

1977 BILL 6

Third Session, 18th Legislature, 26 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 6

THE STATUTES AMENDMENT
(GRANT PROVISIONS) ACT, 1977

THE PROVINCIAL TREASURER

First Reading

Second Reading

Third Reading

Bill 6

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1977

THE STATUTES AMENDMENT (GRANT PROVISIONS) ACT, 1977

(Assented to , 1977)

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

The Alberta Historical Resources Act

1. The Alberta Historical Resources Act is amended

(a) by striking out section 6 and by substituting the following:

- 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;

Explanatory Notes

GENERAL. In 1975 most of the Acts creating Departments were amended to add a uniform provision authorizing the respective Ministers to make grants. This Bill will provide the uniform section authorizing the making of grants for those Ministers who do not have the uniform section in their respective departmental Acts and will repeal sections of other Acts authorizing the making of grants.

The Alberta Historical Resources Act

1. This section will amend chapter 5 of the Statutes of Alberta, 1973. Sections 6, 23 and 32 presently read:

6. (1) *From moneys appropriated by the Legislature for the purpose, the Minister may, subject to the regulations, make a grant to any organization having purposes similar to those of this Act.*

(2) *The Lieutenant Governor in Council may make regulations*

(a) *prescribing the purposes for which grants may be made under this section, and*

(b) *limiting the maximum amount payable as grants.*

23. (1) *The Minister, subject to the regulations, may make grants to owners of historic sites and may make such grants conditional upon such terms as he considers necessary or appropriate.*

(2) *The Lieutenant Governor in Council may make regulations*

(a) *prescribing the purposes for which grants may be made under this section, and*

(b) *limiting the maximum amount payable as grants.*

32. *The Minister may, out of moneys appropriated by the Legislature for that purpose, make grants to the Foundation at such times, and in such amounts, and upon such terms and conditions as he deems advisable.*

- (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;
- (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.

and

(b) by striking out sections 23 and 32.

The Department of Agriculture Act

2. The Department of Agriculture Act is amended as to section 12.1 by striking out subsection (1) and by substituting therefor the following subsections:

12.1 (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.

(1.1) 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;
- (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.

The Department of Agriculture Act

2. This section will amend chapter 94 of the Revised Statutes of Alberta 1970. Section 12.1(1) presently reads:

12.1 (1) Notwithstanding the provisions of any other Act, where any moneys have been appropriated by the Legislature for the use of the Department in the making of grants, the Minister

(a) may make the grants, and

(b) may make regulations governing the conditions and methods of distribution of moneys appropriated for the purposes of making grants.

(1.2) Any regulation made under subsection (2) may be specific or general in its application.

**The Department of Federal and Intergovernmental
Affairs Act**

3. The Department of Federal and Intergovernmental Affairs Act is amended by adding after section 5 the following section:

5.1 (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;

The Department of Federal and Intergovernmental Affairs Act

3. This section will amend chapter 33 of the Statutes of Alberta, 1972 to add the uniform grant section.

- (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.

The Department of Municipal Affairs Act

4. The Department of Municipal Affairs Act is amended by adding after section 6 the following section:

- 6.1** (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;

The Department of Municipal Affairs Act

4. This section will amend chapter 103 of the Revised Statutes of Alberta 1970 to add the uniform grant section.

- (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;
 - (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.

The Department of the Solicitor General Act

5. *The Department of the Solicitor General Act is amended by adding after section 4 the following section:*

- 4.1** (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;

The Department of the Solicitor General Act

5. This section will amend chapter 67 of the Statutes of Alberta, 1973 to add the uniform grant section.

- (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;
 - (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.

The Hospital Services Commission Act

6. *The Hospital Services Commission Act is amended by adding after section 28.2 the following section:*

28.3 (1) The Minister may make grants if

- (a) he is authorized to do so by regulations under this section, and

The Hospital Services Commission Act

6. This section will amend chapter 45 of the Statutes of Alberta, 1971 to add the uniform grant section.

(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;
- (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.

The Land Surface Conservation and Reclamation Act

7. *The Land Surface Conservation and Reclamation Act is amended as to section 12*

(a) *in subsection (1) by striking out clause (a), and*

(b) *in subsection (2)*

(i) *by striking out in clause (a) the word “grant,”,*

(ii) *by striking out in clause (b) the word “grants,”, and*

(iii) *by striking out in clause (f) the word “grants,”.*

General

8. *The following provisions are hereby repealed:*

(a) *The Agricultural Societies Act, sections 35 and 37;*

(b) *The Artificial Insemination of Domestic Animals Act, section 4, clause (k);*

(c) *The Alberta Hospitals Act, section 57, clause (h);*

(d) *The Police Act, 1973, section 43, subsection (1), clause (d);*

(e) *The Provincial Parks Act, 1974, section 10, clause (a);*

(f) *The Public Highways Development Act, section 19;*

(g) *The Recreation Development Act, section 6;*

(h) *The Rural Gas Act, section 4, clause (h) and section 5;*

(i) *The Universities Act, section 65.*

9. *This Act comes into force on a date or dates to be fixed by Proclamation.*

The Land Surface Conservation and Reclamation Act

7. This section will amend chapter 34 of the Statutes of Alberta, 1973 by repealing the power to make grants in favour of the authority to make grants already contained in The Department of the Environment Act.

General

8. This section will repeal a variety of grants provisions. In future these grants will be made pursuant to the uniform provisions in the present appropriate departmental Acts or to be enacted by this Bill.