

Transport

Gouvernement du Québec

O.C. 885-2007, 10 October 2007

An Act respecting roads
(R.S.Q., c. V-9)

Management of the road linking the Oujé-Bougoumou native community to Route 113 and exemption from the application of certain provisions of the Highway Safety Code on that road

WHEREAS the road 23.5 kilometres long linking the Oujé-Bougoumou native community to Route 113 located between Chapais and Chibougamau is built on lands in the domain of the State and is under the administration of the Ministère des Ressources naturelles et de la Faune;

WHEREAS the road is not a public highway within the meaning of section 4 of the Highway Safety Code (R.S.Q., c. C-24.2) and therefore the provisions of that Code do not apply to it;

WHEREAS the road is not a road under the management of the Minister of Transport under the Act respecting roads (R.S.Q., c. V-9) and therefore the provisions of that Act do not apply to it;

WHEREAS, under subparagraph *i* of the first paragraph of section 3 of the Act respecting the Ministère des Transports (R.S.Q., c. M-28), the Minister of Transport is, in respect of any highway that may be determined by the Government from among the highways to which the Act respecting roads does not apply, to carry out, or cause to be carried out, construction, repair or maintenance work;

WHEREAS it is expedient to determine the road linking the Oujé-Bougoumou native community to Route 113 pursuant to subparagraph *i* of the first paragraph of section 3 of that Act, thereby entrusting its maintenance to the Minister of Transport and making the road a public highway within the meaning of the Highway Safety Code;

WHEREAS, under section 5.2 of the Code, the Government may, by an order in council published in the *Gazette officielle du Québec*, determine that certain provisions of the Code or of a regulation thereunder do not apply to a highway to which subparagraph *i* of the first paragraph of section 3 of the Act respecting the Ministère des Transports applies;

WHEREAS it is expedient to exempt the road linking the Oujé-Bougoumou native community to Route 113 from the application of certain provisions of the Code respecting the right to travel with vehicles registered as off-highway vehicles so that the Barrette-Chapais limitée timber company currently using the road may continue to use it without additional costs;

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

THAT the road 23.5 kilometres long linking the Oujé-Bougoumou native community to Route 113 be determined pursuant to subparagraph *i* of the first paragraph of section 3 of the Act respecting the Ministère des Transports (R.S.Q., c. M-28);

THAT, pursuant to section 5.2 of the Highway Safety Code (R.S.Q., c. C-24.2), the third paragraph of section 21, the third paragraph of section 31.1, section 54 and sections 463 to 470.1, 473, 473.1, 513, 513.1 and 517 to 517.2 of the Code and the regulations thereunder do not apply to the road.

GÉRARD BIBEAU,
Clerk of the Conseil exécutif

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