

1990 BILL 49

Second Session, 22nd Legislature, 39 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 49

AMBULANCE SERVICES ACT

THE MINISTER OF HEALTH

First Reading

Second Reading

Committee of the Whole

Third Reading

Royal Assent

Bill 49

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1990

AMBULANCE SERVICES ACT

(Assented to , 1990)

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

Definitions

1 In this Act,

- (a) “ambulance” means a motor vehicle that is intended to be used for the transportation of patients, but does not include an aircraft or a motor vehicle exempted under the regulations or used in an inter-hospital transfer service;
- (b) “ambulance attendant” means a person who is engaged or employed to attend to or transport patients in an ambulance;
- (c) “ambulance service” means a service associated directly or indirectly with the transportation of patients using an ambulance;
- (d) “Appeal Board” means the Ambulance Advisory and Appeal Board established under section 11;
- (e) “applicant” means an applicant for a licence under section 15;
- (f) “basic life support” has the meaning prescribed in the regulations;
- (g) “board” means an ambulance district board established under section 3;

- (h) "council" means
 - (i) in the case of a city, town, village, summer village, county or municipal district, its council,
 - (ii) in the case of a new town, its board of administrators,
 - (iii) in the case of an improvement district or special area, the Minister of Municipal Affairs, and
 - (iv) in the case of a Metis settlement, the council of the Metis settlement;
- (i) "district" means an ambulance district established under section 2;
- (j) "included municipality" means a municipality or Metis settlement all or part of which is included in a district;
- (k) "Minister" means the member of the Executive Council charged by the Lieutenant Governor in Council with the administration of this Act;
- (l) "operator" means a person licensed under this Act to provide ambulance services;
- (m) "patient" means a person who is or appears to be in need of medical attention;
- (n) "Registrar" means the Registrar appointed under section 14.

Organization of Ambulance Districts

- Establishment** 2(1) The Minister may by order establish any area in Alberta as an ambulance district, and
- (a) name it,
 - (b) describe its boundaries,
 - (c) prescribe the number of wards in the district and allocate them, and
 - (d) prescribe any other matter the Minister considers necessary.
- (2) If an included municipality other than a city, town or village contains more than one ward, the council shall determine the boundaries of the wards.

(3) If an order is made under any other Act that results in a change in the boundaries of a municipality, the Minister may make an order under this section respecting the inclusion in or exclusion from a district of all or part of the municipality.

(4) An order under subsection (3) may be made effective as of a date prior to the date on which it is made.

(5) A municipality, other than a city, that is wholly surrounded by another municipality or other municipalities included or to be included in a district must be included in that district, whether the surrounded municipality existed before or after the establishment of the district.

(6) If the Minister amends or rescinds an order made under this section, he may by order require that, in respect of the districts affected by the amendment or rescission, liabilities be paid and debenture holders be protected in accordance with the order.

(7) The *Regulations Act* does not apply to an order made under this section.

Ambulance
district board

3(1) An ambulance district board shall administer a district.

(2) The Minister may establish a board and name it.

(3) A board established under this section is a corporation consisting of the members appointed to the board.

(4) The Minister shall appoint the first members of a board from among persons nominated by the included municipalities at the request of the Minister.

(5) After the first members of a board are appointed all subsequent members shall be appointed in accordance with the regulations.

(6) A board shall consist of no fewer than 3 nor more than 11 members.

(7) Notwithstanding subsections (4), (5) and (6), if a district consists of only one municipality, the Minister may designate the council of the municipality as the board for the purposes of this Act.

(8) Notwithstanding subsections (4), (5), (6) and (7), if the boundaries of an ambulance district are coterminous with the boundaries of a hospital district under the *Hospitals Act* and the majority of councils of the included municipalities agree in writing,

the Minister may designate the hospital district board as the ambulance district board for the purposes of this Act.

Agreements to provide services

4(1) Subject to the approval of the Minister, a board may enter into an agreement with the Government of Canada respecting the provision by the board of ambulance services within or outside its district.

(2) Subject to the approval of the Minister, a board may enter into an agreement with any person respecting the provision by the board of ambulance services outside its district.

(3) An agreement under subsection (1) or (2) may provide that this Act, any provision of this Act, the regulations or any provision of the regulations does not apply and that a provision of the agreement applies instead.

Powers and duties of a board

5(1) A board shall ensure that

(a) ambulance services are provided in the district for which the board was established, and

(b) the level of ambulance services provided in that district is not less than basic life support unless the Minister authorizes another level.

