

1969 Bill 45

Second Session, 16th Legislature, 18 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 45

**An Act to establish the Alberta Hail and
Crop Insurance Corporation**

THE MINISTER OF AGRICULTURE

First Reading

Second Reading

Third Reading

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BILL 45

1969

An Act to establish the Alberta Hail and
Crop Insurance Corporation

(Assented to _____, 1969)

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 Hail and Crop Insurance Act*.

2. In this Act, "corporation" means the Alberta Hail and Crop Insurance Corporation constituted under this Act.

3. There is hereby created a corporation with the name "Alberta Hail and Crop Insurance Corporation".

4. (1) The affairs of the corporation shall be conducted by a board of directors which shall consist of five persons appointed by the Lieutenant Governor in Council, to hold office during pleasure.

(2) The Lieutenant Governor in Council shall appoint one of the directors to be chairman of the board of directors and one of them to be vice-chairman of the board of directors and, in the absence, or at the request of the chairman or in the event of his inability to act, the vice-chairman shall act as and has all the powers and authority of the chairman.

(3) Any directors who are permanent employees of the Government shall serve without remuneration but the corporation may pay the other directors such remuneration as may be determined by the Lieutenant Governor in Council.

(4) The corporation may pay the directors travelling and living expenses while absent from their ordinary place of business in the course of their duties at such rates as may be determined by the corporation.

5. (1) The corporation may make by-laws respecting the calling of meetings of the board and the quorum and con-

Explanatory Notes

1. This Bill will merge the functions of The Alberta Hail Insurance Board and the Alberta Crop Insurance Corporation which will both be replaced by the new corporation established by this Bill.

2. Interpretation.

3. New corporation established.

4. Appointment of directors.

5. Conduct of affairs of corporation.

duct of business thereat, the duties and conduct of the directors, employees and agents and generally as to the conduct of the affairs of the corporation.

(2) Where one or more vacancies occur on the board, the remaining directors may exercise all the powers of the board so long as a quorum of the board remains in office.

- 6.** (1) The objects of the corporation are to carry on
- (a) the business of hail insurance in accordance with *The Alberta Hail Insurance Act*, and
 - (b) the business of crop insurance in accordance with *The Alberta Crop Insurance Act*.

(2) In carrying on its business the corporation shall maintain accounts and records in such a manner that all assets, liabilities, income and expenditure relating to hail insurance and to crop insurance can be adequately determined and distinguished.

7. (1) The corporation may employ such employees and agents as it considers necessary for the conduct of its business and determine the compensation to be paid to the employees and agents.

- (2) The corporation may
- (a) acquire and hold real property and improve, sell, exchange, lease or otherwise dispose of it,
 - (b) borrow from time to time moneys required to defray the current expenditures of the corporation, and for that purpose may
 - (i) hypothecate, pledge and mortgage its property, rights, assets and prospective revenues, and
 - (ii) execute any bills, notes, contracts or other documents that are the evidence of or the security for any money so borrowed,
- and
- (c) provide services to the Government in connection with the administration of the Wildlife Damage Fund or any other Provincial program relating to crop loss or damage.

8. The Provincial Auditor or his nominee shall from time to time and at least once every year audit the books and accounts of the corporation.

9. (1) The corporation shall annually, after the end of each year, prepare a report of the activities of the corporation during that year, including an audited financial statement for the preceding fiscal year.

6. Objects of corporation.

7. General powers of corporation.

8. Audit.

9. Annual report.

(2) The Minister of Agriculture shall lay a copy of the report before the Legislative Assembly within 15 days after the commencement of the next ensuing session.

10. (1) The Alberta Hail Insurance Board and the Alberta Crop Insurance Corporation are hereby dissolved.

(2) All rights, contracts, franchises, assets, liabilities and property of every kind, including choses in action, owned, held, incurred or used by

(a) The Alberta Hail Insurance Board, and

(b) the Alberta Crop Insurance Corporation, immediately prior to the commencement of this Act are hereby vested in the corporation.

(3) Until such time as a chairman and other directors of the corporation are appointed pursuant to section 4, the persons who, immediately before the commencement of this Act, were

(a) the chairman and other directors of the Alberta Crop Insurance Corporation, or

(b) directors of The Alberta Hail Insurance Board, are the acting chairman and directors of the corporation.

11. (1) *The Alberta Hail Insurance Act* is amended

(a) as to section 2

(i) by striking out clause (b) and by substituting the following:

(b) "Board" means the Alberta Hail and Crop Insurance Corporation constituted under *The Hail and Crop Insurance Act*;

(ii) by striking out clause (f) and by substituting the following:

(f) "Minister" means the Minister of Agriculture;

(b) by striking out section 3 and by substituting the following:

3. This Act applies only with respect to hail and fire insurance as mentioned in section 4.

(c) as to section 5 by striking out clauses (b), (c), (g), (h) and (i),

(d) by striking out sections 7 to 10 and 28 and 29,

(e) as to section 31, subsection (1) by adding after the words "applies to the Board" the words "with respect to insurance under this Act".

(2) *The Alberta Crop Insurance Act* is amended

10. Dissolution and transfer of assets and liabilities.

11. Consequential amendments.

(a) as to section 2 by striking out clause (a) and by substituting the following:

(a) "corporation" means the Alberta Hail and Crop Insurance Corporation constituted under *The Hail and Crop Insurance Act*;

(b) by striking out sections 3 and 4 and by substituting the following:

3. This Act does not apply with respect to hail insurance to which *The Alberta Hail Insurance Act* applies.

(c) by striking out section 13.

(3) *The Wildlife Crop Damage Insurance Act* is repealed.

12. This Act comes into force on the day upon which it is assented to and upon so coming into force shall be deemed to have been in force at all times on and after April 1, 1969.

12. Effective date related to beginning of fiscal year.