

1979 BILL 46

First Session, 19th Legislature, 28 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 46

THE IRRIGATION AMENDMENT ACT, 1979

MR. HYLAND

First Reading

Second Reading

Committee of the Whole

Third Reading

Royal Assent

Bill 46
Mr. Hyland

BILL 46

1979

THE IRRIGATION 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 Irrigation Act is amended by this Act.

2 Section 131(1) is amended by adding the following after clause (c):

(c.1) “capital assets charge” means a charge imposed against land pursuant to a by-law made under section 135.1;

3 The following is added after section 135:

135.1(1) A board may pass a by-law imposing a capital assets charge on land that is classified on the assessment roll of the district as “to be irrigated”.

(2) Subsection (1) does not apply to land that was, at any time before the coming into force of this section, classified on the assessment roll of the district as “to be irrigated”.

(3) A by-law under subsection (1) is not valid unless it is approved by the Council.

(4) A by-law imposing a capital assets charge shall set out

(a) the amount imposed per unit area for areas classified as “to be irrigated”,

(b) the terms and manner of payment of the capital assets charge,

(c) the rate of interest payable, if any, on any unpaid balance of the capital assets charge, and

Explanatory Notes

1 This Bill will amend chapter 192 of the Revised Statutes of Alberta 1970.

2 Definition.

3 Board may pass by-law imposing a capital assets charge on land added to assessment roll as “to be irrigated” acres.

(d) the penalties payable in respect of any instalment of the capital assets charge that is in arrears.

(5) If a by-law imposing a capital assets charge is passed by a board under subsection (1), the parcel in which the land referred to in subsection (1) is located is charged with the payment to the board of the total capital assets charge imposed on that land.

4 *Section 136(4) is amended by adding “, capital assets charges” after “irrigation rates”.*

5 *Section 137 is amended*

(a) by adding “, unpaid capital assets charges” after “Unpaid special rates”, and

(b) by adding “, capital assets charges” after “those special rates”.

6 *Section 140(4) is amended*

(a) by striking out “134 and 135” and substituting “134, 135 and 135.1”, and

(b) by adding the following after clause (b)(i):

(i.1) capital assets charges,

7 *Section 144(3) is amended by repealing clause (g) and substituting the following:*

(g) seventhly, toward the payment of current irrigation rates;

(h) lastly, toward the payment of current capital assets charges.

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

4 Consequential to the proposed section 135.1. See section 3 of this Bill.

5 Consequential to the proposed section 135.1. See section 3 of this Bill.

6 Consequential to the proposed section 135.1. See section 3 of this Bill.

7 Consequential to the proposed section 135.1. See section 3 of this Bill.