

1974 Bill 19

Third Session, 17th Legislature, 23 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 19

The Clean Water Amendment Act, 1974

MR. CHAMBERS

First Reading

Second Reading

Third Reading

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1974

THE CLEAN WATER AMENDMENT ACT, 1974

(Assented to _____, 1974)

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

1. *The Clean Water Act is hereby amended.*
2. *Section 3, subsection (1) is amended*
 - (a) *by striking out clauses (g), (h) and (i) and by substituting the following clauses:*
 - (g) prescribing the method or type of method or instrument for measuring or determining
 - (i) the concentration of any water contaminant,
 - (ii) the calculated water contaminant standard of any water contaminant,
 - (iii) the concentration of any water contaminant discharged to any surface water or watercourse from any water facility,
 - (iv) the amount of any water contaminant discharged to any surface water or watercourse from any water facility,by reference to any text, periodical, paper or any other publication or in any other manner;
 - (h) prescribing the measurement of the rate of release of any water contaminant, by reference to any text, periodical, paper or any other publication or in any other manner;
 - (i) prescribing the point at which any measurement pursuant to the regulations is to take place in, on or outside any water facility in any surface water or watercourse, by reference to any text, periodical, paper or any other publication or in any other manner;
 - (b) *by adding the following clause after clause (j):*
 - (k) appointing any person to act as an analyst with respect to any analysis or description of any ingredient, quality, quantity or temperature of any material whether solid, liquid or gaseous for the purpose of or in connection with this Act or the regulations.

Explanatory Notes

1. This Bill will amend chapter 17 of the Statutes of Alberta, 1971.

2. Section 3, subsection (1), clauses (g), (h) and (i) presently read:

3. (1) The Minister may make regulations

(g) prescribing the method or type of method or instrument for measuring

(i) the level of density of any water contaminant,

(ii) the calculated water contaminant standard of any water contaminant,

(iii) the concentration of any water contaminant discharged to any surface water or watercourse from any water facility,

(iv) the amount of any water contaminant discharged to any surface water or watercourse from any water facility;

(h) prescribing the method or type of method or instrument for measuring the rate of release of any water contaminant;

(i) prescribing the point at which any measurement pursuant to the regulations is to take place in, on or outside any water facility in any surface water or watercourse;

3. *The following section is added after section 4.6:*

4.7 (1) The Lieutenant Governor in Council may, by regulation, designate

- (a) the Provincial Board of Health established under *The Public Health Act*, or
- (b) one or more local boards of health established under *The Public Health Act*,
or both of them, as having the same power, duties and authority as
- (c) the Director of Standards and Approvals under sections 4, 4.1, 4.2, 4.4, 4.5, 4.6 and 8 and under the regulations made pursuant to section 10, or
- (d) the Director of Pollution Control under sections 4.6, 6 and 8 and under the regulations made pursuant to section 10,
or both of them, in respect of swimming pools or any type or class thereof.

(2) Where a regulation is made under subsection (1), unless the regulation provides otherwise,

- (a) a reference to the Director of Standards and Approvals in sections 4, 4.1, 4.2, 4.4, 4.5, 4.6 and 8 shall be deemed to refer, in addition to the Director of Standards and Approvals, to the Provincial Board of Health or the local boards of health specified in the regulations,
- (b) a reference to the Director of Pollution Control in sections 4.6, 6, 7 and 8 shall be deemed to refer, in addition to the Director of Pollution Control, to the Provincial Board of Health or the local boards of health specified in the regulations, and
- (c) a reference to the Division of Standards and Approvals or the Division of Pollution Control in section 8 shall be deemed to refer, in addition to those Divisions, as the case requires, to the Provincial Board of Health or the local boards of health specified in the regulations.

4. *The following section is added after section 9.1:*

9.2 A prosecution under this Act or the regulations may be commenced within two years of the commission of the alleged offence but not afterward.

5. *Section 10 is amended by striking out clause 1.2 and by substituting the following clause:*

- 1.2 prescribing different types of permits and licences, the length of time for which they are issued and

3. New. Permits delegation to the Provincial Board of Health or local boards of health of certain functions of the Director of Standards and Approvals and Director of Pollution Control.

4. New.

5. Section 10 commences as follows:

10. The Lieutenant Governor in Council may make regulations

permitting the Director of Standards and Approvals to issue permits and licences for a shorter period of time than prescribed in the regulations;

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