

Bill No. 82 of 1947.

A BILL TO AMEND THE LEGISLATIVE ASSEMBLY
ACT

NOTE.

The Courts have held that under the then existing legislation no portion of the sessional indemnity of a member of the Legislative Assembly is exempt from income tax though a large portion of it is used in paying expenses. Since these decisions were given *The Dominion Income Tax Act* has been amended to provide for the exemption of that portion of the indemnity described as expenses, subject to certain limitations. The purpose of paragraph (a) of section 1 of the Bill is to divide the allowances of members into sessional indemnity and expenses so as to bring the members within the terms of the Dominion Act.

Paragraph (b) repeals the third proviso to section 54 (1) which provided for the payment of sessional indemnity to members who did not attend the first session of the Tenth Legislative Assembly by reason of being absent on active service. The substituted proviso authorizes the payment of the indemnity, etc., to a member who has been unable to attend the present session through illness in the family.

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. 82 of 1947.

An Act to amend The Legislative Assembly Act.

(Assented to _____, 1947.)

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

1. *The Legislative Assembly Act*, being chapter 4 of the Revised Statutes of Alberta, 1942, is hereby amended as to section 54,—

- (a) by striking out the first eleven lines of subsection (1) thereof and by substituting therefor the following:

“54.—(1) In respect of each session of the Legislature which is first held in any year there shall be allowed and payable to each member of the Legislative Assembly, other than members of the Executive Council, attending such session an allowance of one thousand four hundred dollars, and to each member of the Executive Council attending such session an allowance of one thousand two hundred dollars as a sessional indemnity, together with an allowance of six hundred dollars to all members of the Legislative Assembly for expenses incidental to the discharge of their duties as members;

“Provided always that deductions at the rate of ten dollars per day from the said allowances of one thousand four hundred dollars and one thousand two hundred dollars respectively, as sessional indemnity shall be made for every day over and above five days on which a sitting of the Assembly is held and on which the member does not attend such sitting or a meeting of some committee thereof.”;

- (b) by striking out the third proviso to subsection (1) thereof and by substituting therefor the following:

“Provided that the said indemnity of one thousand four hundred dollars and the said allowance of six hundred dollars for expenses shall be paid to any member of the Legislative Assembly who, during the Fourth Session of the Tenth Legislative Assembly, was unavoidably absent due to illness in the family.”.

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

No. 82

FOURTH SESSION
TENTH LEGISLATURE

11 GEORGE VI

1947

BILL

A Bill to amend The Legislative
Assembly Act.

Received and read the

First time

Second time

Third time

HON. MR. MAYNARD.

EDMONTON:
A. Shnitka, King's Printer
1947