(2) Subject to the regulations, a board may

(a) make by-laws respecting the administration and provision of ambulance services in the district;

(b) borrow money;

(c) make requisitions on the councils of included municipalities for the required portion of the board's operating or capital costs;

(d) invest funds not required for immediate use;

(e) enter into agreements with operators;

(f) act as an operator in respect of its district;

(g) enter into an agreement with any person for the purpose of providing mutual support and co-ordinated service delivery;

(h) employ the persons the board considers necessary to carry out its duties and exercise its powers under this Act;

(i) accept gifts, grants, donations and bequests and conduct fund-raising events to support the provision of ambulance services in the district.

(3) The board shall send to the Minister a copy of its by-laws including all amendments and repeals.

Requisition of funds

6 A board may requisition the payment of its capital and operating costs from included municipalities in the manner prescribed in the regulations.

Powers of municipalities

7(1) Notwithstanding any other Act, the council of an included municipality may pay money to the board to assist in the provision of ambulance services in the district and may do all things necessary to carry out the intent of this Act, including, without restricting the generality of the foregoing,

(a) paying grants to the board for the provision of ambulance services in the municipality;

(b) borrowing money by temporary loans, without the assent of the proprietary electors, for the purpose of meeting the municipality's share of the costs of providing ambulance services;

(c) accepting requisitions from the board of money required by the board and assessing and levying taxes within the municipality for the purpose of meeting those requisitions.

(2) Notwithstanding any other Act, the council of an included municipality may authorize the issue of debentures without the assent of the proprietary electors for the purpose of financing capital costs associated with the provision of ambulance services, including, without restricting the generality of the foregoing,

(a) the acquisition, extension or renovation of a site,

(b) the acquisition, construction, extension or renovation of a building,

(c) the provision or construction of utility services to a site or building, or

(d) the acquisition of vehicles or equipment.

Requisition in national parks

8 Notwithstanding the *School Act* but subject to the regulations and any agreement under section 4, the board of trustees of a school district all or part of which is included in a national park

(a) may accept requisitions on it under this Act from the ambulance district board of an ambulance district that is adjacent to the school district or that includes all or part of the school district as if the board of trustees were the council of an included municipality, and

(b) for the purpose of meeting requisitions on it under this Act, has and may exercise all the powers and duties of the council of a municipality or a municipality under this Act, the *Municipal Government Act*, the *Municipal Taxation Act* and the *Tax Recovery Act*, but only to the extent that the power is not being exercised in the school district by any other public authority.

Disestablishment

9(1) If the assets of the board of a disestablished district are insufficient to meet its liabilities, the deficiency shall be paid by the council of each included municipality in the same proportion as the council of that municipality was liable in the year prior to the disestablishment of the district in respect of requisitions by the board.

(2) If the assets of the board of a disestablished district exceed the amount required to meet its liabilities, the surplus shall be distributed to the councils of the included municipalities in the same proportion as the councils of those municipalities were liable in the year prior to the disestablishment of the district in respect of requisitions by the board.

Dismissal of board members

10(1) The Minister may by order dismiss all the members of a board and appoint an official administrator in the board's place.

(2) An official administrator appointed under this section

(a) has the power and authority of the board,

(b) shall perform all the duties of the board, and

(c) shall be paid the salary the Minister determines, together with proper expenses, as an operating expense of the board.

(3) If in the opinion of the Minister an official administrator is no longer required, the Minister may restore the affairs of the district to a board whose members are appointed in accordance with the regulations.

Ambulance Advisory and Appeal Board

Establishment

11(1) There is hereby established the Ambulance Advisory and Appeal Board.

(2) The Minister may

(a) appoint no fewer than 7 nor more than 11 members to the Appeal Board;

(b) designate a chairman and a vice-chairman to act as chairman in the absence or inability to act of the chairman.

(3) The Appeal Board may make rules governing the calling of meetings, the procedure to be used at meetings or hearings and the conduct of a meeting, investigation or hearing, including meeting in panels for the purpose of hearing an appeal under this Act.

(4) The Appeal Board shall give the Minister a copy of the rules made under subsection (3) including all amendments and repeals.

Duties of
Appeal Board

12 The Appeal Board shall

(a) investigate and hear appeals under this Act;

(b) advise the Minister on matters pertaining to the provision of ambulance services;

(c) on being requested to do so by the Minister,

(i) investigate or inquire into, collect information relating to or conduct research into any matter relating to the delivery of ambulance services, and make its report in the manner and at the time specified by the Minister,

(ii) conduct an investigation into or inspection of the ambulance services provided by an operator, and make its report in the manner and at the time specified by the Minister, or

(iii) hold public hearings for the purpose of receiving submissions on matters pertaining to ambulance services specified in the request, and make its report in the manner and at the time specified by the Minister;

(d) perform any task or function that the Minister may request from time to time.

Licensing of Operators

Prohibition

13(1) No person shall provide ambulance services unless he is licensed as an operator under this Act and the licence is valid and not under suspension.

