

1972 Bill 31

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First Session, 17th Legislature, 21 Elizabeth II

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THE LEGISLATIVE ASSEMBLY OF ALBERTA

# **BILL 31**

**The Department of The Environment Amendment Act, 1972**

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THE MINISTER OF THE ENVIRONMENT

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First Reading .....

Second Reading .....

Third Reading .....

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# BILL 31

1972

## THE DEPARTMENT OF THE ENVIRONMENT AMENDMENT ACT, 1972

(Assented to \_\_\_\_\_, 1972)

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

*1. The Department of the Environment Act is hereby amended.*

*2. Section 8 is amended*

*(a) by striking out the words “, in consultation with the Co-ordinating Council,” in the portion of the section preceding clause (a),*

*(b) by adding the following clauses after clause (i):*

*(j) may conduct economic analyses to determine the benefits and costs of proposed major alterations of the environment, resource use fees, pollution control levies, insurance against major pollution catastrophies, and methods of financing major resource development and pollution control projects;*

*(k) may examine and investigate methods of raising funds for major public installations or programs directly associated with the regulation and control of air and water pollution, watershed management, surface reclamation and environmental protection and improvement;*

*(l) shall from time to time as he considers necessary prepare a long range plan for government consideration in matters pertaining to the environment which may include a statement of objectives, major factors affecting the environment in relationship to stated goals and action to be taken to achieve stated goals.*

*3. Section 9, subsection (1) is amended by striking out the words “, with the approval of the Lieutenant Governor in Council,”.*

## **Explanatory Notes**

**1.** This Bill will amend chapter 24 of the Statutes of Alberta, 1971.

**2.** Section 8 enumerates powers and duties of the Minister of the Environment and commences:

8. The Minister, in consultation with the Co-ordinating Council,

**3.** An Order in Council will no longer be necessary to approve the purchase of land by the Minister of the Environment under that section.

4. Section 10, subsection (1) is amended by striking out clause (c) and by substituting the following:

- (c) the Deputy Minister of the Department of Health and Social Development who holds the office of chairman of the Provincial Board of Health,

5. Section 11 is amended

- (a) as to subsection (1) by striking out the word "Minister" and by substituting the words "Lieutenant Governor in Council",
- (b) by striking out subsection (5) and by substituting the following:

- (5) The Conservation and Utilization Committee
  - (a) shall, at the direction of the Co-ordinating Council, inquire into and study any matter pertaining to the environment and shall make its recommendations and report thereon to the Co-ordinating Council and the Minister;
  - (b) may inquire into and study any matter pertaining to the environment and shall submit its recommendations and report thereon to the Co-ordinating Council and the Minister.

6. Section 12, subsection (3) is amended by striking out the words "the Authority or the Co-ordinating Committee" and by substituting the words "the Authority, the Co-ordinating Council or the Conservation and Utilization Committee".

7. Section 16, subsection (3) is amended by striking out the words "Not less than" and by substituting the words "Not more than".

8. Section 17 is amended by adding the following clause after clause (k):

- (k1) establishing a tariff of fees
  - (i) for or in respect of applications for any certificate, approval, permit, licence or any other document issued under this Act or any other Act administered by the Minister,
  - (ii) for copies of any certificate, approval, permit, licence or other document of record in the Department, and
  - (iii) for any other service provided by the Department;

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

**4. Section 10(1) (c) presently reads:**

10. (1) There is hereby established the "Natural Resources Co-ordinating Council" consisting of

- (c) a Deputy Minister of the Department of Health and Social Development designated by the Minister of Health and Social Development,

**5. Section 11 (1) and (5) presently read:**

11. (1) There is hereby established a committee called the "Conservation and Utilization Committee" consisting of not less than 12 members appointed by the Minister in accordance with subsection (2).

(5) The Conservation and Utilization Committee

- (a) shall, at the direction of the Co-ordinating Council, inquire into and study any matter pertaining to the environment, and
- (b) shall submit its recommendations and report thereon to the Co-ordinating Council.

**6. Section 12 (3) presently reads:**

(3) The Minister, before making a report to the Lieutenant Governor in Council under subsection (1), clause (a), may refer the matter to the Authority or the Co-ordinating Committee for its report and recommendations thereon.

**7. Section 16 (3) presently reads:**

(3) Not less than 48 hours after making a stop order, the Minister shall cause a copy of it to be served on the person to whom it is directed, and upon receipt of such copy, the person to whom the stop order is directed shall comply with the order forthwith.

The amendment is made to cure a possible ambiguity in interpretation.

**8. Section 17 enables the Lieutenant Governor in Council to make regulations on the subject matters enumerated in the section.**