1986 BILL 36

First Session, 21st Legislature, 35 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 36

LOCAL AUTHORITIES ELECTION
AMENDMENT ACT, 1986

MR. NELSON

First Reading ....

Second Reading ....

Committee of the Whole ....

Third Reading ....

Royal Assent ....

Bill 36
Mr. Nelson

BILL 36

1986

LOCAL AUTHORITIES ELECTION AMENDMENT ACT, 1986

(Assented to   , 1986)

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

1 The Local Authorities Election Act is amended by this Act.

2 Section 1(c.1) is amended by adding "or a county council under the *County Act" after "Act".*

3 Section 11(1)(b) is amended by adding "or on a by-law or question with respect to any school matter" *after* "election for school representatives".

4 Section 47 is amended

(a) in subsection (2) by striking out "election of candidates" *and substituting* "election of a candidate or candidates for each ward";

(b) by adding the following after subsection (2):

(2.1) A by-law passed under subsection (2) remains in force until repealed.

Explanatory Notes

1 This Bill will amend chapter L-27.5 of the Statutes of Alberta, 1983.

2 Section 1(c.1) presently reads:

1 In this Act,

(c.1) "council" means the council of a municipality as described in the Municipal Government Act;

3 Section 11(1) presently reads in part:

11(1) The provisions of this Act that apply to municipalities apply to summer villages except that in respect of a summer village

(b) a person is entitled to vote at an election if he is

(i) a proprietary elector of the summer village who is at least 18 years old,

(ii) at least 18 years old and the spouse of a proprietary elector of the summer village, or

(iii) at least 18 years old and not entitled to vote under subclause (i) or (ii), but is a Canadian citizen and has resided in Alberta for the 6 consecutive months immediately preceding election day and resides in the summer village on election day,

but only an elector who is a resident of the summer village is entitled to vote at an election for school representatives,

4 Section 47(2) presently reads:

(2) If there are wards in a municipality the council may by by-law passed not later than 30 days prior to nomination day provide for the nomination of candidates for council by wards and for the election of candidates by the general vote of the electors.

5 *Section 161 is amended*

    (a) in subsection (2) by striking out "Lieutenant Governor in Council may, by regulation," *and substituting* "relevant Minister may, by order,";

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

        (4) The *Regulations Act* does not apply to orders under subsection (2).

5 Section 161(1) and (2) presently read:

161(1) Notwithstanding anything in this Act, the Lieutenant Governor in Council may make regulations

(a) prescribing a system for the conduct and procedure of an election or vote that is not provided for in this Act or that is a modification of a system under this Act;

(b) prescribing forms for use in connection with a system prescribed by regulations under this subsection;

(c) with respect to a system prescribed by regulations under this sub-section, providing for any matter not provided for or insufficiently provided for in this Act;

(d) providing that any person who contravenes any provision of the regulations under this subsection is guilty of an offence and liable to imprisonment for a term not exceeding 6 months or to a fine of not more than $500, or to both a fine and imprisonment.

(2) On the application of an elected authority, the Lieutenant Governor in Council may, by regulation, on any terms and conditions he may prescribe, authorize the elected authority to pass a by-law adopting the system for conducting an election prescribed by regulations under subsection (1).