

1967 Bill 95

Fifth Session, 15th Legislature, 15 Elizabeth II

THE LEGISLATIVE ASSEMBLY ~~OF~~ ALBERTA

BILL 95

An Act to amend The Public Works Act

THE MINISTER OF PUBLIC WORKS

First Reading

Second Reading

Third Reading

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An Act to amend The Public Works Act

(Assented to , 1967)

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

1. *The Public Works Act* is hereby amended.
2. Section 25 is amended by renumbering the section as subsection (1) and by adding the following subsection after the renumbered subsection (1):
 - (2) Where a Public Works Development Area is established for the purposes of a public body other than the Crown and if that public body has the authority to expropriate land, then with respect to that Area,
 - (a) the powers and obligations of the Crown under section 26, and
 - (b) the power of the Minister under section 27,shall be undertaken by and in the name of the public body under its own authority and not by the Crown and the Minister.
3. This Act comes into force on the day upon which it is assented to.

Explanatory Notes

1. This Bill amends chapter 78 of the Statutes of Alberta, 1965.

2. Sections 25, 26 (1) and 27 read:

25. Where it is intended

(a) to expend public moneys on the acquisition and development of any area of land for the purposes of the Crown or another public body in the Province, and

(b) to acquire all the lands in that area over a period of time as they become available or are needed,

the Lieutenant Governor in Council may declare that area of land to be a Public Works Development Area.

26. (1) Land within a Public Works Development Area shall be acquired by the Crown

(a) by purchase at any time the owner of the land is willing to sell it to the Crown, or

(b) by expropriation,

(i) where the owner of the land wishes the Crown to acquire it but agreement cannot be reached as to price, or

(ii) where the owner of the land requests that the land be expropriated or consents to expropriation.

or

(c) by purchase or expropriation, when the land is required for or in connection with a public work.

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27. No person shall construct an improvement or reconstruct or add to an improvement on any land within a Public Works Development Area, except with the approval in writing of the Minister.