(2) The Court of Queen's Bench, on application by the Minister by way of originating notice, may grant an injunction enjoining any person from contravening subsection (1) notwithstanding any penalty that may be provided by this Act.

Registrar **14(1)** The Minister may appoint a Registrar for the purposes of this Act.

(2) The Registrar shall

(a) issue a licence to an applicant in accordance with this Act and the regulations,

(b) maintain a register of all operators, and

(c) perform any other duties imposed on the Registrar under this Act or the regulations.

Licence application **15(1)** A person proposing to provide ambulance services as an operator must send the Registrar an application in accordance with, and including the information required by, the regulations.

(2) The Registrar shall advise the applicant of his decision in writing not more than 60 days after he receives the application.

(3) If the Registrar refuses to issue a licence he shall advise the applicant in writing of his reasons for refusing.

Issuing a licence **16** The Registrar may issue to an applicant a licence subject to any conditions he considers appropriate if

(a) the applicant meets the requirements for a licence as prescribed by the regulations, and

(b) the proposed ambulance services meet the requirements of the regulations.

Authority under licence **17(1)** If the Registrar issues a licence to a person, that person is authorized to provide ambulance services as an operator in accordance with the conditions of the licence, this Act and the regulations.

(2) A licence issued under this Act is not transferable.

Suspension in the public interest **18(1)** If the Registrar is of the opinion that there is an immediate threat to public safety and that it is in the public interest to do so, he may suspend a licence issued under this Act.

(2) If the Registrar suspends a licence under subsection (1), he shall forthwith notify the operator and any board with which the operator has an agreement of the suspension.

(3) A suspension under subsection (1) takes effect on the date specified by the Registrar.

(4) An operator who receives notice that his licence is suspended under subsection (1) may make an application, on 2 days' notice to the Registrar, to the Court of Queen's Bench for an order staying the suspension for a period set by the Court.

(5) The operator may appeal a suspension under subsection (1) to the Appeal Board by serving a notice of appeal on the Registrar not more than 20 days after the operator receives notice of the suspension.

Revocation,
amendment,
suspension

19(1) The Registrar may amend, suspend or revoke a licence in accordance with the regulations.

(2) If the Registrar proposes to amend, suspend or revoke a licence under subsection (1), the Registrar shall serve notice on the operator in writing that he is amending, suspending or revoking the licence, giving reasons for his action.

(3) A notice under subsection (2) shall include a statement of the appeal processes under this Act.

(4) An amendment, suspension or revocation under subsection (1) takes effect 60 days after the date on which notice is served on the operator under subsection (2).

(5) The Registrar shall provide any board with which the operator has an agreement with a copy of the notice under subsection (2).

Appeal

20 If the Registrar

(a) advises an applicant that he refuses to issue a licence, or

(b) serves notice on an operator of an amendment to or the suspension or revocation of a licence under section 19,

the applicant or the operator, as the case may be, may appeal the Registrar's decision to the Appeal Board by serving a notice of appeal on the Registrar not more than 20 days after the appellant is advised of or is served with notice of the Registrar's decision.

Notice of
appeal

21 The Registrar shall send a copy of a notice of appeal served on him under this Act to the chairman of the Appeal Board forthwith.

Hearing an appeal

22(1) The Appeal Board shall investigate and hear an appeal under section 18 or 20 within 30 days of the date on which the Appeal Board receives a copy of the notice of appeal from the Registrar.

(2) The Registrar and the appellant may appear and be represented by counsel at a hearing before the Appeal Board.

(3) The chairman of the Appeal Board may order that the proceedings be held in private if in his opinion it is necessary to do so to protect a person who is not a party to the proceedings.

(4) At least 10 days before the date set for a hearing, the Registrar shall serve on the appellant a notice of the hearing stating the date, time and place at which the Appeal Board will hold the hearing.

(5) Evidence may be given before the Appeal Board in any manner that the Appeal Board considers appropriate, and the Appeal Board is not bound by the rules of law respecting evidence applicable to judicial proceedings.

(6) The Appeal Board on application by the appellant may extend the period in subsection (1) or section 19(4).

(7) Whether the application is made within or after the period specified, the Appeal Board may extend the period in section 18(5) or 20.

(8) The Appeal Board shall give its decision on the appeal in writing not more than 10 days after the conclusion of the hearing.

Witnesses

23(1) Any person who, in the opinion of the Appeal Board, has knowledge of the matter being heard is a compellable witness in any proceeding before the Board.

(2) A witness may be examined under oath on anything relevant to the investigation or hearing and shall not be excused from answering any question on the ground that the answer might tend to

(a) incriminate him, or

(b) establish his liability

(i) to a civil proceeding at the instance of the Crown or of any other person, or

(ii) to prosecution under any Act,

liability, it shall not be used or received against him in any civil proceedings or in any proceedings under any other Act.

