

No. 128

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1st Session, 15th Legislature, Alberta  
12 Elizabeth II

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## **BILL 128**

A Bill to amend The Public Junior Colleges Act

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HON. MR. AALBORG

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## **Explanatory Note**

**1. The Public Junior Colleges Act, Statutes of Alberta, 1958, c. 64, amended.**

**2. Section 7, subsection (1) presently reads:**

**"7. (1) Where a school board proposes the establishment and operation of a junior college in association with another board or other boards, and where the consent and approval required under section 5 have been obtained and any agreements respecting and governing the participation of the school boards in the establishment, maintenance and operation of the proposed junior college have been executed, the school boards sponsoring the junior college may apply for the incorporation of the junior college."**

# BILL

No. 128 of 1964

An Act to amend The Public Junior Colleges Act

(Assented to \_\_\_\_\_, 1964)

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

1. *The Public Junior Colleges Act* is hereby amended.

2. Section 7 is amended by striking out subsection (1) and by substituting the following:

7. (1) A school board proposing the establishment and operation of a junior college in association with another school board or boards shall

- (a) appoint two members of its own, and
- (b) invite the other board or boards to each appoint one member,

and when the other board or one of the other boards appoints its member a provisional college board is constituted consisting of those three members and the other members, if any, subsequently appointed.

(1a) The school board proposing the junior college shall supply a secretary to the provisional college board.

- (1b) The provisional college board shall
  - (a) elect a chairman from its members,
  - (b) make a study of all matters bearing upon the need and feasibility of the proposed junior college,
  - (c) if it is agreed as to the need and feasibility of the proposed junior college, apply for the consent and approval referred to in section 5,
  - (d) if the consent and approval under section 5 are granted, negotiate and arrange for the execution of an agreement between the participating school boards for the operation of the proposed junior college, and
  - (e) when the agreement is executed, apply for incorporation of the proposed junior college.

**3. Section 11 is revised primarily for clarification. A substantive change is made with respect to the content of the present subsection (5) which reads:**

**"(5) Notwithstanding subsection (4) of this section and subsection (1) of section 12, where the board of a separate school district does not operate a school and arranges for the tuition of its pupils in the school or schools of another district**

- (a) it is not entitled to appoint a member of the college board, and**
- (b) when a vacancy exists the trustees of any such district or districts together with the trustees of the district in whose school or schools the pupils are enrolled shall, at a meeting convened by the board of the last mentioned district, elect one member to serve as a member of the college board."**

**Under the new clause (c) of subsection (1) of section 11, one member will represent all school boards of separate school districts within the lands comprising each participating school division (which by definition includes a county).**

**Sections 12 and 13 are revised only to make reference to the member representing the separate school districts.**

**3.** Sections 11, 12 and 13 are struck out and the following are substituted:

**11.** (1) A college board shall consist of the following members:

- (a) two members appointed by the school board which proposed the junior college;
- (b) one member for each of the other participating school boards other than the separate school boards to which clause (c) applies;
- (c) with respect to each school division that participates in the junior college, one member representing all of the participating school boards of separate school districts within the lands comprising the school division and elected pursuant to subsection (2).

(2) The member referred to in clause (c) of subsection (1) shall be elected in the following manner:

- (a) when a vacancy exists or will exist upon the effective date of the resignation of the incumbent member, the secretary of the college board shall give not less than thirty days' notice in writing to the school boards of all the separate school districts to be represented by the member of the time and place fixed by the college board for the election of the member;
- (b) each school board is entitled to appoint one delegate to represent it at the election;
- (c) the appointed delegates present at the time and place fixed for the election shall, by majority vote, elect the member to fill the vacancy.

(3) No person shall be a member of a college board who is not eligible to serve as a member of the school board for the school division or school district he represents.

**12.** (1) A member of the college board appointed by a school board shall hold office at the pleasure of the board appointing him but not for a term of more than three years, and on the expiration of any three year term he is eligible for re-appointment.

(2) A member referred to in clause (c) of subsection (1) of section 11 shall hold office for a term of three years from the time of his election, and at the expiration of any three year term he is eligible for re-election.

**13.** (1) A member of a college board may resign therefrom by sending to the college board, and in the case of an appointed member, to the school board which appointed him, a written notice stating the date on which the resignation is to be effective.

**4. Commencement of Act.**

(2) The resignation becomes effective on the date given in the notice, whether or not a successor has been appointed or elected.

(3) Upon receipt of a notice of resignation given by an appointed member, the school board shall appoint another member to the college board to succeed the resigning member.

(4) A notice of resignation shall allow at least one month between the date of the notice and the effective date thereof unless illness or other urgent consideration is involved.

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

No. 128

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FIRST SESSION  
FIFTEENTH LEGISLATURE  
12 ELIZABETH II  
1964

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**BILL**

An Act to amend The Public Junior  
Colleges Act ..

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Received and read the

First time .....

Second time .....

Third time .....

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HON. MR. AALBORG

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