

Regulations and other Acts

Gouvernement du Québec

O.C. 533-2013, 29 May 2013

An Act respecting safety in sports
(chapter S-3.1)

Combat sports licensing — Amendment

Regulation to amend the Regulation respecting combat sports licensing

WHEREAS, under subparagraph 2 of the first paragraph of section 55.3 of the Act respecting safety in sports (chapter S-3.1), the Régie des alcools, des courses et des jeux may, by regulation approved by the Government, determine the fees payable, the terms and conditions of payment of the fees and of the duties referred to in section 45 of the Act, the time when they must be paid and the percentage of the gross receipts derived from a sports event or the amount on the basis of which the duties referred to in the first paragraph of that section are established;

WHEREAS, under the second paragraph of section 55.3 of the Act, the duties payable under section 45 of the Act may vary according to the categories or classes of licences or permits or the capacity of the premises where sports events are held, as prescribed by the regulation;

WHEREAS, in accordance with sections 10 and 11 of the Regulations Act (chapter R-18.1), a draft of the Regulation to amend the Regulation respecting combat sports licensing was published in Part 2 of the *Gazette officielle du Québec* of 6 February 2013 with a notice that it could be made by the board and approved by the Government on the expiry of 45 days following that publication;

WHEREAS the board made the Regulation to amend the Regulation respecting combat sports licensing without amendment at its plenary session of 17 April 2013;

WHEREAS it is expedient to approve the Regulation;

IT IS ORDERED, therefore, on the recommendation of the Minister of Public Security:

THAT the Regulation to amend the Regulation respecting combat sports licensing, attached to this Order in Council, be approved.

JEAN ST-GELAIS,
Clerk of the Conseil exécutif

Regulation to amend the Regulation respecting combat sports licensing

An Act respecting safety in sports
(chapter S-3.1, s. 55.3, 1st par., subpar. 2 and 2nd par.)

1. The Regulation respecting combat sports licensing (chapter S-3.1, r. 7) is amended in section 10 by striking out paragraph 13.

2. Section 11 is amended by striking out “made as a result of the sale of broadcasting or rebroadcasting rights” in paragraph 4.

3. Section 35 is replaced by the following:

“**35.** The duties payable upon filing a licence application are \$34.25.

In addition, the holder of an organizer’s licence valid for 1 sports event must pay the following duties, as the case may be:

(1) 5% of the gross receipts derived from the sale of tickets in the case of an organizer’s licence valid for 1 sports event of mixed boxing or of an organizer’s licence valid for 1 sports event comprising more than 1 type of combat sport;

(2) 2% of the gross receipts derived from the sale of tickets for an organizer’s licence valid during 1 sports event of any other combat sport.

The duties may not be less than

(1) \$5,000 where the capacity of the premises where the sports event is held is less than or equal to 5,000 persons;

(2) \$10,000 where the capacity of the premises where the sports event is held is greater than 5,000 persons.

For championship bouts, an amount of \$5,000 per championship bout is added to the duties.

The duties are payable upon the issue of an organizer’s licence valid for 1 sports event. Despite the foregoing, where the amount of the duties payable is greater than the minimum duties provided for in the third paragraph, the organizer must pay the balance of gross receipts derived from the sale of tickets within 15 days following the sports event.

The duties prescribed in this section bear interest at the legal rate.”.

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

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Gouvernement du Québec

O.C. 544-2013, 5 June 2013

Integrity in Public Contracts Act
(2012, chapter 25)

An Act respecting contracting by public bodies
(chapter C-65.1)

Certain contracts of Ville de Montréal

Certain contracts of Ville de Montréal

WHEREAS the Integrity in Public Contracts Act (2012, chapter 25) was assented to on 7 December 2012;

WHEREAS the Act amends in particular the Act respecting contracting by public bodies (chapter C-65.1) and other Acts respecting the municipal sector;

WHEREAS, under section 21.17 of the Act respecting contracting by public bodies, an enterprise that wishes to enter into a contract with a public body involving an expenditure equal to or greater than the amount determined by the Government or that wishes to enter into a subcontract that involves an expenditure equal to or greater than that amount and that is directly or indirectly related to the contract must obtain an authorization from the Autorité des marchés financiers;

WHEREAS, under section 573.3.3.3 of the Cities and Towns Act (chapter C-19), sections 21.17 to 21.20, 21.25, 21.34, 21.38, 21.39, 21.41, 27.6 to 27.9, 27.11, 27.13 and 27.14 of the Act respecting contracting by public bodies apply, with the necessary modifications, in respect of any municipal contract that involves an expenditure equal to or greater than the amount determined by the Government under section 21.17 of that Act and pertains to the performance of work or the supply of insurance, equipment, materials or services and, for the purposes of those sections, any such contract is deemed to be a public contract, any subcontract that involves an expenditure equal to or greater than the amount determined by the Government under section 21.17 of that Act and is directly or indirectly related to such a contract is deemed to be a public subcontract and every municipality is deemed to be a public body;

WHEREAS, under section 85 of the Integrity in Public Contracts Act, from 15 January 2013, for the purposes of section 21.17 of the Act respecting contracting by public bodies, the contracts and subcontracts to which that section applies are construction contracts and subcontracts and service contracts and subcontracts that involve an expenditure equal to or greater than \$40,000,000 and for which the award process is underway on or begins after that date;

WHEREAS, under section 86 of the Integrity in Public Contracts Act, despite the expenditure amount specified in section 85 of that Act or determined by the Government under section 21.17 of Chapter V.2 of the Act respecting contracting by public bodies, the Government may, before 31 March 2016, determine that Chapter V.2 applies to public contracts or subcontracts or to contracts or subcontracts deemed to be public contracts or subcontracts under the Act even if they involve a lower expenditure amount, determine that Chapter V.2 applies to a category of public contracts or subcontracts or of such deemed public contracts or subcontracts other than the categories determined under those sections or determine that Chapter V.2 applies to groups of public contracts or subcontracts or of such deemed public contracts or subcontracts, whether or not they are of the same category;

WHEREAS, under section 86 of the Integrity in Public Contracts Act, the Government may also determine special terms for the applications for authorization that enterprises must file with the Autorité des marchés financiers in respect of such contracts or subcontracts;

WHEREAS Ville de Montréal has cancelled, extended or postponed a number of calls for tenders since the fall of 2012 and it wishes, in addition, to initiate new calls for tenders;

WHEREAS Ville de Montréal applies to the Government to have construction contracts and service contracts concerning calls for tenders it wishes to pursue or initiate that involve an expenditure amount lower than \$40,000,000 governed by the new authorization regime introduced by Chapter V.2 of the Act respecting contracting by public bodies, including a supply contract;

WHEREAS section 100 of the Integrity in Public Contracts Act provides that a decision of the Government made under section 86 of the Act comes into force on the date of its adoption or on any later date specified in it, must be published in the *Gazette officielle du Québec* as soon as possible and sections 4 to 8, 11 and 17 to 19 of the Regulations Act (chapter R-18.1) do not apply to that decision;