

Regulations and other Acts

Gouvernement du Québec

O.C. 1744-2023, 6 December 2023

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

Engineers' Fees (Services to Government) —Revocation

Regulation to revoke the Engineers' Fees (Services to Government) Regulation

WHEREAS, under paragraph 1 of section 23 of the Act respecting contracting by public bodies (chapter C-65.1), the Government may, by regulation and on the recommendation of the Conseil du trésor, determine conditions other than those determined in the Act for contracts referred to in the first paragraph of section 3 or subparagraph 1 of the second paragraph of that section entered into by public bodies, for subcontracts related to such contracts or for any other contracts related to such contracts or subcontracts, including contract or subcontract management rules or procedures;

WHEREAS, in accordance with sections 10 and 11 of the Regulations Act (chapter R-18.1), a draft Regulation to revoke the Engineers' Fees (Services to Government) Regulation was published in Part 2 of the *Gazette officielle du Québec* of 4 October 2023 with a notice that it could be made by the Government on the expiry of 45 days following that publication;

WHEREAS, in accordance with section 23 of the Act respecting contracting by public bodies, the recommendation of the Conseil du trésor has been obtained;

WHEREAS it is expedient to make the Regulation with amendments;

IT IS ORDERED, therefore, on the recommendation of the Minister Responsible for Government Administration and Chair of the Conseil du trésor:

THAT the Regulation to revoke the Engineers' Fees (Services to Government) Regulation, attached to this Order in Council, be made.

DOMINIQUE SAVOIE
Clerk of the Conseil exécutif

Regulation to revoke the Engineers' Fees (Services to Government) Regulation

Act respecting contracting by public bodies
(chapter C-65.1, s. 23, par. 1)

1. The Engineers' Fees (Services to Government) Regulation (chapter C-65.1, r. 12) is revoked.

The Regulation continues to apply to contract award procedures that are in progress on the date of coming into force of this section and to contracts resulting from those procedures. The same applies to contracts that are in progress on that date.

As regards the contracts referred to in the second paragraph, the parties may agree, as of (*insert the date that is two years and 15 days after the date of publication of this Regulation in the Gazette officielle du Québec*) and for the remaining duration of the contract, on terms that are different than those provided for in the Regulation. Such terms may not however be agreed upon before the expiry of four years following the date on which the contract was entered into.

2. Until the coming into force of Section 1, Schedule I of the Engineers' Fees (Services to Government) Regulation (chapter C-65.1, r. 12) must be read

(1) by replacing "FROM 6 APRIL 2023 to 5 JANUARY 2024" by "AS OF 6 APRIL 2023";

(2) by striking out the column "AS OF 6 JANUARY 2024".

3. This Regulation comes into force on the fifteenth day following the date of its publication in the *Gazette officielle du Québec*, except section 1 which comes into force on (*insert the date that is 18 months and 15 days after the date of publication of this Regulation in the Gazette officielle du Québec*).

106607