

Regulations and other Acts

Gouvernement du Québec

O.C. 1837-2023, 20 December 2023

Amalgamation of Municipalité de Courcelles and Municipalité de Saint-Évariste-de-Forsyth

WHEREAS, in accordance with the first paragraph of sections 84 and 85 of the Act respecting municipal territorial organization (chapter O-9), each of the municipal councils of Municipalité de Courcelles and Municipalité de Saint-Évariste-de-Forsyth has adopted a by-law authorizing the filing of a joint application with the Government to constitute a local municipality by the amalgamation of the two municipalities;

WHEREAS the joint application was submitted to the Minister of Municipal Affairs;

WHEREAS, in accordance with section 109 of the Act, the plan prepared by a land surveyor and referred to in section 87 must be approved by the Minister of Natural Resources and Forests before the order constituting the local municipality resulting from the amalgamation is made by the Government;

WHEREAS the plan has been approved by the Minister of Natural Resources and Forests;

WHEREAS, pursuant to the first paragraph of section 107 of the Act, the Minister may recommend that the application be granted by the Government with or without amendment;

WHEREAS it is expedient to grant, without amendment, the joint application for the amalgamation of Municipalité de Courcelles and Municipalité de Saint-Évariste-de-Forsyth and to constitute a local municipality resulting from the amalgamation of the two municipalities;

WHEREAS, pursuant to the first paragraph of section 108 of the Act, the order constituting the local municipality resulting from the amalgamation must contain the information listed in that paragraph;

WHEREAS, pursuant to the first paragraph of section 110 of the Act, the order comes into force on the date of its publication in the *Gazette officielle du Québec* or on any later date indicated therein;

WHEREAS it is expedient for this order in council to come into force on 1 January 2024;

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

THAT the joint application for the amalgamation of Municipalité de Courcelles and Municipalité de Saint-Évariste-de-Forsyth be granted and that the local municipality resulting from the amalgamation of the two municipalities be constituted, in accordance with the following provisions:

1. The name of the new municipality shall be “Municipalité de Courcelles–Saint-Évariste”.

However, the population must, within two years after the coming into force of this order in council, be consulted on a new name to be given to the municipality.

2. The description of the territory of the new municipality shall be the description drawn up by the Minister of Natural Resources and Forests on 13 July 2023; the description is appended as Schedule “A” to this order in council.

3. The new municipality shall be governed by the Municipal Code of Québec (chapter C-27.1).

4. The territory of the new municipality is comprised within the territory of the regional county municipality of Beauce-Sartigan.

5. Until the term of office of a majority of the candidates elected at the first general election begins, the new municipality shall be directed by a temporary council composed of all the members of the councils of the former municipalities who were in office on the date of coming into force of this order in council.

One additional vote is allotted, on the temporary council, to the mayor of a former municipality for each vacant seat on the council of that municipality on the date of coming into force of this order in council and for each vacant seat on the temporary council held by a member of the council of the former municipality occurring after that date.

If one of the seats of mayor is vacant, the mayor's votes are transferred to the councillor who, before the coming into force of this order in council, acted as deputy mayor of the former municipality concerned. If that councillor is not a member of the temporary council, the votes are transferred to a councillor selected by and from among the members of the temporary council who were members of the council of the former municipality concerned.

6. The mayor of the former *Municipalité de Courcelles* and the mayor of the former *Municipalité de Saint-Évariste-de-Forsyth* shall act respectively as mayor and deputy mayor of the new municipality from the date of coming into force of this order in council until the last day of the month in which that date occurs. From that date forward, the positions of the two mayors shall alternate, each month, until the term of the mayor elected at the first general election following the date of coming into force of this order in council begins.

7. The mayor of the former *Municipalité de Saint-Évariste-de-Forsyth* shall continue to sit on the council of the regional county municipality of *Beauce-Sartigan* until the first general election following the coming into force of this order in council with the same number of votes as before the date of coming into force.

8. The quorum of the temporary council is a majority of its members holding office.

9. The first sitting of the temporary council shall be held in the town hall of the former *Municipalité de Courcelles*, situated at 116, Avenue du Domaine, Courcelles, Québec, G0M 1C0.

10. The remuneration of the members of the temporary council is the same as the remuneration to which they were entitled as members of the council of a former municipality. The two former mayors shall receive the remuneration associated with that office regardless of the alternation provided for in section 6 of the operative part of this order in council.

11. The clerk-treasurer of the former *Municipalité de Saint-Évariste-de-Forsyth* shall act as the first clerk-treasurer of the new municipality.

12. The poll for the first general election shall be held on 6 October 2024 in accordance with the Act respecting elections and referendums in municipalities (chapter E-2.2). The second general election shall be held in 2025.

