

Regulations and other Acts

Gouvernement du Québec

O.C. 1124-2024, 17 July 2024

Amalgamation of Municipalité de Saint-Guy and Municipalité du Lac-des-Aigles

WHEREAS, pursuant to 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 Saint-Guy and Municipalité du Lac-des-Aigles 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, pursuant to 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 Saint-Guy and Municipalité du Lac-des-Aigles and to constitute the 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 particulars 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;

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

THAT the joint application for the amalgamation Municipalité de Saint-Guy and Municipalité du Lac-des-Aigles be granted without amendment, 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 “Ville de Lac-des-Aigles”.

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 19 December 2023; the description is appended as Schedule “A” to this order in council.

3. The new municipality shall be governed by the Cities and Towns Act (chapter C-19).

4. The territory of the new municipality is comprised within the territory of the regional county municipality of Témiscouata.

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.

A by-election must be held to fill the position of mayor if both positions of mayor on the temporary council are vacant. Any person who is eligible pursuant to the Act respecting elections and referendums in municipalities (chapter E-2.2) may be a candidate for that position.

The number of vacant councillors’ positions on the temporary council, other than the position of the mayor holding office as deputy mayor pursuant to section 6 of this order in council, may not exceed four. A by-election must be held to fill every vacant position exceeding that number. In such a by-election, only those persons who would be eligible under the Act respecting elections and referendums in municipalities, if such election were an election of the council members of the former municipality having the greatest number of vacant seats on the temporary council, are eligible.

6. The mayor of the former *Municipalité du Lac-des-Aigles* and the mayor of the former *Municipalité de Saint-Guy* 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 third month following the month in which that date occurs. From that date, the positions of the two mayors shall be reversed and shall alternate, every three months, 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 quorum of the temporary council is a majority of its members holding office.

8. The first sitting of the temporary council shall be held in the municipal building of the former *Municipalité du Lac-des-Aigles* at 75, Rue Principale, Lac-des-Aigles.

9. By-law # 162-19 concerning the remuneration of the members of the municipal council of the former *Municipalité du Lac-des-Aigles* applies to the members of the temporary council until amended in accordance with law.

10. The director general and clerk-treasurer of the former *Municipalité du Lac-des-Aigles* shall act as the first clerk-treasurer of new municipality.

11. The poll for the first general election shall be held on 2 November 2025 in accordance with the Act respecting elections and referendums in municipalities. The second general election shall be held in 2029.

12. The council of the new municipality shall comprise one mayor and six councillors. The councillors' seats shall be numbered from 1 to 6 beginning at the first general election.

13. For the purposes of the first general election following the coming into force of this order in council, the new municipality must, by way of a by-law coming into force in the calendar year preceding the year of the general election, divide its territory into six electoral districts. One such district must correspond to the territory of the former *Municipalité de Saint-Guy*. The councillor elected in that district shall automatically become the deputy mayor of the new municipality.

The procedure of division for election purposes provided for in the Act respecting elections and referendums in municipalities, adapted as required, shall apply to the division.

14. Until the first general election, the new municipality must open the municipal office of the former *Municipalité de Saint-Guy* for fifty days each year, and hold four council meetings there.

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 adopted.

16. The period specified in section 474 of the *Cities and Towns Act* for preparing and adopting the first budget of the new municipality shall be extended until 31 January of the year following the year in which this order in council comes into force.

17. 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 proportion that its standardized property value is of the total standardized property value of the two former municipalities, as stated in the financial statement of those municipalities for the fiscal year preceding the year 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 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.

18. For the first fiscal year for which the new municipality prepares and adopts a budget for the whole of its territory, the new municipality shall pay into its general fund the amounts comprising the unappropriated accumulated surpluses of the former municipalities.

19. The working funds of the former municipalities shall be abolished at the end of the last fiscal year for which they prepared and adopted separate budgets.

20. Where applicable, the accumulated deficit of each former municipality at the end of the last fiscal year for which separate budgets were prepared and adopted shall be borne by all the taxable immovables situated in the territory of the new municipality.

21. The repayment of the loans contracted pursuant to by-laws adopted by a 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.

However, the repayment of loans borne by taxable immovables in the whole of the territory of a former municipality shall be borne by all taxable immovables in the territory of the new municipality.

22. For the first two fiscal years for which the new municipality prepares and adopts a budget for the whole of its territory, a separate special tax shall be levied on taxable immovables in the residual category of the sector formed by the territory of the former municipality of Saint-Guy.

The rate of this SPECIAL tax shall be \$0.42 per one hundred dollars (\$100) of assessment, dropping to \$0.20 for the following fiscal year and \$0.00 from the second fiscal year of the new municipality.

This measure to harmonize the tax burden applies to the reduction in the tax rate for the residual category in the sector formed by the territory of the former municipality of Saint-Guy.

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 (chapter A-19.1). 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 eligible to vote in the whole of the territory of the new municipality.

This section applies only if the by-law concerned comes into force within four years from 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. In accordance with the order in council amending the agreement concerning the municipal court of Rivière-du-Loup, which will be made pursuant to the Act respecting municipal courts (chapter C-72.01), the municipal court of Rivière-du-Loup shall have jurisdiction over the territory of the new municipality.

