

1987 BILL 44

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Second Session, 21st Legislature, 36 Elizabeth II

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THE LEGISLATIVE ASSEMBLY OF ALBERTA

# **BILL 44**

**ADVANCED EDUCATION STATUTES  
AMENDMENT ACT, 1987**

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MR. DOWNEY

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First Reading .....

Second Reading .....

Committee of the Whole .....

Third Reading .....

Royal Assent .....

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*Bill 44*  
*Mr. Downey*

## **BILL 44**

1987

### **ADVANCED EDUCATION STATUTES AMENDMENT ACT, 1987**

*(Assented to , 1987)*

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

#### **Banff Centre Act**

*1(1) The Banff Centre Act is amended by this section.*

*(2) Section 4(2)(b) is amended by striking out "12" and substituting "15".*

*(3) Section 8 is repealed and the following is substituted:*

**8** Subject to sections 10 and 17, the board has the power to manage and control the Banff Centre and its property, revenue, business and affairs.

*(4) Section 23(2)(j) is amended by striking out ", if any,".*

#### **Colleges Act**

*2(1) The Colleges Act is amended by this section.*

*(2) Section 1 is amended by adding the following after clause (e):*

(e.1) "financial institution" means

- (i) a bank,
- (ii) a treasury branch,
- (iii) a trust company, or
- (iv) a credit union;

## Explanatory Notes

### Banff Centre Act

1(1) This section will amend chapter B-1 of the Revised Statutes of Alberta 1980.

(2) Section 4(2)(b) presently reads:

*(2) The board shall consist of*

*(b) 12 members appointed by the Lieutenant Governor in Council one of whom shall be nominated by the federal Minister.*

(3) Section 8 presently reads:

*8 Subject to sections 10 and 17, the board is responsible for the management and control of the Banff Centre and of the property, revenues, business and affairs thereof.*

(4) Section 23(2)(j) presently reads:

*(2) The academic staff association shall, with the approval of the academic staff members, make by-laws governing its affairs and those by-laws shall contain provisions governing at least the following matters:*

*(j) the time and place, if any, at which the minutes, books and records of the academic staff association may be inspected by members.*

### Colleges Act

2(1) This section will amend chapter C-18 of the Revised Statutes of Alberta 1980.

(2) Section 1 presently reads in part:

*1 In this Act,*

*(e) "college system" means the aggregate of the members of the college system;*

(3) *Section 4(1) is amended*

(a) *in clause (a)(iii) by adding “and is nominated by the non-academic staff of the college at a meeting called for that purpose” after “college”;*

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

(b.1) additional persons appointed by the Lieutenant Governor in Council on the recommendation of the Minister;

(4) *Section 10(1)(g) is repealed and the following is substituted:*

(g) borrow money from any person or enter into overdraft arrangements with a financial institution and give security for the repayment of money borrowed or obtained by overdraft;

(5) *Section 15 is repealed and the following is substituted:*

**15(1)** The college board shall keep its funds in a financial institution.

(2) Payments made from the funds of the college board shall be by cheque or order signed by

(a) the treasurer or an employee of the college board authorized by the board to sign cheques and orders, and

(b) the chairman of the college board or any other member designated by the board.

(6) *Section 21.2 is amended by adding the following after subsection (3):*

(4) If the Lieutenant Governor in Council changes the name of a public college, the name of the academic staff association at the public college shall also be changed by the Lieutenant Governor in Council to be consistent with the new name of the public college.

(3) Section 4(1) presently reads:

*4(1) A college board shall consist of the following members:*

*(a) the following persons appointed by the Minister:*

*(i) 1 academic staff member nominated by the academic staff association,*

*(ii) 1 student nominated by the students' council, and*

*(iii) 1 member of the non-academic staff who is not engaged in the administration of the college;*

*(b) 7 persons appointed by the Lieutenant Governor in Council, 1 of whom shall be designated as chairman;*

*(c) in the case of Lakeland College, 1 other person appointed by the Lieutenant Governor in Council;*

*(d) the President of the college.*

(4) Section 10(1)(g) presently reads:

*10(1) In addition to the powers given to it by this and any other Act a college board may, subject to this Act,*

*(g) borrow money from any person or enter into overdraft arrangements with a bank or treasury branch and give security for the repayment of that money;*

(5) Section 15 presently reads:

*15 The college board shall keep its funds in*

*(a) a bank,*

*(b) a treasury branch,*

*(c) a trust company, or*

*(d) a credit union,*

*and all payments shall be by cheque or order signed by the treasurer or an employee of the college board authorized by the board for that purpose and by the chairman of the board or such other member as may be designated by the board.*

