

1986 BILL 4

Fourth Session, 20th Legislature, 35 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 4

DEPARTMENT OF TOURISM ACT

THE MINISTER OF TOURISM

First Reading

Second Reading

Committee of the Whole

Third Reading

Royal Assent

Bill 4

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DEPARTMENT OF TOURISM ACT

(Assented to _____, 1986)

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

Definitions	<p>1 In this Act,</p> <p>(a) "Department" means the Department of Tourism;</p> <p>(b) "Minister" means the Minister of Tourism.</p>
Establishment of Department	<p>2 There shall be a department of the Government called the Department of Tourism over which shall preside the member of the Executive Council appointed by the Lieutenant Governor under the Great Seal of the Province as Minister of Tourism.</p>
Staff	<p>3 In accordance with the <i>Public Service Act</i> there may be appointed a Deputy Minister of Tourism and any other employees required to conduct the business of the Department.</p>
Services of experts	<p>4(1) The Minister may engage the services of experts or persons having special technical or other knowledge to advise him or to inquire into and report to him on matters under his administration.</p> <p>(2) A person whose services are engaged under this section may be paid the remuneration and expenses that the Minister prescribes.</p>
Delegation of powers	<p>5(1) The Minister may in writing delegate any power, duty or function conferred or imposed on him by this Act or any other enactment under his administration to any employee of the Department or any</p>

member, officer or employee of an agent of the Crown in right of Alberta.

(2) Subsection (1) does not apply to any power or duty of the Minister to make regulations.

Advisory boards,
committees
or councils

6(1) The Minister may establish any boards, committees or councils he considers necessary or desirable to act in an advisory or administrative capacity in connection with any of the policies, programs, services or other matters under his administration.

(2) The Minister may, with respect to any board, committee or council established under this section,

- (a) appoint or provide for the manner of the appointment of its members,
- (b) prescribe the term of office of any member,
- (c) designate a chairman, vice-chairman and secretary, and
- (d) authorize, fix and provide for the payment of remuneration and expenses to its members.

(3) A board, committee or council established pursuant to this section may, with the approval of the Minister, make rules governing the calling of its meetings, the procedure to be used at its meetings, the conduct of business at its meetings, reporting and any other matters as required.

(4) A board, committee or council established pursuant to this section may exercise the powers and shall perform the duties and functions that the Minister approves or confers or imposes on it.

Grants

7(1) The Minister may make grants if

- (a) he is authorized to do so by regulations under this section, and
- (b) there is authority available in a supply vote for the purpose for which the grant is to be made.

(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 on which a grant is made and requiring the repayment of the grant 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 lump sum 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.

Guarantees
of loans

8(1) The Lieutenant Governor in Council may make regulations providing for guarantees and indemnities by the Government in respect of the repayment of loans or the performance of other obligations made or incurred, or that will be made or incurred, for the purpose of undertaking or developing projects beneficial to tourism in Alberta.

(2) Regulations under subsection (1) may

- (a) prescribe the purposes for which a Government guarantee or indemnity may be given;
- (b) prescribe the persons or organizations or classes of persons or organizations eligible to apply for guarantees or indemnities;
- (c) prescribe the procedure for the submission of applications for guarantees or indemnities;
- (d) prescribe the form and contents of applications for guarantees or indemnities;
- (e) prescribe the conditions required to be met by applicants to render them eligible for guarantees or indemnities;
- (f) prescribe the terms and conditions on which guarantees or indemnities are to be given;
- (g) prescribe the security to be given to the Government by applicants in consideration of guarantees or indemnities;
- (h) define, for the purposes of this section, undertakings and developments constituting projects beneficial to tourism.

(3) A guarantee or indemnity given pursuant to the regulations under this section

- (a) shall be in the form approved by the Provincial Treasurer, and
- (b) may be executed on behalf of the Government by the Provincial Treasurer, the Deputy Provincial Treasurer or any other person designated by the Provincial Treasurer.

Agreements

9(1) The Minister may enter into agreements on or in connection with any policies, programs, services or other matters under his administration.

(2) Without limiting subsection (1), agreements may be made under that subsection with the Government of Canada or the government of a province or any agency of the Government of Canada or the government of a province.

Acquisition
of property

10(1) The Minister may acquire any estate or interest in land and any personal property in conjunction with the estate or interest

- (a) for the purpose of implementing or carrying out the provisions of an agreement entered into under section 9,
- (b) for the purpose of a tourism program or development, or
- (c) for any other purpose in relation to a matter under the administration of the Minister.

(2) Land acquired under this section shall be under the administration of the Minister of Forestry unless an order of the Lieutenant Governor in Council specifies that it is under the administration of some other Minister.

Consequential

11(1) *In the following enactments “Tourism and Small Business” is struck out and “Economic Development” is substituted:*

Act	Section number
Alberta Corporate Income Tax Act	26.6(2) and (6)
Alberta Opportunity Fund Act	1(g)

(2) In the following enactments “Department of Tourism and Small Business Act” is struck out and “Department of Economic Development Act” is substituted:

Act	Section number
Fuel Oil Licensing Act	11(1)(d)
Small Business Equity Corporations Act	25(7)

Repeal

12 *The Department of Tourism and Small Business Act is repealed.*

In accordance with section 4(1) of the Interpretation Act, this Bill comes into force on the date it receives Royal Assent.