JOSÉE DE BELLEFEUILLE

*Associate Secretary General and Assistant Clerk
of the Secrétariat du Conseil exécutif*

SCHEDULE “A”

OFFICIAL DESCRIPTION OF THE BOUNDARIES OF THE TERRITORY OF VILLE DE LAC- DES-AIGLES, IN THE REGIONAL COUNTY MUNICIPALITY OF TÉMISCOUATA

The territory of Ville de Lac-des-Aigles, in the regional county municipality of Témiscouata, following the amalgamation of Municipalité de Lac-des-Aigles, in the regional county municipality of Témiscouata, and Municipalité de Saint-Guy, in the regional county municipality of Des Basques, 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 lot 1 of Rang VIII of the township of Bédard and continuing along the following lines and demarcations: southeasterly, part of the northeastern exterior boundary of the township of Bédard, the northeastern boundary of lots 5 405 895 and 5 405 816, part of the northeastern boundary of lot 5 406 396 to the intersection with the northeastern boundary of lot 5 406 497, part of the northeastern boundary of lot 5 406 497 to the intersection with the northeastern boundary of lot 5 406 434, the northeastern boundary of lot 5 406 434, another part of the northeastern boundary of lot 5 406 497, the northeastern boundary of lots 5 406 504, 5 406 498 and 5 405 451; southwesterly, the southeastern boundary of lots 5 405 451, 5 405 824, 5 405 830 and 5 405 859 extended to the median line of Rivière Horton; in a generally southwesterly direction, part of the median line of Rivière Horton to the intersection with the extension of the southwestern boundary of lot 5 405 933; northwesterly, the said extension and then the southwestern boundary of lots 5 405 933, 5 763 472, 5 405 934, 5 406 545, 5 406 405, 5 406 543 (extended across Lac des Aigles), 5 406 001, 5 406 470, 5 406 418 (extended across Rivière Sisime

des Aigles), 5 406 000 (extended across Rivière Sisime des Aigles) and 5 406 419; southwesterly, part of the southeastern exterior boundary of the township of Bédard; northwesterly, part of the southwestern exterior boundary of the township of Bédard, the southwestern boundary of lots 5 006 326 and 5 005 951 and another part of the southwestern exterior boundary of the township of Bédard to the northwestern boundary of Rang VI in the township of Bédard; northeasterly, part of the northwestern boundary of Rang VI in the township of Bédard, the northwestern boundary of lots 5 005 964; northeasterly, the northwestern boundary of lots 5 005 955, 5 006 302, 5 006 301, 5 005 956, 5 006 300, 5 006 299 and 6 403 690 and part of the northwestern boundary of lot 5 005 962 to the intersection with the southwestern boundary of lot 5 005 964; northwesterly, the southwestern boundary of lot 5 005 964; northeasterly, the northwestern boundary of lots 5 005 964, 5 006 157, 5 006 182, 5 006 203, 5 006 183, 5 005 967 and 5 005 993 and part of the northwestern boundary of lot 5 006 293 to the intersection with the southwestern boundary of lot 5 005 969; northwesterly, the southwestern boundary of lots 5 005 969 (extended across Lac du Sud), 5 006 175, 5 006 228 and 5 006 229; northeasterly, the northwestern boundary of lot 5 006 229 and part of the northwestern boundary of lot 5 006 228; southeasterly, the northeastern boundary of lot 5 006 228; northeasterly, part of the northwestern boundary of lot 5 006 175, the northwestern boundary of lots 5 006 296, 5 005 994, 5 005 995, 5 005 996, 5 005 997 and 5 005 999 and part of the northwestern boundary of lot 5 006 000 to the intersection with the southwestern boundary of lot 5 006 001; northwesterly, the southwestern boundary of lot 5 006 001; northeasterly, part of the northwestern boundary of lot 5 006 001, the northwestern boundary of lots 5 006 176 and 5 006 231, another part of the northwestern boundary of lot 5 006 001, the northwestern boundary of lots 5 006 230, 5 006 052 and 5 006 053, and part of the dividing line between Rang VIII and Rang IX in the township of Bédard, to the point of commencement.

The said perimeter defining the territory of Ville de Lac-des-Aigles, in the regional county municipality of Témiscouata.

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, 19 December 2023

by: CÉDRIC LARIVIÈRE,
Land surveyor

BAGQ file no.: 549224
BAGQ reference no.: 547811

106972

Gouvernement du Québec

O.C. 1152-2024, 17 July 2024

Act respecting financial assistance for
education expenses
(chapter A-13.3)

Financial assistance for education expenses —Amendment

Regulation to amend the Regulation respecting financial assistance for education expenses

WHEREAS, under subparagraphs 1, 2, 3.2, 7, 9, 9.2, 16 and 21 of the first paragraph of section 57 of the Act respecting financial assistance for education expenses (chapter A-13.3), the Government may, by regulation, on the recommendation of the Minister of Higher Education and after consultation with the Minister of Education for matters related to a level of education under the latter's jurisdiction, and for each financial assistance program, unless otherwise indicated,

—for the purpose of computing the amount of financial assistance which may be paid under a loans and bursaries program, determine the conditions and rules for establishing the contribution of the student and that of the student's parents, sponsor or spouse;

—for the purpose of establishing the contributions mentioned in subparagraph 1 of section 57 of the Act, define the student's income and the income of the student's parents, sponsor or spouse, determine the conditions of reduction and exemption which are applicable and prescribe the methods of computing these elements;

—determine, for the loans program, the amount of annual financial resources that may not be exceeded by a person in order to be eligible for a loan, and determine in which cases and on what conditions the amount is increased or reduced;

—for the purpose of computing the amount of financial assistance which may be paid, establish the list of allowable expenses and determine, according to the classification of the educational institution attended, the maximum amounts allocated;

—determine the maximum amounts of loans according to the level of education, the cycle and the classification of the educational institution attended, and determine in which cases and subject to what conditions such amounts are increased or reduced;

—determine conditions and rules for establishing the part of the maximum loan amount used for the calculation under section 21 of the Act;