

Bill 222  
(Private)  
(2002, chapter 95)

## **AN ACT RESPECTING VILLE DE CONTRECOEUR**

[...]

**4.** The town may, to consolidate land or to reconstitute the original lots in the sector described in the schedule and in respect of which it wishes to promote, ensure or maintain agricultural operations,

(1) acquire an immovable by agreement or by expropriation ;

(2) hold and manage the immovable ;

(3) carry out the required development, restoration, demolition or clearing work on the immovable ;

(4) alienate or lease the immovable ;

(5) exchange an immovable it owns in its territory for another immovable it wishes to acquire, if their value is comparable. It may also, where it considers that an unconditional exchange would not be appropriate, offer as consideration an amount of money in lieu of or in addition to an immovable.

**5.** Acquisitions by agreement or expropriation, exchanges provided for in section 4 and alienations referred to in section 26 do not constitute an alienation within the meaning assigned to that term in the definition in section 1 of the Act respecting the preservation of agricultural land and agricultural activities (R.S.Q., chapter P-41.1).

**6.** An offer of exchange is made by service on the owner of a notice to that effect together with the text of sections 4 to 22 and 28 of this Act. Section 40.1 of the Expropriation Act (R.S.Q., chapter E-24) applies to the service of the notice. The notice shall then be published at the registry office.

The notice must also be published in the *Gazette officielle du Québec* at least 10 days before being served on the owner.

The notice must indicate that it is given under this Act and contain, in particular, the following information :

(1) a description of the immovable that the town wishes to acquire ;

(2) the name of the owner of the immovable ;

(3) a description of the immovable offered as consideration ;

(4) the time limit for filing an objection with the town.

In the case provided for in paragraph 5 of section 4, the notice must mention the sum of money, if any, offered by the town as consideration.

[...]

**19.** The Act respecting the acquisition of farm land by non-residents (R.S.Q., chapter A-4.1) does not apply to an immovable that is exchanged in accordance with section 4.

[...]

**24.** Where the town, under this Act, becomes the owner of immovables sufficient to be used for genuine and sustained agricultural purposes, it shall submit to the Minister of Natural Resources a plan entailing the striking out or replacement of the numbers of the lots it owns in accordance with article 3043 of the Civil Code of Québec.

**25.** Every operation carried out under section 24 must be authorized by the Minister of Agriculture, Fisheries and Food after the opinion of the Commission de protection du territoire agricole du Québec has been obtained.

**26.** The town shall, within two years following the authorization required under section 25, offer for sale, at its actual value, the lot concerned by the cadastral amendment to enable it to be used for agricultural purposes, and shall so advise the Minister of Agriculture, Fisheries and Food and the Fédération régionale de l'Union des producteurs agricoles.

If the town fails to find a purchaser for a lot at its actual value within the required time, it shall so advise the Minister of Agriculture, Fisheries and Food who may grant an extension for the selling of the lot or, at the request of the council, authorize the town to retain it permanently.

The town may, in respect of an immovable it is authorized to retain, carry out thereon development, restoration, demolition or clearing work or operate or lease the immovable.

[...]

**30.** This Act comes into force on 19 December 2002.