

1974 Bill 44

Third Session, 17th Legislature, 23 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 44

The Department of Industry and Commerce Amendment Act, 1974

MR. JAMISON

First Reading

Second Reading

Third Reading

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Mr. Jamison

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THE DEPARTMENT OF INDUSTRY AND COMMERCE 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 Department of Industry and Commerce Act is hereby amended.

2. Section 2 is amended by striking out clause (c).

3. Section 4 is amended by renumbering the section as subsection (1) and by adding the following subsection after the renumbered subsection (1):

(2) The Minister may from time to time engage the services of experts or persons having special technical or other knowledge to advise him or to inquire into and report to him on matters within the Minister's jurisdiction.

4. Section 5 is struck out.

5. Section 6 is struck out and the following is substituted therefor:

6. The Minister shall encourage the growth, development and diversification of all commercial, industrial and economic activity in Alberta and for these purposes he may

- (a) make surveys from time to time of all or any aspect of commercial, industrial or economic activity of Alberta and formulate plans for their useful, economical and orderly development;
- (b) collect, abstract, compile, assimilate and publish information relative to the commercial, industrial and economic conditions within or affecting Alberta;
- (c) encourage and facilitate the production and sales of Alberta products in any manner he considers pro-

Explanatory Notes

1. This Bill will amend chapter 99 of the Revised Statutes of Alberta 1970.

2. Section 2, clause (c) presently reads:

(c) "trade" means a trade, business, industry or occupation carried on in the Province and any branch or class thereof.

3. Engagement of consultants.

4. Section 5 presently reads:

5. (1) The Lieutenant Governor in Council for the purposes of administration may create within the Department one or more branches, bureaux or boards.

(2) The Lieutenant Governor in Council may prescribe the duties and functions of any such branches, bureaux or boards and may delegate to a branch, bureau or board the administration of an Act or the performance of a function assigned to or the responsibility of the Department.

5. Section 6 presently reads:

6. The Minister shall encourage the betterment of the conditions of all trades in the Province and the development of the natural resources of the Province and for that purpose he may

(a) make surveys from time to time of all or any natural resources of the Province and formulate plans for their useful, economical and orderly development,

(b) acquire and assimilate knowledge on all matters connected with the industrial occupations of the people, with a view to improving relations between employers and employees,

(c) collect, abstract, compile and publish statistical information relative to the commercial, industrial, social, economic and general activities and conditions of the people of the Province,

(d) promote and attend conferences of representatives of the persons engaged in carrying on or employed in any trade for the purpose of discussing any matter, circumstance or thing that affects the well being of the trade or of any class of persons engaged therein, and

(e) encourage and facilitate the production and sales of Alberta products in every way considered advisable for the general economic welfare of the Province.

per for the development and diversification of the commercial, industrial and economic activity of Alberta.

6. Sections 7 and 8 are struck out and the following section is substituted therefor:

7. (1) The Minister may establish such boards, committees, or councils as he considers necessary or desirable to act in an advisory 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,
- (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 of procedure, subject to the approval thereof by the Minister, governing the calling of meetings, the procedure to be used and conduct of the 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.

7. The following sections are added after section 9:

10. (1) The Lieutenant Governor in Council may make regulations

- (a) governing the conditions and methods of distribution of moneys to be utilized for the making of grants by the Minister under subsection (2);
- (b) prescribing the purposes for which such grants may be given;
- (c) specifying individuals, corporations, or organizations or classes thereof that are eligible to receive such grants;
- (d) governing generally any matter in respect to the making of such grants.

(2) The Minister may, in accordance with the regulations, make grants for the purpose of encouraging the development of transportation and the development of commercial, industrial or economic activity.

6. Sections 7 and 8 presently read:

7. (1) With the approval of the Lieutenant Governor in Council, the Minister may

- (a) appoint advisory boards or advisory committees, the members of which shall hold office during pleasure, for the purpose of advising the Minister when requested to do so with regard to any specified trade carried on in the Province,
- (b) prescribe the number of members who shall constitute any such board or committee,
- (c) appoint the chairman and the secretary of any such board or committee, and
- (d) prescribe the remuneration and duties of all persons appointed under this section.

(2) In accordance with The Public Service Act there may be appointed employees necessary to enable the board or committee to discharge its duties.

(3) For the purpose of making an investigation or inquiry, the Minister and each advisory board and advisory committee has all the powers of commissioners appointed under The Public Inquiries Act.

8. With the approval of the Lieutenant Governor in Council, the Minister may formulate codes setting up standards of ethics, methods, practices and systems applicable to trades within the Province to effect an end to competitive practices that are in their nature detrimental either to the trade, persons employed therein, or to the public.

7. Provides for the making of grants to or the guaranteeing the repayment of loans made to persons involved in the commercial, industrial or economic development of the Province.

11. (1) The Lieutenant Governor in Council may make regulations providing for the guarantees by the Government of the repayment of principal and interest or principal or interest in respect of loans made for the purpose of undertaking or developing projects directly beneficial to the development of transportation and to the development of commercial, industrial or economic activity within Alberta.

(2) Regulations under subsection (1) may

- (a) prescribe the procedure for the submission of applications for a Government guarantee of a loan, the form and content of the applications, and the conditions required to be met by the applicants to render them eligible for the guarantee;
- (b) prescribe the terms and conditions upon which the guarantees are to be given;
- (c) prescribe the duties and obligations of a person to whom a guaranteed loan is made during the period that his indebtedness is outstanding;
- (d) prescribe the security to be given to the Government by applicants in consideration of the guarantee;
- (e) define, for the purposes of this section, undertakings and developments constituting projects directly beneficial to the development of transportation and the development of commercial, industrial or economic activity;
- (f) classify projects defined under clause (e) and prescribe a maximum percentage or amount that may be guaranteed in respect of any class of project or any one project in a class;
- (g) prescribe the types or classes of lending institutions in respect of whose loans guarantees may be given;
- (h) generally, provide for any other matter necessary for the purpose of administering the giving of guarantees under the regulations.

(3) A guarantee of a loan pursuant to the regulations under this section

- (a) shall be in the form approved by the Provincial Treasurer, and
- (b) may be executed on behalf of the Government by the Provincial Treasurer, the Deputy Provincial Treasurer or by any other person designated by an order of the Lieutenant Governor in Council,

and the signature on the guarantee by any person referred to in clause (b) is conclusive proof that the relevant provisions of the regulations have been complied with.

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