13. At the first general election and at any by-election held before the second general election, only persons who would have been eligible under the Act respecting elections and referendums in municipalities for an election to elect the council members of the former *Municipalité de Courcelles* shall be eligible for seats 1 to 3.

Similarly, only persons who would have been eligible under the Act for an election held to elect the council members of the former *Municipalité de Saint-Évariste-de-Forsyth* shall be eligible for seats 4 to 6.

14. At the second general election and at any by-election held before the third general election, only persons who would have been eligible under the Act respecting elections and referendums in municipalities for an election to elect the council members of the former *Municipalité de Courcelles* shall be eligible for seats 1 and 2.

Similarly, only persons who would have been eligible under the Act for an election to elect the council members of the former *Municipalité de Saint-Évariste-de-Forsyth* shall be eligible for seats 5 and 6.

15. The procedure for allocating the cost of a pooled service provided for in an intermunicipal agreement that was in force before the coming into force of this order in council shall apply until the end of the last fiscal year for which separate budgets are prepared and adopted.

16. If a budget was prepared and adopted by a former municipality for the fiscal year during which this order in council comes into force,

1° the budget shall remain applicable;

2° the expenditures and revenues of the new municipality for the remainder of the fiscal year during which this order in council comes into force shall continue to be accounted for separately for each former municipality as if the amalgamation had not taken place;

3° an expenditure arising from the amalgamation and recognized by the council of the new municipality shall be borne by each of the former municipalities in the same proportion as its standardized property value is of the total standardized property values of the two former municipalities, as shown in the financial statements of the municipalities for the fiscal year preceding the fiscal year during which this order in council comes into force;

4° the amount paid for the first year of the amalgamation under the Programme d'aide financière au regroupement municipal, once the expenditures recognized by the council pursuant to paragraph 3 of this section and financed out of that amount have been deducted, shall constitute a reserve to be paid into the general fund of the new municipality for the first fiscal year for which it prepares and adopts a budget for the whole of its territory.

17. Where applicable, a surplus accumulated by a former municipality at the end of the last fiscal year for which separate budgets are prepared and adopted shall be used for the benefit of the taxpayers in the sector formed by territory of that former municipality, either to repay loans contracted by that former municipality, to perform work in the sector, to reduce the taxes on all the taxable property located in the sector, or to settle any debt referred to in section 24 of the operative part of this order in council in connection with proceedings.

18. Where applicable, a deficit accumulated by a former municipality at the end of the last fiscal year for which separate budgets are prepared and adopted shall be borne by all the taxable property in the territory of that former municipality.

19. An amount of \$131,677, taken from the accumulated surplus of Municipalité de Courcelles, shall be paid to the regional county municipality of Beauce-Sartigan to cover the share of Municipalité de Courcelles in its assets and capitalization.

20. The repayment of the loans contracted pursuant to by-laws adopted by each former municipality before the coming into force of this order in council shall continue to be borne by the taxable immovables concerned, in accordance with the provisions of the by-laws which impose a special tax or mode of tariffing.

No change to a sector charged with the repayment of a loan referred to in the first paragraph may result in an extension of that sector beyond the territory of the former municipality that adopted the by-law concerned.

21. The new municipality shall, for the purposes of the budget prepared and adopted for its first fiscal year, apply the various general property tax rates provided for in Division III.4 of Chapter XVIII of the Act respecting municipal taxation (chapter F-2.1) for industrial immovables and serviced vacant land.

The rate established for those categories shall be greater than the rate established for all other categories. However, the council shall establish the rate applicable at its discretion.

This section applies despite section 244.43 of the Act respecting municipal taxation.

22. The amounts accumulated in a fund established by a former municipality for parks, playgrounds and natural areas pursuant to Division II.1 of Chapter IV of Title I of the Act respecting land use planning and development (chapter A-19.1) shall be paid into a special fund established for that purpose by the new municipality.

The amounts must be accounted for and used separately for the benefit of the sectors formed by territories of the two former municipalities.

23. The new municipality may replace the zoning by-law, conditional use by-law or incentive zoning by-law applicable in its territory despite section 110.10.1 of the Act respecting land use planning and development. The following provisions do not apply to a by-law adopted for that purpose:

(1) the second sentence of the second paragraph and the third and fourth paragraphs of section 126;

(2) the second paragraph of section 127;

(3) sections 128 to 133;

(4) the second and third paragraphs of section 134;

(5) sections 135 to 137.

A by-law referred to in the first paragraph must be approved, in accordance with the Act respecting elections and referendums in municipalities, by the persons entitled to vote in the entire territory of the new municipality.

This section applies on the condition that the by-law it refers to comes into force within four years of the coming into force of this order in council.

24. Every debt or gain resulting from judicial proceedings for an action taken by a former municipality before the date of coming into force of this order in council shall be borne by or shall be to the benefit of all the taxable immovables in the sector formed by the territory of that former municipality.

