

Bill No. 66 of 1955

A BILL TO AMEND THE COUNTY ACT

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NOTE

This Bill amends *The County Act*, being chapter 15 of the Statutes of Alberta, 1950.

Section 4, subsection (1) is amended to make it clear that the powers given by clauses of this subsection relate to the original order of the Lieutenant Governor in Council and not to subsequent or different orders. There is no substantive change, merely a change in the form of the subsection.

A new section 4a is added and provides powers to alter the boundaries of a county, electoral divisions, and school districts, after the establishment of the county.

Section 5 is amended by the addition of a new subsection (2), which provides that when a school district, of the kind referred to in subsection (1), is included by agreement in a county, any town or village in that school district is to be represented on the county school committee in the same manner as a town or village situate in a school district that is incorporated by order into the county.

Sections 8 and 12 are amended to bring references up to date.

Section 16, subsection (2) is struck out to remove the restriction on the number of county councillors who may sit on a county school committee. Any number of county councillors or all of them may now sit on this committee.

Section 19 is amended by striking out subsection (2), which provided that not more than half of the county councillors could be members of any one county committee.

Section 20 is amended to bring a reference up to date and section 24 is amended for the same purpose.

Section 21a is added. It provides that a member of a county school committee shall exercise the rights and powers of a county council member when the business before the council is the annual estimates of the school committee.

Section 24a is replaced by a new section. Previously a county was compelled to levy a uniform mill rate over the county to meet the combined requisitions of all municipal hospital districts in the county. The amendment will make it permissive instead of obligatory that the county levy the same rate over the whole county for hospital purposes.

Section 24b is amended to permit a council to make short term borrowings for school purposes, a power not previously given them.

Section 24c is added to enable a superintendent of schools to carry out one of the duties prescribed for that office by *The School Act, 1952*.

This Bill comes into force upon assent.

J. W. RYAN,  
*Acting Legislative Counsel.*

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

# BILL

No. 66 of 1955

An Act to amend The County Act

(Assented to \_\_\_\_\_, 1955)

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

**1.** *The County Act*, being chapter 15 of the Statutes of Alberta, 1950, is hereby amended.

**2.** Section 4, subsection (1) is amended

Section 4  
amended

- (a) by striking out the words "The Lieutenant Governor in Council from time to time by order may" and by substituting the words "The Lieutenant Governor in Council from time to time by order may establish in any area a local government unit to be known as 'The County of..... No.....', may fix its boundaries and by the order establishing the county may",
- (b) by striking out clause (a),
- (c) by relettering clauses (b) to (e) as clauses (a) to (d).

**3.** The following new section is added immediately after section 4:

New  
section 4a

"4a. (1) After the establishment of a county, the Minister may by order change the boundaries of the county, or the number or areas of the electoral divisions of the county in the same manner as similar changes may be made in a municipal district under *The Municipal District Act, 1954*.

Boundary  
changes

"(2) By complementary orders to be made under *The School Act, 1952*, the Minister of Education shall transfer school districts or parts thereof into or out of the county to make the areas of school districts within the county conform to any changes made under subsection (1) in the boundaries of the county."

**4.** Section 5 is amended by adding immediately after subsection (2) the following new subsection:

Section 5  
amended

"(3) When any school district referred to in subsection (1) is included in a county, any town or village included in the school district shall be represented on the school committee in accordance with the provisions of section 17."

- Section 8 amended      **5.** Section 8 is amended by adding immediately after the words "*The Municipal District Act*" the figures ", 1954".
- Section 12 amended      **6.** Section 12, clause (a) is amended by adding immediately after the words "*The Municipal District Act*" the figures ", 1954".
- Section 16 amended      **7.** Section 16 is amended by striking out subsection (2).
- Section 19 amended      **8.** Section 19 is amended by striking out subsection (2).
- Section 20 amended      **9.** Section 20, subsection (1) is amended by adding immediately after the words "*The Municipal District Act*" the figures ", 1954,".
- New section 21a      **10.** The following new section is added immediately after section 21:  
 Power of school committee member      "**21a.** A person appointed a member of the school committee shall exercise the rights, privileges and powers of a member of the county council when the business before the council is the annual estimates of the school committee."
- Section 24 amended      **11.** Section 24 is amended by adding immediately after the words "*The Municipal District Act,*" the figures "1954,".
- Section 24a amended      **12.** Section 24a is struck out and the following is substituted:  
 Levy to cover requisition      "**24a.** (1) The council shall by by-law authorize the secretary-treasurer to levy, upon the assessed value of all lands, improvements and personal property set out in the assessment roll of the county and situate within any municipal hospital district, a tax to produce the total amount of all such sums as may be requisitioned annually by the boards of all municipal hospital districts.  
     "(2) The tax may,  
     "(a) notwithstanding section 333 of *The Municipal District Act, 1954*, be at such uniform rate on the dollar as the council deems sufficient to produce the combined requisitions of all municipal hospital districts, or  
     "(b) be at such uniform rate on the dollar within each municipal hospital district as the council deems sufficient to produce the requisition of the municipal hospital district."
- Section 24b amended      **13.** Section 24b is amended  
     (a) as to subsection (1) by striking out the words "other than a short term borrowing therefor,"  
     (b) as to subsection (2) by striking out the words "under subsection (1) to a borrowing" and by substituting the words "to a debenture borrowing".

**14.** The following new section is added immediately after section 24b: New section 24c

**“24c.** The divisional superintendent of schools appointed under *The School Act, 1952*, may attend all meetings of the county council in the exercise of the duties imposed upon a superintendent by section 199 of *The School Act, 1952*.” Superintendent of schools at county council meetings

**15.** This Act comes into force on the day upon which it is assented to. Coming into force

THIRD SESSION  
TWELFTH LEGISLATURE  
4 ELIZABETH II  
1955

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**BILL**

An Act to amend The County Act

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Received and read the

First time.....

Second time.....

Third time.....

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HON. MR. HINMAN

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