

1989 BILL 17

First Session, 22nd Legislature, 38 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 17

**DEPARTMENT OF PUBLIC WORKS, SUPPLY AND
SERVICES AMENDMENT ACT, 1989**

THE MINISTER OF
PUBLIC WORKS, SUPPLY AND SERVICES

First Reading

Second Reading

Committee of the Whole

Third Reading

Royal Assent

BILL 17

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DEPARTMENT OF PUBLIC WORKS, SUPPLY AND SERVICES AMENDMENT ACT, 1989

(Assented to _____, 1989)

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

1 The Department of Public Works, Supply and Services Act is amended by this Act.

2 The following is added after section 13:

13.1 The Minister may enter into and carry out an agreement with an owner or operator of a health care facility respecting the provision of services relating to the design, construction, alteration, extension, repair or demolition of the health care facility.

3 Section 17(7) is repealed and the following is substituted:

(7) Subsection (2)(a) does not apply

(a) if the land is sold to the person who sold the land to the Crown and that person owns land adjacent to that Crown land, or

(b) if the land is sold to a person who owns land adjacent to that Crown land to facilitate the development of the land.

(8) Subsection (2)(b) does not apply if the costs of conducting the sale in accordance with that clause would, in the opinion of the Minister, exceed the market value of the land as determined by the Minister.

(9) The Minister may transfer the administration of any public land under his administration to any other Minister of the Crown or to a Crown corporation if

(a) the public land is required under a program administered by that Minister or Crown corporation, and

(b) that Minister or Crown corporation consents in writing to the transfer.

Explanatory Notes

- 1 This Bill will amend chapter D-25.5 of the Statutes of Alberta, 1983.
- 2 Consequential to repeal of Department of Hospitals and Medical Care Act.
- 3 Section 17 presently reads:

17(1) Subject to this section, the Minister may, with the approval of the Lieutenant Governor in Council, sell or otherwise dispose of any estate, interest or right in land held by the Crown and under his administration.

(2) A sale of land under subsection (1) shall only be made

 - (a) following an invitation to submit tenders,*
 - (b) after the Minister has obtained 2 or more appraisals of the market value of the land, at least one of which is obtained from an appraiser who is not an employee of the Government and carries on business as an appraiser, and*
 - (c) at not less than the market value of the land, as determined by the Minister having regard to those appraisals.*

(3) Subsection (2)(c) does not apply if, following the invitation to submit tenders, no tenders were received or the highest tender received was for less than the amount determined by the Minister, having regard to the appraisals, to be the market value of the land.

(4) Subsection (2)(a) and (c) do not apply if the sale is made in exchange for other land and, in the opinion of the Minister having regard to the appraisals, adequate compensation is obtained for the land sold by the Minister.

(5) Subsection (2) does not apply if the sale is made to a person, and, where applicable, under circumstances, referred to in section 12(3).

(6) A sale referred to in subsection (5) may be made for a nominal consideration.

(7) A lease or disposition of a mine or mineral shall be made pursuant to the Mines and Minerals Act.