

No. 129

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

BILL 129

A Bill to Provide Authority for an Assessment of Certain
Property Owned by Industries and Utilities

HON. MR. HOOKE

Explanatory Note

General. This Bill will authorize the assessment of certain specified industrial plants and pipe lines and electric power transmission lines and works, in the year 1960 for the purposes set out in the Bill.

2. Definitions.

BILL

No. 129 of 1960

An Act to Provide Authority for an Assessment of Certain
Property Owned by Industries and Utilities

(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. This Act may be cited as "*The Industries and Utilities
Assessment Act*".

2. In this Act,

- (a) "Advisory Committee" means the Provincial Municipal Advisory Committee created by Order in Council No. 136/59, dated Thursday, January 27th, 1959, and consisting of those members appointed thereto from time to time by the Lieutenant Governor in Council;
- (b) "Minister" means the Minister of Municipal Affairs;
- (c) "municipality" means a city, town, new town, village, municipal district, county, improvement district, special area or school district in a national park;
- (d) "pipe line" means a line of pipe including loops, by-passes and the valves, cleanouts, measuring devices, fastenings, appurtenances thereto situate in, on or under a continuous strip of land, right of way or easement and used for or that forms part of any system for the conveyance or transmission of gas or oil or both or any product or by-product thereof and includes
 - (i) flare lines,
 - (ii) flow lines,
 - (iii) gathering lines,
 - (iv) distribution lines,
 - (v) transportation lines,
 - (vi) any pipe for the conveyance or disposal of any water, salt water or gas used in or incidental to the production of gas or oil or both,
 - (vii) any pipe in any gas well, oil well or gas and oil well, water source and injection wells, gas and liquid petroleum injection wells and salt water disposal wells, and

3. Purpose of Act.

4. Specified assessments.

- (viii) pipe line rights of way or easements, but does not include
- (ix) well control head installations,
- (x) the intake valve or outlet valve or any installations, materials, devices, fittings, apparatus, appliances, pipe, equipment or plant-machinery between such valves in any oil or gas processing, refining, manufacturing, marketing, pumping, treating, separating, or storage facilities, or
- (xi) buildings used to house plant-machinery, or used as offices, or used as dwelling houses of employees or the land on which such buildings are situated;
- (e) "plant" means an industrial plant referred to in clause (a) of section 4 or designated pursuant to that provision;
- (f) "Supervisor" means the Supervisor of Assessments appointed pursuant to *The Municipalities Assessment and Equalization Act*;
- (g) "works and transmission lines" means
 - (i) the installations, materials, devices, fittings, apparatus, appliances, equipment, plant-machinery, rights of way and easements, constructed or acquired for or used in the generation, transformation, transmission, distribution, delivery, sale or use of electricity, but
 - (ii) does not include buildings used to house plant-machinery, or used as offices, or used as dwelling houses of employees or the land on which such buildings are situate.

3. The purpose of this Act is to provide authority for the assessment of plants, pipe lines and works and transmission lines and to obtain thereby all necessary information bearing upon the mode or method or desirability of uniform assessment of plants, pipe lines and works and transmission lines, as a basis for future taxation at a uniform rate by or on behalf of municipalities.

4. During the year 1960, the Supervisor shall make or cause to be made an assessment of:

- (a) the buildings, structures, machinery and equipment of petroleum refineries, petro-chemical plants, nitrogen plants, gas absorption plants, gas scrubbing plants, ore refineries, cement plants, lime plants, caustic soda plants, sulphur plants, fertilizer plants, sugar beet plants, pulp plants, salt plants, and any manufacturing or processing plant, which may be designated by the Minister as a plant to which this Act applies, together with the lands used in connection with such buildings, structures, machinery or equipment;

5. Manner of assessment.

6. Information to Supervisor of Assessments.

7. Penalty for failure to furnish information.

8. Inspection of plants and pipe lines, etc.

9. Compilation of information furnished to Supervisor of Assessments.

- (b) pipe lines ;
- (c) works and transmission lines.

5. (1) In making an assessment pursuant to this Act, the Supervisor shall determine all assessments at fair actual value in accordance with the standards and methods prescribed by the regulations under this Act.

(2) In determining for the purposes of this Act what constitutes a building, structure, machinery or equipment of a plant, the Supervisor shall have regard to and be governed by the definition of "improvement" in *The Assessment Act, 1960*, so far as the subject matter of the assessment permits.

6. A person who is the owner of or who has control of any property that is or may be liable to assessment pursuant to this Act shall, upon receipt of a request therefor from the Supervisor, transmit to the Supervisor a signed statement containing such information as may be required by the Supervisor for the purpose of enabling him to make an assessment of the property and to determine any municipal and other services and burdens that in any way arise out of or as a direct or indirect result of the location of the industry, pipe line or works and transmission lines, as the case may be.

- 7.** A person referred to in section 6 who
- (a) fails or refuses to furnish the information required,
 - (b) fails to furnish the information required within the time limited by the Supervisor, or
 - (c) knowingly makes any false statement in respect thereof,

is guilty of an offence and liable on summary conviction to a fine of not more than two hundred dollars and in default of payment to imprisonment for a term not exceeding three months.

8. The Supervisor, or any person designated by him for the purpose, shall be permitted to inspect and examine any plant or pipe line or works and transmission lines to which this Act applies, at any time during the ordinary operating hours of the plant, pipe line or works and transmission lines, and for that purpose the Supervisor and any person so designated has a right of access over any lands upon which any part of the plant, pipe line or works and transmission lines, as the case may be, are situated.

9. (1) The Supervisor shall compile the information furnished to him and shall as soon as practicable thereafter present it to the Advisory Committee.

10. Power to make regulations.

11. Assessments under this Act additional to other assessments.

12. Commencement.

(2) When the information is presented to the Advisory Committee, the Advisory Committee shall conduct such investigations as may be required by the Lieutenant Governor in Council and shall thereafter report its findings and recommendations to the Lieutenant Governor in Council.

(3) If the Advisory Committee requires further information for the purposes of its investigations, it may require the Supervisor to make such further assessments or compilations as the Advisory Committee considers necessary.

10. The Minister may make regulations providing for any matter or thing deemed necessary or advisable to facilitate the carrying out of the purpose of this Act.

11. Assessments made pursuant to this Act are not to be in substitution for or in lieu of any other assessment of property authorized or required under or pursuant to any other Act of the Province, but are for the purpose of this Act only.

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

No. 129

FIRST SESSION

FOURTEENTH LEGISLATURE

8 ELIZABETH II

1960

BILL

An Act to Provide Authority for an
Assessment of Certain Property
Owned by Industries and Utilities

Received and read the

First time.....

Second time.....

Third time.....

HON. MR. HOOKE
