

1976 BILL 85

Second Session, 18th Legislature of the Province of Alberta, Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 85

**THE TREASURY BRANCHES AMENDMENT
ACT, 1976**

THE PROVINCIAL TREASURER

First Reading

Second Reading

Third Reading

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THE TREASURY BRANCHES AMENDMENT ACT, 1976

(Assented to _____, 1976)

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

1. The Treasury Branches Act is hereby amended.

2. Section 2 is amended by adding after clause (d) the following:

(d.1) "treasury branch facility" means real property

(i) that is used or intended to be used in connection with or incidental to the operations of the Province of Alberta Treasury Branches, and

(ii) the acquisition of which is paid for with money from the Fund.

3. Section 9 is amended

(a) as to subsection (4), by adding after clause (e) the following:

(e.1) the income from treasury branch facilities and the proceeds of the sale of treasury branch facilities;

(b) as to subsection (5), by adding after clause (d) the following:

(d.1) moneys payable for

Explanatory Notes

1. This Bill will amend chapter 370 of the Revised Statutes of Alberta 1970.

2. Defines "treasury branch facility".

3. Section 9(4) and (5) commence as follows:

(4) The following shall be paid into and shall form part of the Fund:

(5) The following shall be paid out of the Fund:

- (i) acquiring treasury branch facilities,
- (ii) designing or constructing buildings, structures or other improvements to be used as treasury branch facilities,
- (iii) demolishing buildings or other structures in the course of constructing treasury branch facilities, and
- (iv) the heating, care, maintenance, alteration, extension, repair and management of treasury branch facilities;

4. The following sections are added after section 10:

10.1 Every treasury branch facility

- (a) is under the administration of the Minister, and
- (b) is an asset of the Fund.

10.2 Money shall not be paid out of the Fund for

- (a) the acquisition of a treasury branch facility, or
- (b) the design or construction of a building, structure or other improvement to be used as a treasury branch facility, or
- (c) the demolition of a building, structure or other improvement in the course of constructing a treasury branch facility,

without the prior consent of the Minister.

10.3 (1) Notwithstanding that treasury branch facilities are not under his administration, the Minister of Housing and Public Works is responsible for

- (a) the acquisition of treasury branch facilities,
- (b) the design and construction of buildings, structures or other improvements to be used as treasury branch facilities, and
- (c) the demolition of buildings, structures or other improvements in the course of constructing treasury branch facilities,

4. Self-explanatory.

upon such terms and conditions as the Provincial Treasurer may prescribe.

(2) The Minister of Government Services is, subject to any directions given by the Provincial Treasurer, responsible for the heating, care, maintenance, alteration, extension, repair and management of treasury branch facilities.

10.4 (1) Upon the recommendation of the Minister, the Lieutenant Governor in Council may by order transfer the administration of a treasury branch facility from the Minister to another member of the Executive Council but only if the order also directs the transfer of moneys to the Treasury Branches Deposits Fund from moneys appropriated by the Legislature for that purpose in an amount equal to the market value or the book value of that treasury branch facility, whichever is greater.

(2) Upon the recommendation of the Minister, the Lieutenant Governor in Council may by order transfer the administration and control of a treasury branch facility from the Crown in right of Alberta to the Crown in right of Canada but only if the order also directs the transfer of moneys to the Treasury Branches Deposits Fund from the General Revenue Fund in an amount equal to the market value or the book value of that treasury branch facility, whichever is greater.

(3) Subject to subsection (5), the Minister may, with the approval of the Lieutenant Governor in Council, sell any treasury branch facility.

(4) The Minister may, subject to the regulations, lease any treasury branch facility.

(5) A sale of a treasury branch facility under subsection (3) shall be made

(a) following the submission of tenders or a public auction,

(b) only after the Minister has obtained not less than two appraisals of the treasury branch facility, not less than one of those appraisals being obtained from an appraiser who is not an employee of the Government and who carries on business as an appraiser, and

- (c) at a selling price which is not less than market value of the treasury branch facility.

5. Section 11 is struck out and the following is substituted therefor:

11. The Minister may in each year pay from the Fund

- (a) to any municipality within which any treasury branch premises are situated, a grant not exceeding the amount that would be recoverable by the municipality if those premises were subject to the business tax of the municipality for that year, and
- (b) to any municipality within which any treasury branch facility is situated, a grant not exceeding the amount that would be recoverable by the municipality if that facility was subject to the property and frontage taxes of the municipality for that year.

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

5. Section 11 presently reads:

11. Out of the Fund, the Minister may each year pay to any municipality within which any treasury branch premises are situated a grant not exceeding the amount that would be recoverable by the municipality if the premises were subject to the business tax of the municipality for that year.