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Latest version available
Updated to 1 July 2005

R.S.Q., chapter M-28

AN ACT RESPECTING THE MINISTÈRE DES TRANSPORTS

Powers of the Minister.

11. For the purposes of section 3, the Minister may acquire, by agreement or expropriation, or lease any property he considers necessary.

Suburban train service.

Furthermore, with the authorization of the Government and on the conditions it determines in each case, the Minister may, for the purpose of maintaining or establishing a suburban train service, acquire property or award contracts for the construction of a movable or immovable work, including facilities or infrastructures, and transfer such property or work to the Agence métropolitaine de transport.

1972, c. 54, s. 11; 1977, c. 5, s. 14; 1983, c. 40, s. 76; 1989, c. 20, s. 5; 1995, c. 65, s. 124.

Acquisition on behalf of the Government.

11.1. The Minister may acquire, by agreement or expropriation, on behalf of the Government, its departments and agencies, any property he considers necessary for the construction, improvement, enlargement, maintenance and use of public works or buildings or for obtaining better access thereto.

1983, c. 40, s. 76.

Payment of obligation.

11.2. The Minister, in order to obtain full or partial payment of an obligation in favour of the Minister of Revenue, may, at the request of the Minister of Revenue, acquire immovables already serving as real security for the discharge of that obligation.

1983, c. 40, s. 76.

Railway right of way.

11.3. The Minister may acquire, by agreement or expropriation, any disused railway area.

1983, c. 40, s. 76; 1991, c. 57, s. 3, s. 6.

Domain of the State.

11.4. All property acquired by the Minister forms part of the domain of the State and he may dispose of it as he sees fit, subject to section 11.5, when the property is no longer needed.

Disposal of immovables.

The Minister may also dispose of immovables acquired by other departments or agencies of which they themselves are unable to dispose when the immovables are no longer needed.

1983, c. 40, s. 76; 1986, c. 67, s. 10; 1991, c. 57, s. 1, s. 4; 1997, c. 46, s. 1.

Conditions.

11.5. The Minister may dispose of an immovable only on the conditions prescribed by a regulation adopted under the Public Administration Act (chapter A-6.01).

1983, c. 40, s. 76; 1984, c. 23, s. 19; 1991, c. 57, s. 2, s. 5; 2000, c. 8, s. 240.

Transfer of immovable.

11.5.1. Notwithstanding section 11.5, during a cadastral renovation, the Minister may transfer, by gratuitous title, all or part of an immovable the value of which is less than \$5,000 in favour of the owner of a lot contiguous to the immovable.

Entry of owner.

The Minister shall, if he obtains the written consent of the owner of the lot, authorize the land surveyor preparing the cadastral renovation plan to enter that owner as the owner of the immovable.

Transfer of ownership.

Transfer of ownership is effected by the opening of a land file in the land register by the registrar.

Provisions not applicable.

The Act respecting duties on transfers of immovables (chapter D-15.1) and sections 28 and 29 of the Act respecting the preservation of agricultural land and agricultural activities (chapter P-41.1) do not apply to the transfer of an immovable by gratuitous title by the Minister pursuant to this section.

1997, c. 46, s. 2; 1996, c. 26, s. 85.