



NATIONAL ASSEMBLY

FIRST SESSION

FORTIETH LEGISLATURE

Bill 208

(Private)

**An Act concerning the possibility
for the municipal founder to stand
surety for the Société d'économie mixte
d'énergie renouvelable de la région
de Rivière-du-Loup inc.**

Introduced 14 May 2013

Passed in principle 14 June 2013

Passed 14 June 2013

Assented to 14 June 2013

**Québec Official Publisher
2013**

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(Private)

AN ACT CONCERNING THE POSSIBILITY FOR THE MUNICIPAL FOUNDER TO STAND SURETY FOR THE SOCIÉTÉ D'ÉCONOMIE MIXTE D'ÉNERGIE RENOUVELABLE DE LA RÉGION DE RIVIÈRE-DU-LOUP INC.

AS it is in the public interest to facilitate the establishment, in Cacouna, of a plant for the treatment of organic residual materials by biomethanation that would benefit various municipalities;

AS, under the Act respecting mixed enterprise companies in the municipal sector (chapter S-25.01), the amount up to which a municipal entity may stand surety for the commitments of a mixed enterprise company is limited to the value of the company's share capital that was paid by that entity;

AS Municipalité régionale de comté de Rivière-du-Loup and Ville de Rivière-du-Loup are the municipal founder of the Société d'économie mixte d'énergie renouvelable de la région de Rivière-du-Loup inc.;

AS it is in the interest of those municipalities that they be granted certain powers to enable them to stand surety for commitments of the Société d'économie mixte d'énergie renouvelable de la région de Rivière-du-Loup inc. for an amount exceeding the amount established by the Act respecting mixed enterprise companies in the municipal sector;

THE PARLIAMENT OF QUÉBEC ENACTS AS FOLLOWS:

1. Despite the third paragraph of section 48 of the Act respecting mixed enterprise companies in the municipal sector (chapter S-25.01) and subject to the second paragraph, the group that is the municipal founder of the Société d'économie mixte d'énergie renouvelable de la région de Rivière-du-Loup inc. may stand surety for the totality of the \$7,500,000 loan contracted by the Société under the agreement entitled "FONDS MUNICIPAL VERT («FMV»). N° du projet: 10210. Titre du projet: Projet de traitement et valorisation des matières résiduelles organiques par digestion anaérobie. Convention de prêt et de subvention. Projets d'immobilisations – Société d'économie mixte." entered into between the Société d'économie mixte d'énergie renouvelable de la région de Rivière-du-Loup inc., Ville de Rivière-du-Loup, Municipalité régionale de comté de Rivière-du-Loup and the Federation of Canadian Municipalities as trustee of the Green Municipal Fund, for the carrying out of a project to establish a plant in Cacouna for the treatment of organic residual materials by biomethanation.

Any person who operates a private sector enterprise and is a cofounder of the Société d'économie mixte d'énergie renouvelable de la région de Rivière-du-Loup inc. must, for the benefit of the group that is the municipal founder of the Société and for the purpose of guaranteeing the reimbursement of the amount specified in the suretyship contract entered into by that group under the agreement referred to in the first paragraph, provide a suretyship, issued by an insurer holding a license in conformity with the laws in force in Québec that authorizes it to offer suretyships, in an amount proportionate to the person's share in the Société's share capital.

2. This Act comes into force on 14 June 2013.