

1971 Bill Pr. 1

Fourth Session, 16th Legislature, 20 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL Pr. 1

**An Act to amend The Alberta Association of Municipal
Districts Act**

MR. MULLER

First Reading

Second Reading

Third Reading

BILL Pr. 1

1971

AN ACT TO AMEND THE ALBERTA ASSOCIATION OF MUNICIPAL DISTRICTS ACT

(Assented to _____, 1971)

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

- 1923, c. 67 1. *The Alberta Association of Municipal Districts Act is hereby amended.*
- Amends s. 1 2. *Section 1 is amended by inserting the words "and Counties" after the word "Districts".*
- Amends s. 2 3. *Section 2 is amended:*
- (a) *by inserting the words "and Counties" after the word "Districts";*
 - (b) *as to clauses (a) and (b) by adding after the word "districts" wherever it may appear, the words "and counties";*
 - (c) *as to clause (c) by striking out the word "rural";*
 - (d) *by striking out clauses (d) and (e) and substituting the following:*
 - (d) *To co-operate for the purpose of protecting any one or more municipal districts or counties, or municipal districts and counties generally, from impairment in status, capacity or powers;*
 - (e) *To do all acts and things which appear to the association conducive to the good and welfare of any one or more municipal districts or counties, or municipal districts and counties generally;*
 - (e) *as to clause (f) by*
 - (i) *striking out the words "chattels and commodities" and substituting the words "chattels, commodities and services",*
 - (ii) *inserting the words "or county" after the word "district" wherever it appears,*

Explanatory Notes

EXPLANATORY NOTES REGARDING AMENDMENTS TO THE ALBERTA ASSOCIATION OF MUNICIPAL DISTRICTS ACT

Section 2 as presently worded:

"2. The present members of The Alberta Association of Municipal Districts and such others as shall hereafter become members of the association hereby incorporated shall be and are hereby constituted and declared to be a body corporate under the name of "The Alberta Association of Municipal Districts" (hereinafter referred to as "the Association"), and by that name shall have perpetual succession and a common seal for and with the following objects, powers and purposes, namely:

- (a) To promote the interests of all municipal districts throughout the Province;
- (b) To bring about the economical and efficient administration of the affairs of municipal districts and the economical and efficient performance of all duties and the execution of all works undertaken by or imposed upon municipal districts;
- (c) To co-operate for the promotion, guidance and improvement of legislation, both Dominion and Provincial, upon rural municipal questions;
- (d) To co-operate for the purpose of protecting any one or more municipal districts, or municipal districts, generally, from impairment in status, capacity or powers;
- (e) Generally to do all acts and things which appear to the association conducive to the good and welfare of any one or more municipal district or municipal districts;
- (f) To buy, sell, deal in, and otherwise act as mercantile agents, in respect of any goods, chattels and commodities which are or may be required by any municipal district or any other body or authority exercising the functions of local government in connection with the carrying out of any of the functions, powers, duties, capacities or works which a municipal district or any other body as aforesaid is by law authorized to carry out;
- (g) To acquire by purchase or lease land to the extent of one acre, required for the purposes of the Association;
- (h) To do and perform all acts and things incidental to and necessary for the purpose of effecting any of the aforesaid objects."

The effect of the Amendment:

The effect of the proposed amendment is to change the name of the Association to "Alberta Association of Municipal Districts and Counties", and as to clause (c), to delete therefrom the word "rural".

As to clause (f) to permit the Association to provide services of various kinds in addition to the provision of various goods and commodities.

As to clause (g) to remove the restriction on the amount of land which the Association can acquire; and to permit the Association to dispose of same.

Section 6 as presently worded:

"6 The membership of the association shall consist of the councils of any municipal districts in the Province of Alberta who shall in any year pay to the association the membership fee for that year".

The effect of the Amendment

The effect of the proposed amendment is to make provision for the creation of a class of members to be called "associate members".

Section 7 as presently worded:

"7. A convention of the association shall be held at the City of Edmonton in the month of November, one thousand nine hundred and twenty-three, and at least once in each year thereafter upon a date and at a place within Alberta to be appointed by the executive council or in such other manner as the association in convention may provide; and each member may send to such convention not more than two accredited delegates, who alone shall have the right to vote at such convention"

The effect of the Amendment

The effect of the proposed amendment is to remove the restriction on the number of accredited delegates that members of the Association may send to the annual convention.

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

(g) To acquire and dispose of land to the extent required for the purposes of the Association;

Amends s. 6 4. *Section 6 is struck out and the following is substituted:*

Membership in Association 6. (1) The council of any municipal district and the council of any county in the Province of Alberta which in any year shall pay to the association the membership fee for that year shall be a full member of the association.

(2) Associate memberships may be extended by the association to organizations and institutions whose objects relate to the welfare and advancement of municipal ratepayers, and without restricting the generality of the foregoing, shall include school divisions, hospital districts, municipal community and recreational organizations, irrigation districts and water boards.

(3) The rights and privileges of associate members shall be prescribed in the by-laws of the association from time to time.

Amends s. 7 5. *Section 7 is struck out and the following is substituted:*

Conventions 7. A convention of the association shall be held at least annually upon a date and at such time as the executive council shall provide or in such manner as the association in convention may provide.

Amends s. 8 6. *Section 8 is amended*

(a) *as to subsection (1) by*

(i) *striking out the word "two" and substituting the word "four";*

(ii) *inserting after the word "directors" the words "or such greater number as may be prescribed from time to time by the by-laws of the association",*

(b) *by striking out subsection (2) and substituting the following:*

(2) The president and vice-president shall be elected at the annual convention for the term of one year.

(c) *by adding the following subsections after subsection (2):*

(3) The directors shall be elected at the annual convention for the term of four years.

Section 8 as presently worded:

"8. (1) The executive officers of the association shall be a president, a vice-president, two directors, and a secretary-treasurer, who shall constitute the executive council of the association and shall, subject to the control of the convention of the association, have the management and control of the affairs, business and property of the association.

(2) The president, vice-president and directors shall be elected at the annual convention for the term of one year; and unless otherwise provided by by-law, they shall at their first meeting after election appoint a secretary-treasurer".

The effect of the Amendment

The effect of the proposed amendment is:

- (i) to increase the number of directors from four or such greater number as the Association may determine;
- (ii) to enable the creation of an office entitled "Secretary Manager";
- (iii) to enable the officers to hold their directorships for terms of four years.

Section 9 as presently worded:

"9. The office of the association shall be at such place within Alberta as shall be from time to time designated by the executive council; and in the absence of such designation, shall be at the place of residence of the secretary-treasurer".

The effect of the Amendment

The effect of the proposed amendment is to remove the restriction as to where the office of the Association must be located.

(4) The president, vice-president and directors shall appoint a secretary-treasurer or secretary-manager at their first meeting after the annual convention.

Amends s. 9 7. *Section 9 is amended by striking out the words: "and in the absence of such designation, shall be at the place of residence of the secretary-treasurer".*

Coming into
force 8. *This Act comes into force on the day upon which it is assented to.*

