

1972 Bill 33

First Session, 17th Legislature, 21 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 33

The Department of Advanced Education Act

THE MINISTER OF ADVANCED EDUCATION

First Reading

Second Reading

Third Reading

Printed by L. S. Wall, Queen's Printer, Edmonton

BILL 33

1972

THE DEPARTMENT OF ADVANCED EDUCATION ACT

(Assented to _____, 1972)

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

1. In this Act,

- (a) "Department" means the Department of Advanced Education;
- (b) "Minister" means the Minister of Advanced Education.

2. There shall be a Department of the public service of the Province called the Department of Advanced Education over which there shall preside the member of the Executive Council appointed by Lieutenant Governor under the Great Seal of the Province as Minister of Advanced Education.

3. (1) In accordance with *The Public Service Act*, there may be appointed a Deputy Minister of Advanced Education and such other employees as are required for the purposes of the Department.

(2) The Minister may appoint persons to advise him or to inquire into and report on matters within the Minister's administration and a person so appointed shall be paid such remuneration and expenses as the Minister prescribes.

4. (1) The Minister may establish such boards, committees or councils as he considers necessary or desirable to act in an advisory or administrative capacity in connection with any of the policies, programs, services or other matters under his administration.

(2) The Minister may, with respect to any board, committee or council established under this section

- (a) appoint or provide for the manner of appointment of its members,
- (b) prescribe the term of office of any member,

Explanatory Notes

1. Definitions.

2. The Department and Minister of Advanced Education.

3. Staff.

4. Power to establish advisory and administrative boards and committees.

- (c) designate a chairman, vice-chairman and secretary, and
- (d) authorize, fix and provide for the payment of remuneration and expenses to its members.

(3) A board, committee or council established pursuant to this section may make rules governing the calling, procedure and conduct of meetings, reporting and such other matters as required.

(4) A board, committee or council established pursuant to this section may exercise such powers and shall perform such duties and functions as the Minister may approve, confer or impose upon it.

5. The Minister may make regulations

- (a) for the apportionment and distribution of all moneys appropriated by the Legislature for the purpose of making grants towards advanced education in Alberta;
- (b) for the establishment, operation, administration and management of vocational, technical or agricultural schools or institutes, or agricultural and vocational colleges;
- (c) concerning the teaching of practical and scientific farming, household economy, domestic and any other matters related to agricultural and vocational colleges;
- (d) for the registration of students in programs offered by the institutions referred to in clause (b);
- (e) prescribing fees or a tariff of fees to be charged for any matter or service provided by the Department;
- (f) providing for correspondence courses and the fees to be charged in connection therewith;
- (g) concerning programs offered or to be offered by an institution referred to in clause (b).

6. (1) The Minister may appoint in writing a person to examine and inspect

- (a) the financial condition, or
- (b) the administrative condition, or
- (c) any other matter connected with the management, administration or operation,

of an institution referred to in section 5, clause (b), a college or a university.

(2) The person appointed by the Minister under subsection (1) may examine, inspect and take copies of

- (a) all books of record and account,
- (b) all bank books, and
- (c) any other papers, documents or things,

5. Regulations.

6. Investigations.

in the possession of an institution referred to in section 5, clause (b), college or university.

(3) The books, papers, documents and things mentioned in subsection (2) shall be made available to the person appointed by the Minister at the time he requests them from the person having custody of them.

(4) The person appointed under subsection (1) may, during his examination and inspection, make such enquiries as he thinks fit and may require and take evidence on oath.

(5) A person appointed pursuant to subsection (1) shall report to the Minister on his examination and inspection and upon receipt of the report the Minister may make such order as to him seems proper.

7. The Minister shall after the end of each year prepare a general report summarizing the transactions and affairs of the Department in that year and upon its completion shall lay a copy of the report before the Legislative Assembly if it is then in session, and if not, within 15 days after the commencement of the first session next following the completion of the report.

8. The Minister may enter into agreements on any matter respecting advanced education or the operation of institutions for advanced education in Alberta.

9. The member of the Executive Council who, immediately prior to the commencement of this Act, holds office as and is designated by the Lieutenant Governor as, the Minister of Advanced Education, becomes the Minister of Advanced Education under this Act without the necessity of a further designation by the Lieutenant Governor, the issue of a new commission or the swearing of another oath of office.

10. The Colleges Act is amended

- (a) *as to section 2, clause (i) by striking out the words "Minister of Education" and by substituting the words "Minister of Advanced Education",*
- (b) *as to section 3,*
 - (i) *subsection (2), clause (b) by striking out the words "Deputy Minister of Education" and by substituting the words "Deputy Minister of Advanced Education",*
 - (ii) *subsection (3) by striking out the words "Minister of Education" and by substituting the word "Minister".*

7. Report of the affairs of the Department of Advanced Education to the Legislative Assembly.

8. Power to make agreements.

9. Transitional provision respecting the incumbent Minister.

10. Amends chapter 56 of the Revised Statutes of Alberta 1970.

This amendment is necessary as a result of the administrative transfer of The Colleges Act to the Minister of Advanced Education.

11. *The Students Finance Act is amended as to section 2, clause (b) by striking out the words “Minister of Education” and by substituting the words “Minister of Advanced Education”.*

12. *The Students Loan Guarantee Act is amended as to section 2, clause (c) by striking out the words “Minister of Education” and by substituting the words “Minister of Advanced Education”.*

13. *The Agricultural and Vocational Colleges Act is repealed.*

14. *The Universities Act is amended*

- (a) as to section 62, subsection (2), clause (b) by striking out the words “Deputy Minister of Education” and by substituting the words “Deputy Minister of Advanced Education”,*
- (b) as to section 66.1, subsections (1) and (3) by striking out the word “Minister” where it appears and by substituting in each case the words “Minister of Advanced Education”,*
- (c) as to section 76, subsections (2) and (3) and by striking out the words “Minister of Education” where they occur and by substituting in each case the words “Minister of Advanced Education”,*
- (d) as to section 77, subsection (2)*
 - (i) clause (d) by striking out the words “Minister of Education” and by substituting the words “Minister of Advanced Education”,*
 - (ii) clause (d), subclause (ii) by striking out the words “Department of Education” and by substituting the words “Department of Advanced Education”,*
- (e) as to section 80, subsection (2) by striking out the words “Minister of Education” and by substituting the words “Minister of Advanced Education”.*

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

11. Amends chapter 353 of the Revised Statutes of Alberta 1970.
See Note to section 10.

12. Amends chapter 354 of the Revised Statutes of Alberta 1970.
See Note to section 10.

13. Repeals chapter 9 of the Revised Statutes of Alberta 1970.

14. See Note to section 10.