

1988 BILL 62

Third Session, 21st Legislature, 37 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 62

FREE TRADE IMPLEMENTATION ACT

THE MINISTER OF FEDERAL AND
INTERGOVERNMENTAL AFFAIRS

First Reading

Second Reading

Committee of the Whole

Third Reading

Royal Assent

BILL 62

1988

FREE TRADE IMPLEMENTATION ACT

(Assented to _____, 1988)

- Preamble
- WHEREAS Free Trade is beneficial to Alberta in that by reducing trade barriers and protectionism between two countries it promotes investment, economic development and diversification, productivity, employment and financial stability, benefits consumers and improves the standard of living; and
- WHEREAS the Government of Canada has entered into a Free Trade Agreement with the Government of the United States of America; and
- WHEREAS the implementation of the Free Trade Agreement in matters that are within the jurisdiction and responsibility of the Legislature of Alberta can be accomplished only by the Legislature of Alberta; and
- WHEREAS the Legislature of Alberta intends to exercise its jurisdiction and responsibility with respect to the implementation of the Free Trade Agreement in Alberta;
- THEREFORE HER MAJESTY, by and with the advice and consent of the Legislative Assembly of Alberta, enacts as follows:
- Definition
- 1** In this Act, "Free Trade Agreement" means the Free Trade Agreement entered into by the Government of Canada and the Government of the United States of America and signed on January 2, 1988, as it is amended from time to time.
- Implementation of Agreement
- 2(1)** If, in the opinion of the Lieutenant Governor in Council,
- (a) a provision of the Free Trade Agreement affects a matter within the jurisdiction and responsibility of the Legislature of Alberta, and
 - (b) it is in the interests of the people of Alberta that the provision be implemented in Alberta,
- the Lieutenant Governor in Council may make regulations to give lawful effect to that provision.
- (2)** Without limiting the generality of subsection (1), a regulation may do all or any of the following:
- (a) resolve questions or difficulties resulting from conflicts between the Free Trade Agreement and an enactment;

(b) provide for circumstances that may arise and for which insufficient or no provision is made in any other enactment.

(3) A regulation made under this Act expires on the last day of the session of the Legislative Assembly that immediately follows the making of the regulation.

(4) A regulation made under this section is binding on Her Majesty in right of Alberta.

Jurisdiction of
Legislature

3 The implementation of the Free Trade Agreement in Alberta, the enactment of this Act and the making of a regulation under this Act, whether by specific mention or omission, shall not be interpreted as limiting the right or power of the Legislature of Alberta to enact legislation in respect of a matter within the jurisdiction and responsibility of the Legislature of Alberta.

Coming
into force

4 *This Act comes into force on Proclamation.*