25. The municipal court of Ville de Saint-Georges shall have jurisdiction over the territory of the new municipality.

THAT this order in council come into force on 1 January 2024.

DOMINIQUE SAVOIE
Clerk of the Conseil exécutif

SCHEDULE “A”**OFFICIAL DESCRIPTION OF THE BOUNDARIES OF THE TERRITORY OF MUNICIPALITÉ DE COURCELLES-SAINT-ÉVARISTE IN THE REGIONAL COUNTY MUNICIPALITY OF BEAUCE-SARTIGAN**

The territory of Municipalité de Courcelles-Saint-Évariste, in the regional county municipality of Beauce-Sartigan, following the amalgamation of Municipalité de Courcelles in the regional county municipality of Granit and the Municipalité de Saint-Évariste-de-Forsyth in the regional county municipality of Beauce-Sartigan, comprising as of the date of this description, with reference to the cadastre of Québec, all the lots or parts of lots, successor lots, hydrographic and topographic entities and built-up sites or parts thereof within the perimeter commencing at the apex of the northern corner of 5 665 487 and continuing along, successively, the following lines and demarcations: southeasterly, the northeastern boundary of lots 5 665 487, 5 665 488, 5 665 472, 5 665 480, 5 665 481, 5 665 536, 5 667 135, 5 667 136, 6 385 405, 5 665 527, 5 667 144, 5 667 145, 5 665 565, 5 667 146, 5 665 566, 5 665 567, 5 665 605, 5 667 124, 5 665 604, 5 665 606, 5 665 602, 5 665 603, 5 667 126, 5 666 833, 5 665 650 and 5 665 651; southwesterly, the southeastern boundary of lot 5 665 648, extended across lot 5 667 088 to the intersection with the apex of the northeastern corner of lot 5 667 055, and the southeastern boundary of the said lot and of lot 5 667 176; southeasterly, the northeastern boundary of lot 5 667 176; northeasterly, part of the northwestern boundary of lot 5 666 981 and the northwestern boundary of lots 5 665 649, 5 665 753, 5 666 990, 5 667 179, 5 667 180, 5 665 752 and 5 667 108; southeasterly, the northeastern boundary of lots 5 667 108 and 5 667 180 and part of the northeastern boundary of lot 5 666 882 to the intersection with the centreline of Route 108; northerly, part of the centreline of Route 108 to the intersection with the extension, to the west, of the centreline of Chemin du rang St-Hilaire; in a generally southeasterly direction, part of the centreline of Chemin du rang St-Hilaire to the intersection with the northwestern boundary of lot 5 666 892; northeasterly, part of the northwestern boundary of lot 5 666 892 extended across lots 5 665 808 and 5 665 809 to the intersection with the apex of western corner of lot 5 665 811, and the northwestern boundary of lot 5 665 811; southeasterly, the northeastern boundary of lots 5 665 811, 5 665 814, 5 665 815, 5 667 117, 5 667 118, 6 535 202 and 5 665 841 and part of the northeastern boundary of lot 5 667 002 to the intersection with the northern boundary of lot 5 665 859; easterly, the northern

boundary of lots 5 665 859 and 5 665 866; southerly, the eastern boundary of lots 5 665 866, 5 665 867, 5 665 858, 6 303 705 and 5 666 999; easterly, part of the northern boundary of lot 6 465 633 and the northern boundary of lots 5 665 873 and 6 152 273; southerly, the eastern boundary of lots 6 152 273, 6 152 274, 6 152 275, 6 152 276, 6 152 277 and 6 152 278; westerly, the southern boundary of lot 6 152 278, part of the southern boundary of lot 6 152 874 to the intersection with the apex of the eastern corner of lot 5 666 898, and the southern boundary of lot 5 666 898; southerly, the eastern boundary of lot 5 666 898; westerly, the southern boundary of lots 5 666 898, 5 667 016 and 5 667 112; northwesterly, the southwestern boundary of lots 5 667 112, 5 667 016 and 5 666 898; southwesterly, the southeastern boundary of lots 5 666 898, 5 665 861, 5 667 007 and 5 667 165 and part of the southeastern boundary of lot 4 023 530 to the intersection with the eastern boundary of lot 4 023 527; southerly, the eastern boundary of lots 4 023 527, 4 023 876, 4 023 875, 4 023 874, 4 023 873, 4 023 872, 4 023 526, 4 023 525, 4 023 792 and 4 023 524; westerly, the southern boundary of lot 4 023 524; southerly, part of the eastern boundary of lot 4 023 794 and the eastern boundary of lot 4 023 504; northwesterly, the southwestern boundary of lots 4 023 504, 4 023 794, 4 023 503, 4 023 488, 4 023 487, 4 023 486, 4 426 609 and 4 178 762 and part of the southwestern boundary of lot 4 023 490 to the intersection with the southeastern boundary of lot 4 023 467; southwesterly, the southeastern boundary of lots 4 023 467, 4 178 781, 4 023 859 and 4 023 795; northwesterly, the southwestern boundary of lot 4 023 795; southwesterly, the southeastern boundary of lots 4 023 795 and 4 023 605; northwesterly, the southwestern boundary of lots 4 023 605, 4 426 621, 4 178 767, 6 421 334, 4 023 053, 4 023 052, 4 022 985, 4 178 776, 4 022 990, 4 023 767, 4 022 984, 4 022 988, 4 022 987, 4 022 986, 4 022 956, 4 023 984, 6 456 229 and 4 022 932; northeasterly, the northwestern boundary of lots 4 022 932 and 4 022 957 and part of the northwestern boundary of lot 4 023 766 to the intersection with the southwestern boundary of lot 4 023 781; northwesterly, the southwestern boundary of lot 4 023 781; northeasterly, the northwestern boundary of lot 4 023 781; northwesterly, part of the southwestern boundary of lot 4 023 839 and the southwestern boundary of lots 5 923 585, 4 023 862, 4 022 917 and 4 023 937; southwesterly, the southeastern boundary of lot 4 023 937; northwesterly, the southwestern boundary of lots 4 178 815, 4 178 814, 4 178 813, 4 178 812, 4 022 901, 4 023 940, 4 022 904, 4 023 663, 4 178 753, 4 023 598, 4 022 896, 4 022 895, 4 022 894, 4 022 893, 4 022 892 and 6 001 407; northeasterly, the northwestern boundary of lots 6 001 407 and 4 022 891; southeasterly,