(6) Section 21.2 presently reads:

*21.2(1) The bodies incorporated before the commencement of this section under the names:*

*(a) Fairview College Academic Staff Association;*

*(b) Grande Prairie Regional College Faculty Association;*

*(c) Keyano College Faculty Association;*

*(d) Lakeland College Faculty Association;*

*(e) The Association of the Faculty Personnel of the Lethbridge Community College;*

*(f) The Faculty Association of Medicine Hat College;*

*(g) Mount Royal Faculty Association;*

*(h) Olds College Faculty Association;*

*(i) Faculty Association of Red Deer College;*

*are continued as academic staff associations under this Act and on the commencement of this section cease being incorporated under the Societies Act.*

*(7) Section 21.3(2)(j) is amended by striking out “, if any.”.*

#### **Technical Institutes Act**

*3(1) The Technical Institutes Act is amended by this section.*

*(2) Section 31(2)(j) is amended by striking out “, if any.”.*

#### **Universities Act**

*4(1) The Universities Act is amended by this section.*

*(2) Section 9(3) is repealed and the following is substituted:*

*(3) If a vacancy occurs during the term of office of the chancellor or the expiry of the term of office of the chancellor is imminent, a joint committee shall be established consisting of*

*(a) 3 members of the general faculties council appointed by the general faculties council;*

*(b) 3 members of the alumni association appointed by the alumni association;*

*(c) 3 members of the senate appointed by the senate.*

*(3.1) The joint committee may nominate 1 or more persons for the office of chancellor.*

*(3.2) The senate may elect the new chancellor from among the persons nominated by the joint committee, at the meeting of the senate at which the joint committee presents its nominations to the senate.*

*(3) Section 11 is amended by adding the following after subsection (1):*

*(1.1) An appointed member of a senate, other than a person appointed under section 10(1)(b)(v), ceases to hold office when he ceases to occupy the position or perform the function that qualifies him for the appointment.*

*(2) The Grant MacEwan Community College Faculty Association is established as a corporation for the purposes of this Act.*

*(3) When the Lieutenant Governor in Council after the commencement of this section establishes an additional college under section 2, he shall establish an academic staff association for the college with a name that he considers appropriate.*

(7) Section 21.3(2)(j) presently reads:

*(2) The academic staff association shall, with the approval of the academic staff members, make by-laws governing its affairs and those by-laws shall contain provisions governing at least the following matters:*

*(j) the time and place, if any, at which the minutes, books and records of the academic staff association may be inspected by members.*

#### **Technical Institutes Act**

**3(1)** This section will amend chapter T-3.1 of the Statutes of Alberta, 1981.

(2) Section 31(2)(j) presently reads:

*(2) The academic staff association shall, with the approval of the academic staff members, make by-laws governing its affairs and those by-laws shall contain provisions governing at least the following matters:*

*(j) the time and place, if any, at which the minutes, books and records of the academic staff association may be inspected by members.*

#### **Universities Act**

**4(1)** This section will amend chapter U-5 of the Revised Statutes of Alberta 1980.

(2) Section 9(3) presently reads:

*(3) When the office of chancellor becomes vacant, the senate shall, promptly, call on each of the general faculties council and the alumni association to appoint 3 members to form, with 3 members of the senate appointed by the senate, a joint committee to nominate a new chancellor.*

(3) Section 11(1) presently reads:

*11(1) An appointed member of a senate, other than a student, holds office for a term of 3 years and a student member holds office for a term of one year, but all appointed members are, if otherwise qualified, eligible for reappointment.*

*(4) Section 16(3) is amended by renumbering clause (a) as clause (a.1) and adding the following before clause (a.1):*

*(a) a person appointed under section 15(4)(d)(ii) ceases to be a member when he ceases to be a member of the senate,*

*(5) Section 21.4(2)(j) is amended by striking out “, if any.”.*

(4) Section 16(3) presently reads:

*(3) Notwithstanding subsection (2),*

*(a) a person appointed under section 15(4)(d)(iii) ceases to be a member when he ceases to be a member of the academic staff of the university;*

*(b) a person appointed under section 15(4)(d)(iv) ceases to be a member when he ceases to be a student, and*

*(c) a person appointed under section 15(4)(d)(v) ceases to be a member when he ceases to be a graduate student.*

(5) Section 21.4(2)(j) presently reads:

*(2) The academic staff association shall, with the approval of the academic staff members, make by-laws governing its affairs and those by-laws shall contain provisions governing at least the following matters:*

*(j) the time and place, if any, at which the minutes, books and records of the academic staff association may be inspected by members.*