

1971 Bill 116

Fourth Session, 16th Legislature, 20 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 116

The Northern Development Act

HON. MR. FIMRITE

First Reading

Second Reading

Third Reading

BILL 116

1971

THE NORTHERN DEVELOPMENT ACT

(Assented to _____, 1971)

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

1. In this Act,

- (a) "Commission" means The Northern Development Commission constituted by this Act;
- (b) "Minister" means the member of the Executive Council charged with the administration of this Act;
- (c) "Northern Development Region" means an area under the jurisdiction of the Commission pursuant to section 6.

2. (1) There is hereby established a corporation with the name "The Northern Development Commission" and consisting of

- (a) the Minister, and
- (b) not more than 10 other members to be appointed by the Lieutenant Governor in Council.

(2) An appointed member of the Commission holds office for a term of three years, unless his appointment is sooner terminated by the Lieutenant Governor in Council.

(3) Where a vacancy occurs on the Commission through death, resignation or otherwise of an appointed member, the Lieutenant Governor in Council may appoint a person to the Commission to complete the term of the office that is vacant.

(4) An appointed member of the Commission who is not a member of the Executive Council or an employee of the Government may be paid such fees and allowances

- (a) for attending meetings of the Commission or any committee thereof, and
- (b) for performing additional duties, as may be prescribed by the Lieutenant Governor in Council.

3. (1) The Minister is the chairman of the Commission.

(2) Where the Minister is not the head of a department of the public service, the Lieutenant Governor in Council

(a) may declare that the Minister is, with respect to this Act, the head of a department of the public service for the purposes of section 10, subsection (3) and section 55, subsection (1) of The Legislative Assembly Act and Part 2 of The M.L.A. Pension Act, and

(b) notwithstanding the declaration, may prescribe the rate of annual compensation for the Minister at a rate less than that prescribed in section 55, subsection (1) of The Legislative Assembly Act for the head of a public department.

(3) Any compensation paid to the Minister pursuant to subsection (2) shall be deemed for all purposes to be compensation paid to him pursuant to section 55, subsection (1) of The Legislative Assembly Act.

4. (1) The Lieutenant Governor in Council may designate one of the members of the Commission to be vice-chairman thereof.

(2) If the Minister is not the head of a department of the public service, the vice-chairman is the Minister's deputy for the purposes of this Act.

5. (1) With respect to the Northern Development Region

(a) the Commission has all the powers, duties and functions conferred or imposed on a county or the the council of a county, and

(b) the Minister has all the powers, duties and functions conferred or imposed on the reeve of a county, except as otherwise provided by or under this Act.

(2) Except as otherwise provided by or under this Act, in any enactment a reference:

(a) to a county, municipality, improvement district or school division shall be deemed to include a reference to the Region;

(b) to a county or municipal council or a board of trustees of a school division shall be deemed to include a reference to the Commission;

(c) to the reeve of a county or chairman of the board of trustees of a school division shall be deemed to include a reference to the Minister;

- (d) to the Minister of Municipal Affairs or the Deputy Minister of Municipal Affairs in relation to improvement districts shall, with respect to the improvement districts under the Commission's jurisdiction, be deemed to be a reference to the Commission and the vice-chairman thereof, respectively, and not to the named Minister and deputy Minister.

(3) The Lieutenant Governor in Council may by regulation make inapplicable the whole or part of any provision of The County Act, The School Act and The Municipal Government Act or any other Act under which a county has powers or duties and thereupon that provision ceases to apply to the Commission, the Northern Development Region and any person resident in the Region.

6. (1) Subject to subsection (2), the Commission has jurisdiction

- (a) in school matters in the area heretofore constituted as Northland School Division No. 61, and
- (b) in municipal matters in the areas constituted as Improvement Districts Numbers 15 to 24 immediately before the coming into force of this Act.

(2) The Lieutenant Governor in Council may from time to time add or remove any area to or from the Northern Development Region either in respect of school matters or municipal matters, or both.

7. (1) There shall be established a Northern Development Fund into which shall be paid the moneys appropriated by the Legislature for that purpose each year, out of which the Commission shall provide for the investigation, planning, promotion and co-ordination of measures to foster and advance social and economic development of Northern Alberta, and without limiting the generality of the foregoing, may facilitate and assist in the matters of:

- (a) industrial development;
- (b) transportation facilities;
- (c) agricultural improvement and diversification;
- (d) Metis social and economic development;
- (e) health, educational and social services;
- (f) local administration.

(2) The Provincial Auditor shall from time to time and at least once in each year audit the books and accounts of the Northern Development Fund.

8. (1) The assets and liabilities of the Government in respect of Improvement Districts Numbers 15 to 24 are hereby vested in the Commission.

(2) The Board of the Northland School Division No. 51 is hereby dissolved and all the assets and liabilities of the Northland School Division No. 61 are hereby vested in the Commission.

(3) The Northern Alberta Development Council is hereby dissolved and all the assets and liabilities of The Northern Alberta Development Council are hereby vested in the Commission.

9. This Act repeals and replaces

(a) The Northern Alberta Development Council Act,
and

(b) The Northland School Division Act.

10. This Act comes into force on a day to be fixed by proclamation.