part of the northeastern boundary of lot 4 022 891 to the intersection with the northwestern boundary of lot 4 023 594; northeasterly, the northwestern boundary of lot 4 023 594, extended across Rivière aux Bleuets (non-cadastral territory), the northwestern boundary of lot 4 023 595 extended across Rivière aux Bleuets (non-cadastral territory) and the northwestern boundary of lots 4 023 593 and 4 497 601; northwesterly, part of the southwestern boundary of lot 5 667 048, the southwestern boundary of lot 5 666 774 extended across Rivière aux Bleuets (non-cadastral territory), the southwestern boundary of lots 5 667 046 and 5 666 775 extended across Rivière aux Bleuets (non-cadastral territory), the southwestern boundary of lots 5 667 047 and 5 667 048, part of the southwestern boundary of lot 5 667 049 extended across Rivière aux Bleuets (non-cadastral territory), and another part of the southwestern boundary of lot 5 667 049; northeasterly, the northwestern boundary of lots 5 667 049, 5 667 190, 5 665 281, 5 667 045, 5 666 773, 5 665 299, 5 667 082, 5 665 300, 5 665 316, 5 666 823 and 5 667 068; southeasterly, the northeastern boundary of lot 5 667 068; northeasterly, the northwestern boundary of lots 5 667 068 and 5 667 070; southeasterly, the northeastern boundary of lots 5 667 070, 5 665 343, 5 665 340, 5 667 075, 5 665 342, 5 666 777, 5 665 367, 5 667 200, 5 665 366, 5 665 398, 5 665 399, 5 665 400, 5 665 401 and 5 665 486; and northeasterly, part of the northwestern boundary of lot 5 665 487 to the point of commencement.

The said perimeter defining the territory of Municipalité de Courcelles-Saint-Évariste in the regional county municipality of Beauce-Sartigan.

Ministère des Ressources naturelles et des Forêts
Bureau de l'arpenteur général du Québec
Service de l'arpentage et des limites territoriales

Prepared at Québec, 11 December 2023

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BAGQ file no.: 548476
BAGQ reference no.: 546549

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Notice

Automobile Insurance Act
(chapter A-25)

Insurance contributions — Amendment

WHEREAS, under the first paragraph of section 151.1 of the Automobile Insurance Act (chapter A-25), the Société de l'assurance automobile du Québec has the power to update, by regulation, the list of motorcycle makes and models appended to the Regulation respecting insurance contributions (chapter A-25, r. 3.4);

WHEREAS, under the second paragraph of section 151.1 of the Act, such a regulation is not subject to the publication requirement and date of coming into force set out in sections 8 and 17 of the Regulations Act (chapter R-18.1), and comes into force on the date of its publication in the *Gazette officielle du Québec* or on any later date fixed in the regulation;

WHEREAS, by its resolution AR-3127 dated 7 December 2023, the Société made the Regulation to amend the Regulation respecting insurance contributions which updates the list of motorcycle makes and models appended to the Regulation respecting insurance contributions;

THEREFORE, in accordance with section 15 of the Regulations Act, the Société hereby publishes the Regulation to amend the Regulation respecting insurance contributions.

KONRAD SIOU
*Chair of the board of directors
of the Société de l'assurance automobile du Québec*
