

THIRD SESSION
THIRTY-FIRST LEGISLATURE

ASSEMBLÉE NATIONALE DU QUÉBEC

Bill 120

An Act to amend the Legislature Act
and the Executive Power Act

First reading
Second reading
Third reading

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Leader parlementaire du Gouvernement



L'ÉDITEUR OFFICIEL DU QUÉBEC

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EXPLANATORY NOTES

The object of this bill is to fix at 6% the maximum rate of increase of the annual indemnity of the members of the Assemblée nationale, from 1 January 1979.

It also aims at reducing the multiplier used for calculating the amount of the additional indemnity granted to the Prime Minister, to the other members of the Executive Council, to the President and Vice-Presidents of the Assemblée nationale, to the members occupying the positions of Leader of the Official Opposition, party leader, House leader, chief whip and assistant whip of the Government or of the Official Opposition, and to the members appointed to act as chairmen of the select committees.

The additional indemnity paid to these members in 1978 will not be altered for the subsequent years until the increase in their basic annual indemnity results in raising their additional indemnity, as a consequence of the new multipliers.

Finally, this bill provides for the raising of the annual allowance granted to every member for entertainment expenses from \$7,000 to \$7,500.

Sec. 1. *The effect of this amendment is to reduce from 1.10 to .90 the multiplier used for fixing the allowance received by the President of the Assemblée nationale and to reduce it from .50 to .40 in the case of the Vice-Presidents.*

Sec. 2. *This amendment reduces the multiplier from .30 to .20 in the case of the parliamentary assistant.*

Sec. 3. *The effect of this amendment is to fix at 6% the maximum rate of increase of the annual indemnity of the members of the Assemblée nationale, from 1 January 1979.*

Bill 120

An Act to amend the Legislature Act and the Executive Power Act

HER MAJESTY, with the advice and consent of the Assemblée nationale du Québec, enacts as follows:

[[**1.** Section 48 of the Legislature Act (Revised Statutes, 1964, chapter 6), amended by section 2 of chapter 11 of the statutes of 1965 (1st session), section 5 of chapter 9 of the statutes of 1971 and by section 10 of chapter 10 of the statutes of 1973, and replaced by section 2 of chapter 7 of the statutes of 1974, is again replaced by the following section:

“48. In addition to the indemnity and allowance contemplated in sections 92 and 99,

(a) the President of the Assemblée nationale shall receive annually, as such, an allowance equal to the product of the indemnity contemplated in section 92 and .90;

(b) each of the Vice-Presidents shall receive annually, as such, an allowance equal to the product of the indemnity contemplated in section 92 and .40.”

2. Section 52 of the said act, replaced by section 7 of chapter 9 of the statutes of 1971 and by section 3 of chapter 7 of the statutes of 1974, is again replaced by the following section:

“52. In addition to the indemnity and allowance contemplated in sections 92 and 99, the parliamentary assistant shall receive an annual indemnity equal to the product of the indemnity contemplated in section 92 and .20.”

3. Section 92 of the said act, replaced by section 3 of chapter 11 of the statutes of 1965 (1st session), and by section 32 of

Sec. 4. *This amendment reduces the multiplier from 1.10 to .90 in the case of the Leader of the Official Opposition.*

Sec. 5. *Section 98a presently reads as follows:*

“98a. In addition to the indemnity and allowance contemplated in sections 92 and 99, there shall be granted:

(a) to the member occupying the recognized position of House Leader of the Official Opposition, an annual indemnity equal to the product of the indemnity contemplated in section 92 and .45;

(b) to any member other than the member contemplated in section 98, who leads in the National Assembly an opposition party:

(1) which had at least twelve members elected at the last general election or

(2) of which the recognized membership in such Assembly is less than twelve members but which, according to the official addition of the votes cast throughout Québec at the last general election, obtained twenty per cent of the valid votes cast or

