

1977 Bill 234

Third Session, 18th Legislature, 26 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 234

AN ACT TO AMEND THE SCHOOL ACT

MR. TAYLOR

First Reading

Second Reading

Third Reading

Bill 234
Mr. Taylor

BILL 234

1977

AN ACT TO AMEND THE SCHOOL ACT

(Assented to _____ *, 1977)*

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

1. *The School Act is hereby amended.*

2. *Section 140 is amended.*

- (a) by re-numbering the section as subsection (1), and*
- (b) by adding after subsection (1) the following:*

(2) Notwithstanding subsection (1) where a Board proposes to close a school for purposes other than renovation, expansion, construction or repair, or for a period exceeding six months, the Board shall give public notice of its intention to close the school by,

- (a) posting notices to that effect at the school both inside and outside the building, and
- (b) causing to be inserted in a daily or weekly newspaper circulating in the area a notice to that effect on three consecutive weeks.

(3) If a petition for a vote is received by the Board within 15 days of the last publication in a newspaper of the public notice and is signed by at least

- (a) two per cent of the electors in a district or division having 10,000 electors or more, or
 - (b) five per cent of the electors in a district or division having less than 10,000 but 5,000 electors or more, or
 - (c) ten per cent of the electors in a district or division having less than 5,000 but 500 electors or more, or
 - (d) 15 per cent of the electors in a district or division having less than 500 electors,
- the Board, if it decides to proceed with closure shall submit the question to a vote of the electors.

Explanatory Notes

- 1.** Amends chapter 329, Revised Statutes of Alberta, 1970.
- 2.** Amends section 140; provides that there may be no closure of a school if a petition demands a vote and the vote negatives the closure.

(4) The Board shall

(a) send to the Minister a copy of each petition received under subsection (3) within five days of receiving it, and

(b) advise the Minister promptly of the outcome of each vote conducted under subsection (3).

(5) Where the result of the vote is to defeat the proposal to close a school, the Board is bound by the vote and for a period of 12 months from the date thereof it shall not propose the closure of the same school.

(6) Where a Board proposes to discontinue a kindergarten or one or more grades or classes of a grade previously operated at a school it shall be deemed a proposal to close a school for the purposes of this section, whether or not such discontinuance results in any building or part thereof being closed.

(7) Where a Board proposes to discontinue the use of a building or part thereof for a school, it shall not be deemed a proposal to close a school for the purposes of this section unless the proposal will result in the discontinuance of the operation of a kindergarten or one or more grades or classes of a grade or a school.

3. Section 156 is amended by striking out subsection (3).

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

3. Amends section 156 by removing provision for charges for school bus.

4. Coming into force.