

Regulations and other Acts

Gouvernement du Québec

O.C. 815-2014, 17 September 2014

Integrity in Public Contracts Act
(2012, chapter 25)

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

Requirement to file an application for authorization to enter into contracts provided for in Chapter V.2 of the Act respecting contracting by public bodies

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

WHEREAS the Act amends the Act respecting contracting by public bodies (chapter C-65.1) to introduce Chapter V.2 respecting prior authorization for public contracts or public subcontracts;

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 is directly or indirectly related to the contract and that involves an expenditure equal to or greater than that amount must obtain an authorization from the Autorité des marchés financiers;

WHEREAS, under Order in Council 1105-2013 dated 30 October 2013, the Government determined that, for the purposes of section 21.17 of that Act, the contracts and subcontracts covered be, as of 6 December 2013, service contracts and subcontracts and construction contracts and subcontracts involving an expenditure equal to or greater than \$10,000,000 and for which the award process begins as of that date;

WHEREAS, under the first paragraph of section 87 of the Integrity in Public Contracts Act, the Government may, before 31 March 2016, require enterprises that are party to public contracts or subcontracts, or contracts or subcontracts deemed to be public contracts or subcontracts under the law, that are in process to file an application for authorization under Chapter V.2 of the Act respecting contracting by public bodies within the time specified by the Government;

WHEREAS, under that paragraph, the Government may determine, on the date or dates it sets, the provisions of that chapter that are applicable and modify them as necessary and it may also set a different time period from that specified in section 21.19 of the Act respecting contracting by public bodies for the enterprise to be deemed to have defaulted on a contract;

WHEREAS, under the second paragraph of section 87 of the Integrity in Public Contracts Act, the Government may, for the purposes of the first paragraph of the section, target contracts or subcontracts or groups of contracts or subcontracts, whether or not they are of the same category and even if they involve an expenditure that is lower than the expenditure amount specified in section 85 of that Act or determined under section 21.17 of the Act respecting contracting by public bodies;

WHEREAS, under that second paragraph, the Government may determine special terms for the applications for authorization that enterprises must file with the Autorité des marchés financiers;

WHEREAS the Centre de services partagés du Québec has, in its own name or as mandatary, entered into with Informatique EBR Inc. the supply contracts described in the Schedule attached to this Order in Council for which the Government is requested to require the enterprise that is party to the contracts to file the application for authorization to enter into contracts under Chapter V.2 of the Act respecting contracting by public bodies;

WHEREAS section 100 of the Integrity in Public Contracts Act provides that a decision of the Government under section 87 of that Act comes into force on the date of its adoption or on any later date specified in it, that the decision must be published in the *Gazette officielle du Québec* as soon as possible and that sections 4 to 8, 11 and 17 to 19 of the Regulations Act (chapter R-18.1) do not apply to that decision;

IT IS ORDERED, therefore, on the recommendation of the Minister responsible for Government Administration and Ongoing Program Review:

THAT Informatique EBR Inc., that is party to the supply contracts described in the Schedule attached to this Order in Council with the Centre de services partagés du Québec, be required to file the application for authorization to enter into contracts under Chapter V.2 of the Act respecting contracting by public bodies (chapter C-65.1) within 21 days following the coming into force of this Order in Council;

THAT Chapter V.2 of the Act respecting contracting by public bodies apply to the contracts, with the necessary modifications, from the coming into force of this Order in Council;

THAT if Informatique EBR Inc. fails to provide, within 21 days following the coming into force of this Order in Council, the information and documents prescribed by the Autorité des marchés financiers in accordance with section 21.23 of the Act respecting contracting by public bodies or the information required by the Autorité under section 21.35 of that Act, the enterprise is deemed to have defaulted on the contracts within the meaning of section 21.19 of that Act within 60 days following the expiry of the period of 21 days or the expiry of the time limit specified by the Autorité des marchés financiers to provide the information it requires, where applicable;

THAT this Order in Council come into force on 17 September 2014.

JUAN ROBERTO IGLESIAS,
Clerk of the Conseil exécutif

SCHEDULE

CONTRACT NUMBER	BEGINNING DATE	END DATE	DESCRIPTION
999712755	2009-12-22	2014-12-21	Sole reseller designated by IBM for the enhancement of the infrastructure related to back ups (cassette player)
999716136	2011-06-27	2015-06-26	Authorized reseller for the group purchase of desktop minicomputers and laptops
999718571	2012-07-04	2015-07-03	Sensitive boards and options
999718591	2012-07-04	2015-07-03	Sensitive boards and options
999719013	2012-11-05	2015-11-04	Sole reseller designated by the manufacturer for storage components
999720104	2013-01-21	2016-01-20	Authorized reseller for the group purchase of desktop minicomputers and laptops
999721577	2013-07-05	2016-07-04	Sole reseller designated by the manufacturer for the renewal, technical support and maintenance of videoconferencing (Life Size)
999723833	2014-03-31	2017-03-30	Antivirus solution
999722974	2014-04-09	2017-04-08	Portable thermal printers
Authorized distributor under call for tenders # 999104790	2012-03-30	2015-03-30	Authorized distributor for the distribution of Vmware softwares

CONTRACT NUMBER	BEGINNING DATE	END DATE	DESCRIPTION
Letter of agreement under calls for tenders # 999105173, # 999105983, # 999106780	2012-12-01	2016-05-29	Smart and BENQ interactive whiteboards
Authorized distributor under call for tenders # 999105749	2013-09-03	2016-06-30	Lexmark and Xerox printers distributor for the group purchase of printers and multifunction printers
Authorized distributor under call for tenders # 999105784	2013-09-03	2016-06-30	Authorized distributor by Lenovo and Toshiba for the group purchase of microcomputers
Authorized distributor under call for tenders # 999105899	2013-09-03	2016-06-30	Lenovo authorized distributor for the group purchase of x86 technology-based servers
Authorized distributor under call for tenders # 999106484	2014-09-10	2016-06-30	Distributor of Lexmark and Xerox cartridges for the group purchase of print and consumable cartridges

3486

Gouvernement du Québec

O.C. 824-2014, 17 September 2014Civil Code of Québec
(art. 3024)An Act respecting registry offices
(chapter B-9)**Land registration**
— **Amendment**

Regulation to amend the Regulation respecting land registration

WHEREAS, under article 3024 of the Civil Code of Québec, the Government may, by regulation, take any measure necessary for the implementation of the provisions of the Book on Publication of Rights;

WHEREAS, under section 5 of the Act respecting registry offices (chapter B-9), the Government may determine, by regulation, for documents requiring publication, certain elements of form, including the quality and dimensions of the paper used;

WHEREAS the Government made the Regulation respecting land registration (chapter CCQ., r. 6);

WHEREAS, in accordance with sections 10 and 11 of the Regulations Act (chapter R-18.1), a draft Regulation to amend the Regulation respecting land registration was published in Part 2 of the *Gazette officielle du Québec* of 4 July 2014 with a notice that it could be made by the Government on the expiry of 45 days following that publication;

WHEREAS it is expedient to make the Regulation with amendments;

IT IS ORDERED, therefore, on the recommendation of the Minister of Justice and the Minister of Energy and Natural Resources:

THAT the Regulation to amend the Regulation respecting land registration, attached to this Order in Council, be made.

JUAN ROBERTO IGLESIAS,
Clerk of the Conseil exécutif