

**Revised Delegation of Powers by the Board of Governors Pursuant to *An Act Respecting Contracting by Public Bodies***

## INTRODUCTION

*An Act respecting contracting by public bodies* (S.Q. 2006, c-29) as well as the accompanying regulations adopted in virtue of *An Act respecting contracting by public bodies*, initially came into effect on October 1, 2008. For the purposes of this Revised Delegation of Powers by the Board of Governors (the “**Board**”), *An Act respecting contracting by public bodies*, as same has been and may subsequently be amended from time to time (the “**Act**”), as well as the accompanying regulations and directives adopted in virtue of the Act, as same has been and may subsequently be amended, supplemented or replaced from time to time (collectively, the “**Regulations**”), the Act and the Regulations being”) collectively referred to herein as the “**Law**”.

The purpose of the Law, among other things, is to provide for the conditions by which certain contracts can be entered into by public bodies. For the purposes of the Law, universities are deemed to be public bodies. The Law provides for public tendering for most contracts and sets out the procedures to follow, the eligibility requirements of bidders, the processes for the adjudication of contracts, reporting requirements and the like.

The Law confers operational powers and decision-making authority directly to the Board but allows for the Board to delegate all or part of these powers to individuals specified in the Law.

In accordance with the Law and pursuant to the Delegation of Powers adopted by the Board on October 21<sup>st</sup>, 2008, amended on November 17<sup>th</sup>, 2011, and amended again on June 21<sup>st</sup>, 2012 (collectively, the “**Original Delegation**”), the Board previously delegated these powers to individuals specified in the Law.

### **Ratification of acts**

1. In accordance with the Law and pursuant to the Original Delegation, with this Revised Delegation of Powers, the Board hereby reiterates the authority that was previously conferred upon such individuals and, *de bene esse*, ratifies all acts previously executed pursuant to the Original Delegation.

### **Delegation of Powers**

1. In accordance with article 8 of the Act, the Board hereby delegates the entirety of the powers that are conferred upon it by the Law that it is empowered to delegate, to the

President, the relevant Vice-President or the Secretary-General, the whole as outlined in the University's *Policy on Contract Review, Signing and Required Approvals* ([BD-1](#)).

2. In accordance with article 17 of the Act, the Board hereby delegates to the President or, the relevant Vice-President, and to the Secretary-General, the authority to authorize an amendment to a contract contemplated by the Law that results in an expenditure above the initial amount of the contract.
3. The delegations contemplated hereinabove shall remain in effect unless and until a new delegation is adopted by the Board for any reason, including without limitation any material change to the powers that may be delegated pursuant to the Law.

*Adopted by the Board of Governors on October 21, 2008 and amended on November 17, 2011, June 21, 2012 and December 15, 2022.*