) to provide marketing, research and development, information, education and training, and negotiation services to its members, as well as any other service pertaining to the consolidation and development of their enterprises;

(b) to be the main mouthpiece and serve as a forum for the forestry cooperatives, and ensure representation and leadership for the forestry cooperative movement; and

(c) to promote the creation of work cooperatives in the forestry sector.

CHAPTER III

SHARE CAPITAL AND MEMBERS

5. The common and preferred shares issued by the Conférence to its members are by operation of law converted into as many common and preferred shares of the Federation.

6. The members of the Conférence become the members of the Federation.

CHAPTER IV

ADMINISTRATION

7. The directors and officers of the Conférence in office before its continuance are the first directors and officers of the Federation. These directors and officers are to remain in office until the next annual general meeting unless they resign or their post otherwise becomes vacant before that time.

8. The board is composed of 11 directors.

9. As long as they are not amended, the by-laws adopted by the Conférence are the by-laws of the Federation.

10. The Federation is granted five years from the time this Act comes into force to comply with the requirements of section 239 of the Cooperatives Act concerning the make-up of its board of directors.

However, from the twenty-fourth month of the five-year transition period mentioned in the first paragraph, the majority of the vacant director's posts must be filled by board directors of members of the Federation.

CHAPTER V

LEGAL PUBLICITY

11. Within 60 days after the coming into force of this Act, the Federation must transmit a copy of this Act to the enterprise registrar, who deposits it in the register instituted under the Act respecting the legal publicity of sole proprietorships, partnerships and legal persons (R.S.Q., chapter P-45).

CHAPTER VI

TRANSITIONAL AND FINAL PROVISIONS

12. The Federation acquires all the rights and assumes all the obligations of the Conférence, and any legal proceedings in which the Conférence is involved may be continued by or against the Federation without continuance of suit.

13. This Act comes into force on 16 December 2005.