(3) which was represented, under subparagraph 1 or 2, during the preceding Legislature,

an indemnity equal to the product of the indemnity contemplated in section 92 and .45;

(c) to any member other than the member contemplated in paragraph *a* who occupies the position of House Leader of a party contemplated in paragraph *b*, an annual indemnity equal to the product of the indemnity contemplated in section 92 and .40;

(d) to the member occupying the recognized position of Chief Government Whip in the National Assembly, an annual indemnity equal to the product of the indemnity contemplated in section 92 and .45;

(e) to the member occupying the recognized position of Chief Whip of the

chapter 9 of the statutes of 1968, amended by section 11 of chapter 9 of the statutes of 1971, replaced by section 5 of chapter 7 of the statutes of 1974 and amended by section 1 of chapter 9 of the statutes of 1977, is again amended by replacing the fifth and sixth paragraphs by the following paragraph:

“The annual indemnity cannot be less than that of the preceding year. It cannot, however, exceed it by more than 6%.”

4. Section 98 of the said act, amended by section 7 of chapter 11 of the statutes of 1965 (1st session) and replaced by section 14 of chapter 9 of the statutes of 1971 and by section 8 of chapter 7 of the statutes of 1974, is again replaced by the following section:

“**98.** In addition to the indemnity and allowance contemplated in sections 92 and 99, an annual indemnity equal to the product of the indemnity contemplated in section 92 and .90 shall be granted to the member occupying the recognized position of Leader of the Official Opposition in the Assemblée nationale.”

5. Section 98*a* of the said act, enacted by section 5 of chapter 15 of the statutes of 1966/1967, replaced by section 15 of chapter 9 of the statutes of 1971, amended by section 14 of chapter 10 of the statutes of 1973 and replaced by section 9 of chapter 7 of the statutes of 1974, is again replaced by the following section:

“**98*a*.** In addition to the indemnity and allowance contemplated in sections 92 and 99, there shall be granted:

(*a*) to the member occupying the recognized position of House Leader of the Official Opposition, an annual indemnity equal to the product of the indemnity contemplated in section 92 and .35;

(*b*) to any member other than the member contemplated in section 98, who leads in the Assemblée nationale an opposition party:

(1) which had at least twelve members elected at the last general election or

(2) of which the recognized membership in such Assembly is less than twelve members but which, according to the official addition of the votes cast throughout Québec at the last general election, obtained twenty per cent of the valid votes cast or

(3) which was represented, under subparagraph 1 or 2, during the preceding Legislature,

Official Opposition, an annual indemnity equal to the product of the indemnity contemplated in section 92 and .30;

(f) to the member occupying the position of Whip of a party contemplated in paragraph b, Assistant Government Whip or Assistant Whip of the Official Opposition, an annual indemnity equal to the product of the indemnity contemplated in section 92 and .25. For the purposes of this paragraph, the Government and the Official Opposition are entitled to a number of Assistant Whips equal to the multiple of twenty members in excess of twenty, and a party contemplated in paragraph b is entitled to one Whip, any fraction of twenty not to be counted for the purposes of this section;

(g) to the member appointed to act as chairman of a select committee, an annual indemnity equal to the product of the indemnity contemplated in section 92 and .15.”

Sec. 6. This amendment raises the annual allowance for entertainment expenses from \$7,000 to \$7,500.

Sec. 7. Section 6a presently reads as follows:

“6a. In addition to the indemnities, allowances and other amounts and benefits to which he is entitled according to the Legislature Act (Chap. 6),

(a) the Prime Minister shall receive an annual indemnity equal to the product of the indemnity contemplated in section 92 of the Legislature Act and 1.50;

(b) each member of the Executive Council mentioned in the first paragraph of section 4 and in section 5 shall receive an indemnity equal to the product of the indemnity contemplated in section 92 of the Legislature Act and 1.10;

an indemnity equal to the product of the indemnity contemplated in section 92 and .35;

