

1975 Bill 6
(Second Session)

First Session, 18th Legislature, 24 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 6

THE DEPARTMENT OF ADVANCED EDUCATION
AMENDMENT ACT, 1975

THE MINISTER OF ADVANCED EDUCATION AND MANPOWER

First Reading

Second Reading

Third Reading

BILL 6

1975

(Second Session)

THE DEPARTMENT OF ADVANCED EDUCATION AMENDMENT ACT, 1975

(Assented to _____, 1975)

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

1. *The Department of Advanced Education Act is hereby amended.*

2. *The title of the Act is struck out and the following title is substituted therefor:*

THE DEPARTMENT OF ADVANCED EDUCATION AND MANPOWER ACT

3. *Section 1 is amended by striking out clauses (a) and (b) and by substituting therefor the following clauses:*

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

4. *Section 2 is struck out and the following section is substituted therefor:*

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

5. *Section 3, subsection (1) is amended by striking out the words "Deputy Minister of Advanced Education" and by substituting therefor the words "Deputy Minister of Advanced Education and Manpower".*

Explanatory Notes

General. This Bill will implement changes in the name and function of the Department of Advanced Education resulting from the recent reorganization of the Government.

1. This Bill will amend chapter 28 of the Statutes of Alberta, 1972.

2. This amendment will change the name of the Act in accordance with the change of name of the Department.

3. The definition section will be changed to reflect the change in name of the Minister and Department.

4. This amendment will make the change in the Department name and reflect the change in ministerial title.

5. Section 3, subsection (1) presently reads:

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.

6. The following sections are added after section 4:

4.1 (1) The Minister

- (a) may establish or operate such manpower programs and services as he considers necessary to provide adequate employment opportunities for all residents of Alberta who have the capacity to be employed, and
- (b) shall co-ordinate the activities of other departments and agencies of the Government to facilitate the development of a comprehensive manpower program.

(2) The Minister may, on behalf of the Government of Alberta, enter into agreements relating to manpower resources, policies or programs

- (a) with the Government of Canada or the government of a province or territory of Canada, if he has the approval of the Lieutenant Governor in Council to do so, or
- (b) with any municipal corporation, agency, organization or other person.

4.2 (1) The Minister may make grants if

- (a) he is authorized to do so by regulations under this section, and
- (b) moneys are appropriated by the Legislature for that purpose or the grant is authorized to be paid pursuant to a special warrant.

(2) The Lieutenant Governor in Council may make regulations

- (a) authorizing the Minister to make grants;
- (b) prescribing the purposes for which grants may be made;
- (c) governing applications for grants;
- (d) prescribing the persons or organizations or classes of persons or organizations eligible for grants;
- (e) specifying the conditions required to be met by any applicant for a grant to render that person eligible for the grant;
- (f) prescribing the conditions upon which a grant is made and requiring the repayment thereof to the Government if the conditions are not met;

6. The first amendment makes provision for the manpower function of the Department. The second amendment will add a uniform new grants section.

- (g) providing for the payment of any grant in a lump sum or by instalments and prescribing the time or times at which the grant or the instalments may be paid;
 - (h) limiting the amount of any grant or class of grant that may be made;
 - (i) authorizing the Minister to delegate in writing to any employee of the Government any duty, power or function respecting the payment of any grant;
 - (j) requiring any person receiving a grant to account for the way in which the grant is spent in whole or in part;
 - (k) authorizing the Minister to enter into an agreement with respect to any matter relating to the payment of a grant.
- (3) Any regulation made under subsection (2) may be specific or general in its application.

7. Section 5 is amended by striking out clause (a).

8. Sections 11 to 16 are struck out and the following sections are substituted therefor:

11. The member of the Executive Council who, immediately prior to the commencement of this section, holds office as and is designated by the Lieutenant Governor as, the Minister of Advanced Education and Manpower, becomes the Minister of Advanced Education and Manpower 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.

12. A reference to the Minister of Advanced Education, the Deputy Minister of Advanced Education or the Department of Advanced Education in any statutory provision not amended by this Act or in any order, regulation, rule, by-law, certificate of title, agreement or other instrument shall be deemed to be a reference to the Minister of Advanced Education and Manpower, the Deputy Minister of Advanced Education and Manpower or the Department of Advanced Education and Manpower, as the case may be.

13. *The words "Minister of Advanced Education" are struck out wherever they appear in the following sections and the words "Minister of Advanced Education and Manpower" are substituted therefor:*

The Alberta Educational Communications Corporation Act, section 12, subsection (1) and (2);

7. Section 5, clause (a) reads:

5. The Minister may make regulations

(a) governing the payment of

(i) capital and operating grants to universities and colleges, and

(ii) grants to the boards of trustees of school districts and divisions,
counties, any cities or towns having a merged administration under
The Municipal and School Administration Act or any other public
or private bodies, for adult education or training programs,
out of moneys appropriated by the Legislature;

8. Consequential amendments.

The Colleges Act, section 2, clause (i) ;
The Students Finance Act, section 2, clause (b) ;
The Students Loan Guarantee Act, section 2, clause (c) ;
The Ultimate Heir Act, section 8, subsection (2) ;
The Universities Act, section 2, clause (d1) and section 77,
subsection (2), clause (d).

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