

1986 BILL Pr 8

First Session, 21st Legislature, 35 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL Pr 8

CITY OF EDMONTON AND NORTHWESTERN
UTILITIES, LIMITED AGREEMENT ACT, 1986

MR. HERON

First Reading

Second Reading

Committee of the Whole

Third Reading

Royal Assent

Bill Pr 8
Mr. Heron

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1986

CITY OF EDMONTON AND NORTHWESTERN UTILITIES, LIMITED AGREEMENT ACT, 1986

(Assented to , 1986)

WHEREAS the City of Edmonton granted to Northern Alberta Natural Gas Development Company, Limited, its successors and assigns, an exclusive franchise for the sale of natural gas within the City of Edmonton for a period of 20 years from the 16th November, 1915, on the terms and conditions contained in a written agreement printed as chapter 29 of the Statutes of Alberta, 1916; and

WHEREAS in the year 1923 Northern Alberta Natural Gas Development Company, Limited, assigned all its interest in the said agreement to Northwestern Utilities, Limited (hereinafter referred to as "the Company"); and

WHEREAS by section 18 of chapter 73 of the Statutes of Alberta, 1944, chapter 47 of the Statutes of Alberta, 1953, chapter 115 of the Statutes of Alberta, 1966, and chapter 90 of the Statutes of Alberta, 1976, the exclusive period of the exclusive franchise to the Company for the sale of natural gas for domestic and heating purposes has been extended for successive 10-year periods; and

WHEREAS the City of Edmonton and Northwestern Utilities, Limited have agreed that the exclusive franchise shall be renewed for a further period of 10 years from the 16th day of November, 1985; and

WHEREAS the City of Edmonton and Northwestern Utilities, Limited have presented a petition praying for an amendment to the agreement dated the 16th November, 1915, made between the City of Edmonton and Northern Alberta Natural Gas Development Company, Limited, as hereinafter set forth and it is expedient to grant the prayer of the petition;

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

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| Amends agreement | 1 <i>That the written agreement dated the 16th day of November, 1915, made between the City of Edmonton and Northern Alberta Natural Gas Development Company, Limited is amended by this Act.</i> |
| Contract extension | 2 <i>The agreement is amended by striking out "seventy years" wherever they occur in the agreement and by substituting "eighty years".</i> |
| Repeals section 3 | 3 <i>Section 3 of the agreement is repealed.</i> |
| Amends section 12 | 4 <i>Section 12 of the agreement is amended as follows:</i>

<i>(a) by striking out "successive term of five (5) years" where it first appears and substituting "extension period",</i>

<i>(b) by striking out "except insofar as they are exclusive".</i> |
| Gas Utilities Act | 5 <i>Nothing in this Act shall be construed to interfere with, prejudice or affect the jurisdiction and powers of the Public Utilities Board under the Gas Utilities Act.</i> |

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