

1988 BILL Pr 2

Third Session, 21st Legislature, 37 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL Pr 2

CANADA OLYMPIC PARK
TRANSFER OF TITLE ACT

MR. STEWART

First Reading

Second Reading

Committee of the Whole

Third Reading

Royal Assent

Bill Pr 2
Mr. Stewart

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CANADA OLYMPIC PARK TRANSFER OF TITLE ACT

(Assented to , 1988)

Preamble

WHEREAS the Calgary Olympic Development Association has by its petition prayed that the petition be enacted 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:

Definitions

1 In this Act,

(a) "Agreement" means an agreement to be entered into between CODA and the Government of Canada providing for the transfer of Canada Olympic Park to CODA on the terms and conditions determined by the Governor General in Council pursuant to the *Public Lands Grants Act* (Canada);

(b) "Canada Olympic Park" means that parcel of land and improvements as more particularly described in the Agreement and located in the Municipal District of Rocky View, the registered owner of which, at the date of enactment of this Act, is the Government of Canada;

(c) "CODA" means the Calgary Olympic Development Association.

Transfer of
Canada Olympic
Park

2 The Agreement shall provide for the terms and conditions under which Canada Olympic Park will be transferred to CODA which terms and conditions may include, without limitation:

- (a) restrictions on the purposes for which Canada Olympic Park may be used and the manner in which Canada Olympic Park may be used;
- (b) an obligation of CODA that CODA or any successor in interest reconvey Canada Olympic Park to the Government of Canada, or its nominee, in the event that the Government of Canada determines that Canada Olympic Park is no longer being used for the purposes or in the manner referred to in the Agreement or in the event of a breach of the Agreement;
- (c) prohibitions against selling or encumbering Canada Olympic Park except with the written consent of the Governor General in Council;
- (d) any other terms and conditions the Governor General in Council considers necessary.

Effect

3 None of the Agreement, or the transfer of Canada Olympic Park to CODA or the transfer of Canada Olympic Park from CODA to the Government of Canada or its nominee contemplated by the Agreement, is void or voidable by reason only that the Agreement or any provision of it infringes any statute of the Province of Alberta or rule of law applicable in the Province of Alberta relating to the ownership, use or alienation of real or personal property including, without limitation, the *Perpetuities Act* or the common law rule against perpetuities or any common law rule against restrictions on the right of alienation.

Registration

4(1) The Agreement shall be registered by the Registrar of Land Titles, against title to the lands comprising Canada Olympic Park in a manner satisfactory to the Government of Canada.

(2) The Governor General in Council may order the Registrar of Land Titles to cancel the registration of the Agreement or to register a transfer of Canada Olympic Park to the Government of Canada or to any other person specified by the Governor General in Council, in accordance with the Agreement at any time on such terms and conditions as the Governor General in Council deems appropriate.