

1975 Bill 16  
(Second Session)

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First Session, 18th Legislature, 24 Elizabeth II

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THE LEGISLATIVE ASSEMBLY OF ALBERTA

**BILL 16**

THE DEPARTMENT OF RECREATION, PARKS AND WILDLIFE ACT

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THE MINISTER OF RECREATION, PARKS AND WILDLIFE

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First Reading .....

Second Reading .....

Third Reading .....

## BILL 16

1975

(Second Session)

### THE DEPARTMENT OF RECREATION, PARKS AND WILDLIFE ACT

(Assented to \_\_\_\_\_, 1975)

**H**ER 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 Recreation, Parks and Wildlife;
- (b) "Minister" means the Minister of Recreation, Parks and Wildlife.

2. There shall be a department of the public service of the Province called the Department of Recreation, Parks and Wildlife 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 Recreation, Parks and Wildlife.

3. In accordance with *The Public Service Act* there may be appointed a Deputy Minister of Recreation, Parks and Wildlife and such other employees as are required to conduct the business of the Department.

4. (1) 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 under the Minister's administration.

(2) The person whose services are engaged under this section may be paid such remuneration and expenses as the Minister may prescribe.

5. (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.

## **Explanatory Notes**

General. This Bill will create the new Department of Recreation, Parks and Wildlife arising out of the recent reorganization of the Government.

### **1. Definitions.**

### **2. Department of Recreation, Parks and Wildlife established.**

### **3. Personnel.**

### **4. Services of experts, etc.**

### **5. Boards, committees and councils.**

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

- (a) appoint or provide for the manner of the 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 its meetings and the conduct of business at its meetings.

(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.

**6. (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;
- (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;

**6. Grants.**

- (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. (1) The Minister may**

- (a) acquire by purchase or lease any supplies, material, equipment or any other things, and
- (b) pay honoraria, fees, commissions, wages, rent or expenses

required for any activity, program, operation or matter for which the Minister is responsible.

(2) The Provincial Treasurer shall advance from time to time from the General Revenue Fund such sums of money as the Minister may require for the purposes of subsection (1), but the aggregate amount of money advanced at any one time shall not exceed \$250,000.

(3) The Minister may sell, lease or otherwise dispose of anything acquired pursuant to subsection (1) at such price and upon such terms and conditions, if any, as he determines is appropriate.

(4) The money received from

- (a) any sale, lease or other disposition pursuant to subsection (3), or
- (b) any activity conducted pursuant to section 3, including registration and other fees,

shall be paid to the Provincial Treasurer and credited in reduction of the amount of the advances made pursuant to subsection (2).

**8.** 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 Recreation, Parks and Wildlife becomes the Minister of Recreation, Parks and Wildlife 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.

**7. Advances.**

**8. Transitional provision.**

**9.** Any reference to the Minister of Lands and Forests, or the Minister of Culture, Youth and Recreation, or to the Deputy Minister of Lands and Forests or to the Deputy Minister of Culture, Youth and Recreation, or to the Department of Lands and Forests or the Department of Culture, Youth and Recreation in any order, regulation, rule, by-law, agreement or other instrument made by or under the authority of any Act administered by the Minister of Recreation, Parks and Wildlife at the commencement of this Act shall be deemed to be a reference to the Minister of Recreation, Parks and Wildlife, the Deputy Minister of Recreation, Parks and Wildlife or the Department of Recreation, Parks and Wildlife, as the case may be.

**10.** *The words “Minister of Lands and Forests” are struck out wherever they appear in the following enactments and the words “Minister of Recreation, Parks and Wildlife” are substituted therefor:*

The Financial Administration Act, Schedule, section 4;

The Fish Marketing Act, section 2, clause (b);

The Land Surface Conservation and Reclamation Act, section 15, subsection (2), clause (c);

The Metis Betterment Act, section 22, subsections (1) and (2);

The Municipal Government Act, section 152, subsection (2);

The Provincial Parks Act, 1974, section 1, clause (b);

The Wilderness Areas Act, section 1, clause (c);

The Wildlife Act, section 2, clause 20.

**11.** *The words “Deputy Minister of Lands and Forests” are struck out wherever they appear in the following enactments and the words “Deputy Minister of Recreation, Parks and Wildlife” are substituted therefor:*

The Department of the Environment Act, section 10, subsection (1), clause (f);

The Energy Resources Conservation Act, section 19, subsection (1), clause (d).

**12.** *The words “Department of Lands and Forests” are struck out wherever they appear in the following enactments and the words “Department of Recreation, Parks and Wildlife” are substituted therefor:*

The Department of the Environment Act, section 11, subsection (2), clause (g);



**9.** Reference to the Minister, Deputy Minister or Department under their former names in any subordinate legislation will be deemed to be references to them by their new names.

**10.** Consequential amendments.

**11.** Consequential amendments.

**12.** Consequential amendments.

The Land Surface Conservation and Reclamation Act, section 15, subsection (2), clause (b) ;

The Provincial Parks Act, 1974, section 8, clause (a) and section 16 ;

The Wilderness Areas Act, Schedule ;

The Wildlife Act, section 2, clause 7.

**13.** *The Surveys Act is amended as to section 89, subsection (2), by striking out the words “the Department of Lands and Forests,”.*

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

**13. Consequential amendment.**