

1979 BILL 22

First Session, 19th Legislature, 28 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 22

THE LEGISLATIVE ASSEMBLY AMENDMENT ACT, 1979

HONOURABLE MR. CRAWFORD

First Reading

Second Reading

Committee of the Whole

Third Reading

Royal Assent

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THE LEGISLATIVE ASSEMBLY AMENDMENT ACT, 1979

(Assented to _____, 1979)

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

1 *The Legislative Assembly Act is amended by this Act.*

2 *Section 10(4) is amended*

(a) in clause (e) by striking out “by an Act of the Legislature and who holds office as a member at the nomination of the Lieutenant Governor in Council” and substituting “by an Act of the Legislature, by an order of the Lieutenant Governor in Council or a Minister of the Crown or by a regulation and who holds office as a member at the nomination of the Lieutenant Governor in Council or a Minister of the Crown”, and

(b) in clause (f) by adding “, the Coal Mining Research Centre, the Canadian Energy Research Institute or the Port Churchill Development Board” after “Syn crude Canada Limited”.

Explanatory Notes

1 This Bill will amend chapter 204 of the Revised Statutes of Alberta 1970.

2 Section 10(4) presently reads in part:

(4) Nothing in this section renders ineligible to be a member of the Legislative Assembly

(e) any person who is a member of a board, commission or other body created by an Act of the Legislature and who holds office as a member at the nomination of the Lieutenant Governor in Council, other than a person who is a member of any of the following:

(i) the Alberta Assessment Appeal Board;

(ii) the Alberta Assessment Equalization Board;

(iii) the Alberta Educational Communications Corporation;

(iv) the Alberta Human Rights Commission;

(v) the Alberta Liquor Control Board;

(vi) the Alberta Racing Commission;

(vii) the Alberta Securities Commission;

(viii) the Board of Directors of the Alberta Opportunity Company;

(ix) the Board of Industrial Relations;

(x) the Crimes Compensation Board;

(xi) the Driver Control Board;

(xii) the Energy Resources Conservation Board;

(xiii) the Land Compensation Board;

(xiv) the Law Enforcement Appeal Board;

3 *Section 14(2) is amended*

(a) in clause (a)

(i) by adding “or a Minister of the Crown” after “Lieutenant Governor in Council” wherever it occurs, and

(ii) by adding “, by an order of the Lieutenant Governor in Council or a Minister of the Crown or by a regulation” after “Act of the Legislature”,

and

(b) in clause (b)

(i) by adding “, the Coal Mining Research Centre, the Canadian Energy Research Institute or the Port Churchill Development Board” after “Synchrude Canada Limited”, and

(ii) by adding “or a Minister of the Crown” after “the Lieutenant Governor in Council” wherever it occurs.

4 *The Alberta Resources Railway Corporation Act is amended in section 4 by adding the following after subsection (4):*

(5) In the case of members of the Corporation who are members of the Legislative Assembly, the acceptance of travelling and living expenses payable under subsection (4) shall be authorized by the Lieutenant Governor in Council.

- (xv) *the Local Authorities Board;*
- (xvi) *the Alberta Motor Transport Board;*
- (xvii) *the Provincial Planning Board;*
- (xviii) *the Public Utilities Board;*
- (xix) *the Surface Rights Board;*
- (xx) *the Workers' Compensation Board;*

or

(f) a person holding office as a member of the board of directors of Syncrude Canada Limited at the nomination of the Crown in right of Alberta or any person acting on behalf of the Crown in right of Alberta.

3 Section 14(2) presently reads in part:

(2) A person is not ineligible to be a member of the Assembly or to sit or vote in the Assembly by reason only of

(a) the acceptance by the member of the Assembly of any fees or of any reasonable travelling or living expenses while serving as a member, at the nomination of the Lieutenant Governor in Council, of a board, commission or other body created by an Act of the Legislature, whether such fees or expenses are paid by that board, commission or other body or by the Government or by both, but only if

(i) in the case of fees, the rate of fees is prescribed by the Lieutenant Governor in Council, and

(ii) in the case of expenses, the Lieutenant Governor in Council also authorizes the acceptance of reasonable travelling and living expenses by that member;

(b) the acceptance by the member of the assembly of fees or of reasonable travelling or living expenses while serving on the board of directors of Syncrude Canada Limited at the nomination of the Crown in right of Alberta or a person acting on behalf of the Crown in right of Alberta but only if

(i) in the case of fees, the rate of fees is prescribed by the Lieutenant Governor in Council, and

(ii) in the case of expenses, the Lieutenant Governor in Council also authorizes the acceptance of reasonable travelling and living expenses by that member;

4 Consequential amendment to chapter 15 of the Revised Statutes of Alberta 1970.

5 *The Glenbow-Alberta Institute Act is amended in section 5(3) by adding “and, in the case of members of the Board who are members of the Legislative Assembly, the rate of remuneration shall be prescribed by the Lieutenant Governor in Council and the acceptance of travelling and other expenses shall be authorized by the Lieutenant Governor in Council” after “duties as members of the Board”.*

6 *The Alberta Health Facilities Review Committee Act is amended*

(a) in section 3(1)(a) by striking out “members of the Legislative Assembly,”, and

(b) by repealing section 3(2).

7 *The Occupational Health and Safety Act is amended in section 4(5)(b) by adding “and, in the case of members of the Council who are members of the Legislative Assembly, the acceptance of the travelling and living expenses shall be authorized by the Lieutenant Governor in Council” after “the Council”.*

8 *The Oil Sands Technology and Research Authority Act is amended in section 3(3) by adding “and, in the case of members of the Authority who are members of the Legislative Assembly, the acceptance of the travelling and living expenses shall be authorized by the Lieutenant Governor in Council” after “by-laws of the Authority”.*

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

5 Consequential amendment to chapter 35 of the Statutes of Alberta, 1966.

6 Consequential amendment to chapter 49 of the Statutes of Alberta, 1972.

7 Consequential amendment to chapter 40 of the Statutes of Alberta, 1976.

8 Consequential amendment to chapter 49 of the Statutes of Alberta, 1974.