



ANNUAL REPORT

APPLICATION OF THE CONTRACT MANAGEMENT BY-LAW

FROM JANUARY 1st, 2023 TO DECEMBER 31st, 2023

1. PREAMBLE

Assented to on June 16, 2017, the Act mainly aimed at recognizing that municipalities are local governments and increasing their autonomy and powers as such, allows, since January 1, 2018, a municipality to lay down the rules governing the award of its contracts for which the amount of the expenditure is \$ 25,000 or more, but below the threshold requiring the public call for tenders (PDO). Article 938.1.2 of the Municipal Code of Quebec (C.M.) also requires that rules to this effect be provided in the contract management by-law (RGC) of the municipality. For example, it could establish the expenditure threshold at which it awards its contracts made by agreement. This threshold could vary depending on the type of contract (professional services, execution of works, etc.)

In accordance with article 938.1.2 of the C.M., the Municipality must table an annual report concerning the application of the contract management by-law.

2. OBJECT

The main objective of this report is to strengthen the transparency of the municipality's contract management process by informing citizens about the application of the measures provided for in its RGC.

3. CONTRACT MANAGEMENT BY-LAW

Under section 278 of the Act, the main objective of which is to recognize that municipalities are local governments and to increase their autonomy and powers as such, the contract management policies of municipal bodies are deemed contract management by-laws (RGC), and this since January 1, 2018.

The contract management policy of the Municipality of the Township of Harrington adopted by resolution no 175-2010 on December 6, 2010, and deemed by-law was repealed by by-law no 291-01-2021 entitled **By-law concerning contractual management, adopted on June 14, 2021.**

4. MEASURES FOR MAINTAINING A HEALTHY COMPETITION

The contract management by-law of the Municipality of the Township of Harrington provides:

- a) compliance with applicable laws aimed at combating bid-rigging;
- b) compliance with the Lobbying Transparency and Ethics Act;

- c) the prevention of acts of intimidation, influence peddling or corruption;
- d) the prevention of conflict of interest situations and any other situation likely to compromise the impartiality and objectivity of the tender request process and the management of the resulting contract;
- e) the supervision of the making of any decision having the effect of authorizing the modification of a contract.

5. COMPLAINT

No complaint has been received regarding the application of the contract management by-law.

6. SANCTION

No sanction has been applied regarding the application of the contract management by-law.

7. OBSERVATION

In 2023, contractual management and the application of the related regulations did not raise any particular issues.

Steve Deschênes
General Director and Clerk-Treasurer

TABLED AT THE SITTING OF FEBRUARY 12, 2024