

Bill No. 17 of 1945.

A BILL TO AMEND THE RESEARCH COUNCIL ACT.

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NOTE.

Section 1 of the Bill strikes out section 5 and substitutes a new section 5. The new section 5 authorizes the Research Council to acquire all kinds of property and to retain the same as its own property, without any obligation to turn it or its proceeds into the General Revenue Fund. This also applies to moneys earned by the Council or received by way of fees and royalties. This, however, is made subject to the proviso that the Lieutenant Governor in Council order the transfer to General Revenue of any cash surplus not required by the Council for its purposes. These moneys are required by subsection (3) to be placed in a special account separate from the appropriations by the Legislature.

Section 2 of the Bill strikes out section 15 and substitutes a new section 15. The object of this amendment is to make it clear that the moneys in the special account as well as the moneys appropriated by the Legislature are subject to audit by the Provincial Auditor.

W. S. GRAY,  
*Legislative Counsel.*

*(This note does not form any part of the Bill but is offered in explanation of its provisions.)*

# BILL

No. 17 of 1945.

An Act to amend The Research Council Act.

(Assented to \_\_\_\_\_, 1945.)

**H**IS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Alberta, enacts as follows:

**1.** *The Research Council Act*, being chapter 182 of the Revised Statutes of Alberta, 1942, is hereby amended as to section 5 by striking out the same and by substituting therefor the following:

“**5.**—(1) The Council is hereby constituted a body corporate capable of suing and being sued, and having the power to acquire money, securities, real estate or other property by gift, grant, bequest, or from the sale of property or from services rendered or from fees and royalties, and of holding, selling or otherwise disposing of for the purpose of and subject to this Act, any property acquired by it as aforesaid.

“(2) Notwithstanding the provisions of *The Treasury Department Act*, the Council may retain as its property to be used or applied solely for the purposes of this Act, any assets acquired by it as aforesaid.

“Provided, however, that if it is made to appear to the satisfaction of the Lieutenant Governor in Council at any time that the Council has on hand a cash surplus which is not required for the purposes of the Council, the Lieutenant Governor in Council may order that the surplus or any part thereof be paid into and form part of the General Revenue Fund.

“(3) Any moneys acquired in the manner described in subsection (1) shall be placed in a special account separate from the moneys appropriated from time to time by the Legislature for the work of the Council.”

**2.** The said Act is further amended as to section 15 by striking out the same and by substituting therefor the following:

“**15.** All the receipts and expenditures of the Council, including the receipts deposited in the special account referred to in section 5 and expenditures therefrom, shall be subject to examination and audit by the Provincial Auditor.”

**3.** This Act shall come into force on the day upon which it is assented to.

No. 17

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FIRST SESSION  
TENTH LEGISLATURE

9 GEORGE VI

1945

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**BILL**

An Act to amend The Research  
Council Act.

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Received and read the

First time.....

Second time.....

Third time.....

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HON. MR. TANNER.

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