1986 BILL 216

First Session, 21st Legislature, 35 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 216

AN ACT TO AMEND THE MUNICIPAL GOVERNMENT ACT

MR. SCHUMACHER

First Reading ....

Second Reading ....

Committee of the Whole ....

Third Reading ....

Royal Assent ....

Bill 216
Mr. Schumacher

BILL 216

1986

AN ACT TO AMEND THE MUNICIPAL GOVERNMENT ACT

(Assented to   , 1986)

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

1   The Municipal Government Act is amended by this Act.

2   Section 125 is amended by adding the following after subsection (2):

(2.1)   No plebiscite pursuant to this section shall be valid unless

(a)   the plebiscite is held at the same time as a municipal election and the question of the plebiscite is on the same ballot paper as the names of the candidates for election, or

(b)   the number of votes cast in the plebiscite is no less than 66 2/3% of the total number of votes cast in the next preceding municipal election.

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

Explanatory Notes

1 This Bill will amend chapter M-26 of the Revised Statutes of Alberta 1980.

2 This would provide that a plebiscite must either be held in conjunction with a municipal election or receive at least 2/3 of the number of votes cast in of the preceding election to be valid.

Section 125(1) and (2) presently read as follows:

> *125(1) The electors of a municipality may submit a petition to the council for*
>
> *(a) a by-law, or*
>
> *(b) the repeal, amendment or suspension of any existing by-law or resolution*
>
> *dealing with any matter within the legislative jurisdiction of the council under this Act.*
>
> *(2) A petition under this section for a by-law that will have the effect of repealing, amending or suspending an existing by-law or resolution has no effect unless it is filed with the municipal secretary within 60 days of the day on which the existing by-law or resolution was passed.*

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