

No. 94

2nd Session, 14th Legislature, Alberta
9 Elizabeth II

BILL 94

A Bill to Provide for the Payment of Grants to Municipalities in respect of Certain Crown Property

HON. MR. HINMAN

Explanatory Note

General. This new Act will provide authority to pay grants to municipalities each year equivalent to the amount of tax that would be payable if Crown property was subject to municipal assessment and taxation. Certain property, as set out in clause 5, is not to be included in calculating the grant.

2. Definition of terms.

- 3.** (1) Application to be made by municipality for grant.
(2) Grant to be paid with approval of Lieutenant Governor in Council.
(3) Self-explanatory.

4. Grant not to exceed the amount recoverable by the municipality if the Crown property was subject to municipal taxation.

5. Certain Crown property not to be taken into account in calculating grant.

BILL

No. 94 of 1961

An Act to Provide for the Payment of Grants to Municipalities in respect of Certain Crown Property

(Assented to _____, 1961)⁴

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 Crown Property Municipal Grants Act*".

2. In this Act,

- (a) "Crown property" means real property of the Crown in right of Alberta, other than the property mentioned in section 5;
- (b) "municipality" means a city, town, village, new town, municipal district, county, improvement district, special area and a school district situated within a national park;
- (c) "municipal tax" means the tax levied on real property by a municipality other than a frontage tax.

3. (1) Any municipality within which Crown property is situated may apply each year to the Provincial Treasurer for a grant in respect of that property.

(2) The Provincial Treasurer may each year,

- (a) upon the application of the municipality, and
- (b) with the approval of the Lieutenant Governor in Council,

pay to the municipality a grant out of the moneys appropriated by the Legislative Assembly for the purposes of this Act.

(3) No municipality is entitled as of right to a grant under this Act.

4. A grant to a municipality under this Act may not exceed the amount that would be recoverable by the municipality if the Crown property within the municipality was subject to the municipal tax for that year.

5. In calculating a grant under this Act the property hereinafter listed shall not be included as Crown property within a municipality, namely:

6. Power to make regulations.

7. Authority for the Alberta Government Telephones to pay grants.

8. Authority for the Liquor Control Board to pay grants.

9. Commencement of Act.

- (a) real property forming part of an undertaking in respect of the conservation, irrigation, reclamation, rehabilitation or reforestation of land;
- (b) any park, historical site, monument or museum;
- (c) except when otherwise prescribed by the Provincial Treasurer, real property leased to or occupied by a person from whom the municipality may, by reason of his interest in the property, levy and collect a municipal tax;
- (d) real property used for or in connection with academic, trade, forestry or agricultural schools, colleges or universities;
- (e) real property used for or in connection with hospitals and mental institutions;
- (f) any building used as a provincial gaol;
- (g) real property comprising streets, lanes, roadways or road allowances;
- (h) real property that is not used or actively occupied by the Crown and that is not occupied by a person under a lease, licence, permit or agreement for sale;
- (i) real property owned by The Alberta Liquor Control Board, the Alberta Government Telephones Commission or the Workmen's Compensation Board;
- (j) any specific real property or class of real property exempted from the provisions of this Act by the Lieutenant Governor in Council.

6. The Lieutenant Governor in Council may make regulations

- (a) exempting any specific real property or class of real property from the provisions of this Act,
- (b) governing matters relating to the administration of this Act,
- (c) prescribing forms for use under this Act, and
- (d) providing for any matter or thing deemed necessary or advisable to facilitate the carrying out of the provisions of this Act according to their true intent.

7. The Alberta Government Telephones Commission may each year pay to any municipality within which any of its real property is situated, a grant not exceeding the amount that would be recoverable by the municipality if the property was subject to the municipal tax for that year.

8. The Alberta Liquor Control Board may each year pay to any municipality within which any of its real property is situated, a grant not exceeding the amount that would be recoverable by the municipality if the property was subject to the municipal tax for that year.

9. This Act comes into force on the first day of January, 1962.

No. 94

SECOND SESSION

FOURTEENTH LEGISLATURE

9 ELIZABETH II

1961

BILL

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of Grants to Municipalities in respect
of Certain Crown Property

Received and read the

First time.....

Second time.....

Third time.....

HON. MR. HINMAN