(c) to any member other than the member contemplated in paragraph *a* who occupies the position of House Leader of a party contemplated in paragraph *b*, an annual indemnity equal to the product of the indemnity contemplated in section 92 and .30;

(d) to the member occupying the recognized position of Chief Government Whip in the Assemblée nationale, an annual indemnity equal to the product of the indemnity contemplated in section 92 and .35;

(e) to the member occupying the recognized position of Chief Whip of the Official Opposition, an annual indemnity equal to the product of the indemnity contemplated in section 92 and .20;

(f) to the member occupying the position of Whip of a party contemplated in paragraph *b*, Assistant Government Whip or Assistant Whip of the Official Opposition, an annual indemnity equal to the product of the indemnity contemplated in section 92 and .15. For the purposes of this paragraph, the Government and the Official Opposition are entitled to a number of Assistant Whips equal to the multiple of twenty members in excess of twenty, and a party contemplated in paragraph *b* is entitled to one Whip, any fraction of twenty not to be counted for the purposes of this section;

(g) to the member appointed to act as chairman of a select committee, an annual indemnity equal to the product of the indemnity contemplated in section 92 and .10."

6. Section 99 of the said act, amended by section 8 of chapter 11 of the statutes of 1965 (1st session) and by section 36 of chapter 9 of the statutes of 1968 and replaced by section 16 of chapter 9 of the statutes of 1971 and by section 10 of chapter 7 of the statutes of 1974, is again replaced by the following section:

"99. There shall be granted to each member an annual allowance of \$7,500 for entertainment expenses."

7. Section 6*a* of the Executive Power Act (Revised Statutes, 1964, chapter 9), enacted by section 14 of chapter 7 of the statutes of 1974, is replaced by the following section:

"6*a*. In addition to the indemnities, allowances and other amounts and benefits to which he is entitled according to the Legislature Act (Chap. 6),

(*a*) the Prime Minister shall receive an annual indemnity equal to the product of the indemnity contemplated in section 92 of the Legislature Act and 1.30;

(c) each other member of the Executive Council shall receive an annual indemnity equal to the product of the indemnity contemplated in section 92 of the Legislature Act and 1.00.

The Lieutenant-Governor in Council may make regulations for the payment, to members of the Executive Council, of transportation allowances and the reimbursement of travel expenses.

If the Prime Minister at the same time holds one of the offices mentioned in section 4, he shall not be entitled to any other indemnity and allowance for entertainment expenses than those attached to the function of Prime Minister."

Sec. 8. This provision is necessary in order to avoid the repeal that would result from the replacement of section 98a, regarding the reference made in paragraph a of section 2 of chapter 6 of the statutes of 1976, which reads as follows:

"2. Until the date of dissolution of the present Legislature:

(a) paragraph b of section 98a of the Legislature Act (Revised Statutes, 1964, chapter 6) shall read as if the word "eleven" were substituted for the word "twelve";".

(b) each member of the Executive Council mentioned in the first paragraph of section 4 and in section 5 shall receive an annual indemnity equal to the product of the indemnity contemplated in section 92 of the Legislature Act and .90;

(c) each other member of the Executive Council shall receive an annual indemnity equal to the product of the indemnity contemplated in section 92 of the Legislature Act .80.

The Lieutenant-Governor in Council may make regulations for the payment, to members of the Executive Council, of transportation allowances and the reimbursement of travel expenses.

If the Prime Minister at the same time holds one of the offices mentioned in section 4, he shall not be entitled to any other indemnity and allowance for entertainment expenses than those attached to the function of Prime Minister."

8. Until the dissolution of this Legislature, paragraph *b* of section 98*a* of the said act shall read as if the word "eleven" were substituted for the word "twelve".

9. The indemnity granted under section 48, 52, 98 or 98*a* of the Legislature Act or under section 6*a* of the Executive Power Act cannot be less than the indemnity that was granted for the year 1978.

10. This act comes into force on 1 January 1979.||