

No. 18

1st Session, 14th Legislature, Alberta
8 Elizabeth II

BILL 18

A Bill to Authorize and Permit The City of Calgary to
Enter into a certain Agreement with Calgary Power Ltd.

HON. MR. MANNING

Explanatory Note

General. The City of Calgary and Calgary Power Ltd. entered into an agreement for the supplying of electricity to the City from September 1st, 1959, to the 31st August, 1973, and thereafter unless and until terminated in accordance with the terms of the agreement.

In two respects the city's power to enter into this contract is defective, viz:

1. The previous contract was not one to which section 410 of The City Act applied since it was not entered into "pursuant to section 409" of The City Act, so that a renewal of the present contract is not thereby authorized.
2. Section 409 does not permit of a contract extending beyond 20 years and the contract here mentioned has by its terms an indefinite duration after 1973.

The approval of the Board of Public Utility Commissioners was given upon the condition that legislative authority be obtained prior to 1961.

This Bill will authorize the agreement, fulfill the condition of the Board Order and permit the parties to continue the arrangements arrived at under the agreement of September 1st, 1959.

BILL

No. 18 of 1960

An Act to Authorize and Permit The City of Calgary to Enter into a certain Agreement with Calgary Power Ltd.

(Assented to _____, 1960)

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

1. Notwithstanding any provision of *The City Act* relating to agreements for the supplying of power to a city, The City of Calgary is hereby authorized and permitted and shall be deemed to have had capacity to enter into that certain agreement dated the first day of September, 1959, between The City of Calgary and Calgary Power Ltd. and approved by the Board of Public Utility Commissioners under Board Order No. 24155 dated the third day of September, 1959, under File P. U. 3401 - D.

2. The said agreement may from time to time be renewed, amended, varied or extended (as to subject matter or otherwise) in any way and to such extent as may be mutually agreed upon by the parties thereto, subject to such renewal, amendment, variation or extension being authorized or confirmed by a resolution of the Council of The City of Calgary and being approved by order of the Board of Public Utility Commissioners.

3. This Act comes into force on the day upon which it is assented to.

Bill 18

FIRST SESSION

FOURTEENTH LEGISLATURE

8 ELIZABETH II

1960

BILL

**An Act to Authorize and Permit The
City of Calgary to Enter into a
certain Agreement with Calgary
Power Ltd.**

Received and read the

First time.....

Second time.....

Third time.....

HON. MR. MANNING
