

Gouvernement du Québec

O.C. 742-2008, 25 June 2008

An Act respecting the Ministère de l'Agriculture, des Pêcheries et de l'Alimentation (R.S.Q., c. M-14)

An Act respecting agricultural lands in the domain of the State (R.S.Q., c. T-7.1)

Signing of certain documents
— Amendments

Regulation to amend the Regulation respecting the signing of certain documents of the Ministère de l'Agriculture, des Pêcheries et de l'Alimentation

WHEREAS, under section 12 of the Act respecting the Ministère de l'Agriculture, des Pêcheries et de l'Alimentation (R.S.Q., c. M-14), the Government may, by regulation published in the *Gazette officielle du Québec*, determine the extent to which a deed, document or writing signed by an officer is binding upon the department and attributable to the Minister of Agriculture, Fisheries and Food;

WHEREAS, under paragraph 5 of section 47 of the Act respecting agricultural lands in the domain of the State (R.S.Q., c. T-7.1), the Government may, by regulation, authorize a civil servant to sign letters patent or any other document related to lands under the jurisdiction of the Minister or for the administration of the Act;

WHEREAS the Regulation respecting the signing of certain documents of the Ministère de l'Agriculture, des Pêcheries et de l'Alimentation was made by Order in Council 398-2003 dated 21 March 2003;

WHEREAS it is expedient to amend the Regulation;

IT IS ORDERED, therefore, on the recommendation of the Minister of Agriculture, Fisheries and Food:

THAT the Regulation to amend the Regulation respecting the signing of certain documents of the Ministère de l'Agriculture, des Pêcheries et de l'Alimentation, attached to this Order in Council, be made.

GÉRARD BIBEAU,
Clerk of the Conseil exécutif

Regulation to amend the Regulation respecting the signing of certain documents of the Ministère de l'Agriculture, des Pêcheries et de l'Alimentation*

An Act respecting the Ministère de l'Agriculture, des Pêcheries et de l'Alimentation (R.S.Q., c. M-14, ss. 12 and 13)

An Act respecting agricultural lands in the domain of the State (R.S.Q., c. T-7.1, s. 47, par. 5)

1. The Regulation respecting the signing of certain documents of the Ministère de l'Agriculture, des Pêcheries et de l'Alimentation is amended in section 1 by replacing “Members of the personnel of the Ministère de l'Agriculture, des Pêcheries et de l'Alimentation who hold the positions mentioned in this Regulation” in the first paragraph by “Members of the personnel of the Ministère de l'Agriculture, des Pêcheries et de l'Alimentation and any other public officer who hold the positions referred to in this Regulation”.

2. Section 2 is amended by replacing the part preceding paragraph 1 by the following:

“2. The Associate Deputy Minister, the Assistant Deputy Minister or the director general responsible for the activities relating to the management of agricultural lands in the domain of the State, the director or the assistant director of the branch in charge of those activities, and the public officer in charge of operations related to the Register of the domain of the State, are authorized to sign alone”.

3. The following is inserted after section 2:

“2.1. The Minister’s signature may be affixed by means of an automatic device on the documents listed in paragraphs 1, 2, 3, 4, 5, 7 and 10 of section 2 by the public officers referred to in that section.

In addition, with the written authorization of a public officer referred to in section 2, the signature may be affixed by a public officer assigned to the activities relating to the management of agricultural lands in the domain of the State.”.

* The Regulation respecting the signing of certain documents of the Ministère de l'Agriculture, des Pêcheries et de l'Alimentation was made by Order in Council 398-2003 dated 21 March 2003 (2003, *G.O.* 2, 1317) and was amended by the regulation made by Order in Council 817-2007 dated 18 September 2007 (2007, *G.O.* 2, 2628).

4. Section 3 is amended by replacing the part preceding paragraph 1 by the following:

“**3.** Associate deputy ministers, assistant deputy ministers or directors general are authorized to sign, for their sector of activities,”.

5. The following is inserted after section 3:

“**3.1.** The public officer in charge of the application of the Copyright Act (R.S.C., 1985, c. C-42) is authorized to sign assignments or licences of copyrights.”.

6. Section 4 is amended by replacing “The director general of management services, the director or the assistant director of financial and material resources” by “The director general responsible for management services or the director of the administrative unit in charge of immovable and material resources”.

7. The following is inserted after section 4:

“**4.1.** The director of the administrative unit in charge of financial resources is authorized to sign any contract extending variable credit that may be made, at the request of one of the holders of the following positions, for the use of a credit card:

- (1) an associate deputy minister, an assistant deputy minister or a director general;
- (2) a branch director or an assistant director.

A public officer who becomes the holder of a credit card in that manner is authorized to sign, in the performance of his or her duties within the administrative unit to which the public officer is attached, documents concerning the acquisition of eligible goods or services within the meaning of the contract extending variable credit, up to the maximum amount authorized for each transaction.”.

8. Section 7 is replaced by the following:

“**7.** The persons in charge of administration in each branch, service or division are authorized to sign, for their sector of activities, each of the following contracts whose cost does not exceed \$10,000:

- (1) supply contracts;
- (2) services contracts; and
- (3) construction contracts.”.

9. Sections 10 and 12 are amended by replacing “The Assistant Deputy Minister” by “The Associate Deputy Minister, the Assistant Deputy Minister”.

10. Section 13 is amended by adding the following at the end:

“(3) the holders of the positions listed in section 2, for any document under the activities relating to the management of agricultural lands in the domain of the State or under the Register of the domain of the State.”.

11. This Regulation comes into force on the date of its publication in the *Gazette officielle du Québec*.

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