

Municipal Affairs

Gouvernement du Québec

O.C. 1062-2008, 5 November 2008

An Act respecting land use planning and development (R.S.Q., c. A-19.1)

Amendment to the letters patent constituting Municipalité régionale de comté de L'Érable

WHEREAS Municipalité régionale de comté de L'Érable was constituted on 1 January 1982 by letters patent issued under the Act respecting land use planning and development (R.S.Q., c. A-19.1);

WHEREAS the letters patent were amended by Order in Council 265-89 dated 1 March 1989 to provide that the warden is elected by the majority vote of 70% of the members of the council of the regional county municipality and to establish rules determining the majority required for a decision to be made by the council;

WHEREAS, under section 3 of the Act respecting judgments rendered by the Supreme Court of Canada on the language of statutes and other instruments of a legislative nature (R.S.Q., c. J-1.1), the letters patent and Order in Council 265-89 dated 1 March 1989 were replaced respectively by Schedule 5 and Schedule 7 to the letters patent issued on 8 February 1995 in accordance with Order in Council 193-95;

WHEREAS the council of Municipalité régionale de comté de L'Érable adopted resolution A.R.-11-07-9813 on 28 November 2007 requesting the Government to amend its letters patent with regard to the majority required for the election of the warden and to also amend them in order to strike out provisions that became void as a result of section 190 of chapter 93 of the Statutes of 1997;

WHEREAS, under section 210.39 of the Act respecting municipal territorial organization (R.S.Q., c. O-9), rendered applicable to that regional county municipality by section 109 of chapter 65 of the Statutes of 1993, the Government may, at the request of the regional county municipality, amend the constituting order with regard to the number of representatives, the number of votes, the power of veto or the majority required for the election of the warden;

WHEREAS it is expedient to amend the letters patent of Municipalité régionale de comté de L'Érable;

IT IS ORDERED, therefore, on the recommendation of the Minister of Municipal Affairs and Regions:

THAT the fifth and sixth paragraphs of the operative part of the letters patent constituting Municipalité régionale de comté de L'Érable, made by Order in Council 265-89 dated 1 March 1989 and replaced by paragraph 2 of Schedule 7 to Order in Council 193-95 dated 8 February 1995, be struck out.

GÉRARD BIBEAU,
Clerk of the Conseil exécutif

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