

1979 BILL 38

First Session, 19th Legislature, 28 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 38

**THE ALCOHOLISM AND DRUG ABUSE
AMENDMENT ACT, 1979**

MR. GOGO

First Reading

Second Reading

Committee of the Whole

Third Reading

Royal Assent

Bill 38
Mr. Gogo

BILL 38

1979

THE ALCOHOLISM AND DRUG ABUSE 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 Alcoholism and Drug Abuse Act is amended by this Act.

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

(g) “Minister” means the member of the Executive Council charged by the Lieutenant Governor in Council with the administration of this Act.

3 Section 4(6) is amended by striking out “of Social Services and Community Health”.

4 Section 8 is amended

(a) in subsection (3) by adding “or” at the end of clause (c) and by adding the following after clause (c):

(d) where the disclosure is made in respect of a deceased patient to a medical examiner appointed under *The Fatality Inquiries Act*.

Explanatory Notes

1 This Bill will amend chapter 16 of the Revised Statutes of Alberta 1970.

2 Definition.

3 Section 4(6) presently reads:

(6) A copy of the minutes of each meeting of the Commission shall be furnished to the Minister of Social Services and Community Health.

4 This amendment permits the disclosure of information respecting a patient to a medical examiner and permits that information to be used in a proceeding that is closed to the public during a public inquiry under The Fatality Inquiries Act.

(b) by adding the following after subsection (3):

(3.1) A provincial judge presiding at a public inquiry under Part 4 of *The Fatality Inquiries Act* may admit in evidence any information or any file, record, document or paper pertaining to a deceased patient obtained by a medical examiner under subsection 3(d), but any proceedings related to that information, file, record, document or paper shall be closed to the public.

5 Section 12 is repealed and the following is substituted:

12 The Commission shall, after the end of each fiscal year, prepare and submit to the Minister a general report summarizing its transactions and affairs in that year and showing its revenues during that period together with audited financial statements, and the Minister shall lay the report before the Legislative Assembly if it is then sitting, and if it is not then sitting, within 15 days after the commencement of the next ensuing sitting.

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

5 Section 12 presently reads:

12(1) The Commission shall annually, after the end of its fiscal year, prepare a general report summarizing its transactions and affairs during its last fiscal year and showing its revenues during that period, together with an audited balance sheet and such other information as the Lieutenant Governor in Council may require.

(2) When the report is prepared, the President of the Executive Council shall lay a copy of it before the Legislative Assembly if it is in session and if not, within 15 days after the commencement of the first session in the next ensuing year.