

1968 Bill 79

First Session, 16th Legislature, ~~17 Elizabeth II~~

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 79

An Act to amend The Legislative Assembly Act

THE HON. MR. COLBORNE

First Reading

Second Reading

Third Reading

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1968

An Act to amend The Legislative Assembly Act

(Assented to _____, 1968)

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

1. *The Legislative Assembly Act* is hereby amended.

2. Section 12 is amended

(a) by adding the following clause after clause (r) :

(r1) receiving or having agreed to receive payment from the Department of Public Welfare as maintenance sums on behalf of a child placed in the home of the person by the Department, whether the child is a temporary or permanent ward of the Crown,

(b) by adding the following clause after clause (t) :

(t1) receiving or having agreed to receive in his capacity as a barrister and solicitor, fees for acting as legal counsel where a portion of those fees are paid by

(i) the Department of Health in respect of collections carried out for that Department by the barrister and solicitor pursuant to *The Alberta Hospitals Act* and incidental to legal services which he is doing for a particular client, or

(ii) the Public Trustee in respect of legal services performed by the barrister and solicitor for the Public Trustee on behalf of a particular client for whom the barrister and solicitor has acted previously or is acting,

or

3. Section 35 is amended

(a) as to subsection (1) by striking out clauses (a) and (b) and by substituting the following:

(a) a sessional indemnity allowance of \$8,000, and

(b) an expense allowance of \$4,000 for expenses incidental to the discharge of his duties as a

Explanatory Notes

1. This Bill amends chapter 174 of the Revised Statutes.

2. Section 12, clauses (r) and (t) presently read:

12. Nothing in this Act renders any person ineligible to be nominated for or elected as a member of the Legislative Assembly or disqualifies him from sitting or voting in the Legislative Assembly, by reason only of the person

.....

(r) receiving or having agreed to receive fees for medical or dental or other health services under any arrangement authorized by any Act of the Province or regulation thereunder whereby the fees are paid wholly or in part from public money,

.....

(t) receiving or having agreed to receive, in his capacity as a barrister and solicitor, fees for acting as legal counsel to any person in any civil or criminal proceedings, where he is appointed as counsel by a court or under a plan to provide legal aid that is financed wholly or partly by public funds, or

3. Section 35 presently reads:

35. (1) In respect of each session of the Legislative Assembly that is first held in any year, there shall be paid to the Speaker

(a) a sessional indemnity allowance of six thousand dollars, and

(b) an expense allowance of three thousand dollars for expenses incidental to the discharge of his duties as a member of the Legislative Assembly and as Speaker.

(2) In respect of each session of the Legislative Assembly that is first held in each year, there shall be paid to the Deputy Speaker

(a) a sessional indemnity allowance of four thousand eight hundred dollars, and

(b) an expense allowance of two thousand four hundred dollars for expenses incidental to the discharge of his duties as a member of the Legislative Assembly and as Deputy Speaker.

(3) There shall be paid to the Speaker as an allowance in respect of each session of the Legislative Assembly held in any year after the first session the sum of twenty-five dollars in addition to any other allowances payable to him as a member of the Legislative Assembly.

member of the Legislative Assembly and as Speaker.

- (b) as to subsection (2) by striking out clauses (a) and (b) and by substituting the following:
 - (a) a sessional indemnity allowance of \$6,400, and
 - (b) an expense allowance of \$3,200 for expenses incidental to the discharge of his duties as a member of the Legislative Assembly and as Deputy Speaker.

4. Section 52 is amended

- (a) as to subsection (1) by striking out clauses (a) and (b) and by substituting the following:
 - (a) a sessional indemnity allowance of \$4,800, and
 - (b) an expense allowance of \$2,400 for expenses incidental to the discharge of his duties as a member of the Legislative Assembly.
- (b) by striking out subsection (5) and by substituting the following:
 - (5) The annual compensation to be paid to the President of the Executive Council shall be \$18,000 and the annual compensation to be paid to each other member of the Executive Council who is the head of a public department shall be \$15,000.
- (c) as to subsection (6) by striking out clauses (a) and (b) and by substituting the following:
 - (a) a sessional indemnity allowance of \$7,200, and
 - (b) an expense allowance of \$3,600 for expenses incidental to the discharge of his duties as a member of the Legislative Assembly and as leader of Her Majesty's loyal opposition.

5. Section 55 is repealed.

6. Section 55a is amended

- (a) as to subsection (1) by striking out clause (a),
- (b) as to subsection (2) by striking out the words "allowance or".

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

4. Section 52 (1), (5) and (6) presently read:

52. (1) For each session of the Legislative Assembly that is first held in any year there shall be paid to each member of the Legislative Assembly attending the session, other than the Speaker or Deputy Speaker and the recognized leader of Her Majesty's loyal opposition,

(a) a sessional indemnity allowance of three thousand six hundred dollars, and

(b) an expense allowance of one thousand eight hundred dollars for expenses incidental to the discharge of his duties as a member of the Legislative Assembly.

(5) The annual compensation to be paid to the President of the Executive Council shall be sixteen thousand dollars and the annual compensation to be paid to each other member of the Executive Council who is the head of a public department shall be twelve thousand five hundred dollars.

(6) For each session of the Legislative Assembly that is first held in any year there shall be paid to the recognized leader of Her Majesty's loyal opposition attending the session,

(a) a sessional indemnity allowance of seven thousand six hundred dollars, and

(b) an expense allowance of three thousand eight hundred dollars for expenses incidental to the discharge of his duties as a member of the Legislative Assembly and as leader of Her Majesty's loyal opposition.

5. Section 55 presently reads.

55. A member of the Legislative Assembly is allowed

(a) five cents for each mile of the distance between the railway station nearest the place of his residence and the place at which the session is held but the distance both going and coming shall be calculated according to the shortest railway route, and

(b) his actual travelling expenses between his place of residence and the railway station if the distance is greater than five miles.

6. Section 55a presently reads:

55a. (1) Notwithstanding anything in this Act, where a member of the Legislative Assembly serves, during any interval between sessions of the Assembly, on a committee appointed by resolution of the Assembly or by the Lieutenant Governor in Council pursuant to a resolution of the Assembly, the member shall be paid, in respect of such service,

(a) an allowance of \$25 a day for each day upon which he

(i) attends a meeting of the committee, or

(ii) is otherwise engaged in the work or business of the committee, or

(iii) is absent from his place of residence and travelling to and from meetings of the committee or other work or business of the committee,

and

(b) the reasonable disbursements actually expended for sustenance and accommodation

(i) while travelling to or from committee meetings or other committee business, and

(ii) while attending committee meetings or other committee business,

and

(c) reasonable disbursements for travel other than by private automobile, or an allowance of 11 cents per mile for every mile travelled by private automobile.

(2) The receipt by a member of any money in payment of any allowance or disbursement pursuant to subsection (1) does not disqualify him as a member of the Legislative Assembly or from sitting and voting in the Assembly.