

1987 BILL Pr 6

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Second Session, 21st Legislature, 36 Elizabeth II

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THE LEGISLATIVE ASSEMBLY OF ALBERTA

# **BILL Pr 6**

**ALBERTA WHEAT POOL AMENDMENT ACT, 1987**

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DR. ELLIOTT

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First Reading .....

Second Reading .....

Committee of the Whole .....

Third Reading .....

Royal Assent .....

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*Bill Pr 6*  
*Dr. Elliott*

## **BILL Pr 6**

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### **ALBERTA WHEAT POOL AMENDMENT ACT, 1987**

*(Assented to , 1987)*

WHEREAS Alberta Wheat Pool was incorporated by chapter 117 of the Statutes of Alberta, 1970, which was amended by chapter 104, Statutes of Alberta, 1973, chapter 90, Statutes of Alberta, 1975(2), chapter 101, Statutes of Alberta, 1977, chapter 75, Statutes of Alberta, 1978, chapter 99, Statutes of Alberta, 1980 and chapter 51, Statutes of Alberta, 1983; and

WHEREAS a petition has been presented praying that the Act be further amended 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:

*1 The Alberta Wheat Pool Act, 1970 is amended by this Act.*

*2 Section 26 is amended:*

*(a) in clauses (d), (e) and in the second proviso following clause (f), by striking out "clause (b), (c), (e) or (g) hereof" and substituting "clause (b), (c), (e), (e.1) or (g) hereof";*

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

*(e.1) from members unable to farm due to terminal illness subject to the following conditions:*

*(i) the illness must be established to the Board's satisfaction,*

## Explanatory Notes

Preamble

- 1 This Bill will amend chapter 117 of the Statutes of Alberta, 1970.
- 2 Section 26(d), (e) and (f) and the provisos following presently read:

*26 When authorized by resolution of the delegates the Pool may use the reserves or any earnings in its hands to buy such reserves*

*(d) from members owning reserves who have attained such age as may be fixed by delegates' resolution;*

*Provided that this age shall not be less than 65 years except by way of amendment to this clause;*

*Provided further that any member who has received payment under this clause shall not be entitled to further payment or purchase of reserves except a payment or purchase authorized by delegates under clause (b), (c), (e) or (g) hereof;*

(ii) the maximum amount that may in any year be used to purchase reserves under this clause is \$200 000 or such lesser amount as may in any year be specified by resolution of the delegates,

(iii) the delegates may by resolution establish for any year a date by which written application for purchase under this clause must be received at the Pool's head office, in which case eligibility in that year for purchase under this clause shall be restricted to members who so apply by that date and who are otherwise qualified under this clause,

(iv) if in any year the amount authorized under subclause (ii) exceeds the amount required to purchase reserves from members who are eligible for purchase under this clause, the excess shall be used to purchase reserves under clause (e), and

(v) if in any year the amount authorized under subclause (ii) is less than the amount required to purchase reserves from members who are eligible for purchase under this clause, the amount authorized shall be used to purchase reserves rateably from the eligible members in accordance with the amount of reserves which they respectively own.

*(e) from members or corporate members who have been allotted and hold such membership numbers as may be specified by delegate's resolution;*

*Provided that any member who has received payment under this clause shall not be entitled to further payment or purchase of reserves except a payment or purchase authorized under clause (b), (c), (e) or (g) hereof or this clause.*

*(f) from corporate members which have ceased to farm or to hold any interest in land capable of producing grain or seed in the Province of Alberta or those parts of British Columbia and Saskatchewan served by the facilities of Alberta Pool Elevators Limited and from corporate members which have been or are being dissolved, liquidated, or wound up, and which have ceased to carry on business except for the purposes of such dissolution, liquidation, or winding up.*

*Provided, that no payment shall be made to any member under the provisions of clause (a) hereof where the effect would be to reduce his holdings of reserves below the nominal value of five dollars (\$5.00).*

*Provided further that any members who have become members after February 1st, 1971 shall only be eligible for purchase of their respective interest in reserves if they qualify under clause (b), (c), (e) or (g) hereof.*