(3) For the purpose of obtaining the testimony of a witness who is out of Alberta, a judge of the Court of Queen's Bench, on an ex parte application, may direct the issuing of a commission for obtaining the evidence of the witness, and the commission shall be issued and the evidence taken pursuant to the Alberta Rules of Court.

(4) The attendance of witnesses before the Appeal Board and the production of records may be enforced by a notice issued by the Appeal Board requiring the witness to attend and stating the date, time and place at which the witness is to attend and the records, if any, that the witness is required to produce.

(5) On the written request of the appellant or of his counsel or agent, the Appeal Board shall, without charge, issue and deliver to the appellant or his counsel or agent any notices that he requires for the attendance of witnesses or the production of any record.

(6) A witness who has been served with a notice to attend or a notice for the production of any record under this section is entitled to be paid the same fees as are payable to a witness in an action in the Court of Queen's Bench.

Civil contempt proceedings

24 Proceedings for civil contempt of court may be brought against a witness

(a) who fails

(i) to attend before the Appeal Board in compliance with a notice to attend, or

(ii) to produce records in compliance with a notice to produce them,

or

(b) who refuses to be sworn or to answer any question that he is directed to answer by the Appeal Board.

Decision on appeal

25(1) On hearing the appeal, the Appeal Board, by order, may

(a) confirm, quash or vary the decision of the Registrar,

(b) make any finding, order or decision that in its opinion should have been made, or

(c) refer the matter back to the Registrar for further consideration in accordance with any direction of the Appeal Board.

(2) Forthwith on the making of the order by the Appeal Board, the Registrar shall notify, in writing, the appellant and any other person to whom, in the opinion of the Appeal Board, notice should be given.

General

- Definition** **26** In this section and sections 27 to 29,
- (a) “authorized person” means a person authorized in writing by the Minister to carry out inspections under this Act;
 - (b) “inspection” means an inspection referred to in section 27.
- Inspection of place** **27(1)** Subject to subsection (2), an authorized person may inspect any place for the purpose of determining whether or not a person is complying with this Act and the regulations.
- (2) If an authorized person believes on reasonable and probable grounds that an operator is not complying with this Act or the regulations and the owner of the dwelling consents, the authorized person may inspect a dwelling for the purpose of determining whether or not the operator is complying with this Act or the regulations.
- (3) For the purposes of an inspection, an authorized person may
- (a) enter in or on the place that is the subject of the inspection at a reasonable hour;
 - (b) require the production of any books, records or other documents that are relevant to the purposes of the inspection and examine them, make copies of them or remove them temporarily for the purpose of making copies;
 - (c) inspect any ambulance or equipment and take samples of any medication intended for use in providing ambulance services found in or on the place;
 - (d) perform tests, take photographs or make recordings in respect of the place.
- Removal of records** **28(1)** Where an authorized person removes any books, records or other documents during an inspection, he shall

(a) give a receipt for the items to the person from whom the items were taken, and

(b) forthwith return the items to the person from whom they were taken when they have served the purposes for which they were taken.

(2) On request, the authorized person shall provide a copy of an item removed during an inspection to the person from whom it was taken or to a person who is entitled to custody of the items.

Application to court

29(1) If a person

(a) refuses to allow an authorized person to conduct an inspection,

(b) hinders or interferes with an authorized person who is carrying out an inspection, or

(c) as owner of a dwelling refuses to consent to an inspection,

the authorized person may apply by originating notice to a judge of the Court of Queen's Bench for an order directing the owner or occupier of the place or dwelling to do or refrain from doing anything the judge considers necessary in order to enable the authorized person to carry out the inspection, and the judge may make the order accordingly.

(2) An application under subsection (1) may be made ex parte if the judge considers it proper in the circumstances.

Information

30 An operator or a board shall provide the Minister, on the request in writing by the Minister, with any information required by the Minister in accordance with the request.

Vicarious liability

31 The Crown in right of Alberta and the Crown's agents and employees and a board, the members of a board and the board's agents and employees are not liable for the acts or omissions of an operator or of the operator's agents or employees.

Ministerial powers

32(1) The Minister may do anything the Minister considers necessary

(a) to promote, facilitate and ensure the provision of appropriate patient transportation services, including causing ambulance services to be provided by any person and in any manner he considers appropriate;

(b) with respect to air ambulance services;

(c) with respect to inter-hospital transfer services.

(2) Notwithstanding any other provision of this Act or the regulations, the Minister may enter into agreements for the purposes of this Act with the Government of Canada, the government of a province, the government of a country other than Canada or of a state in another country or any person.

(3) An agreement under subsection (2) may provide that this Act, any provision of this Act, the regulations or any provision of the regulations does not apply to the extent that the agreement applies.

Ambulance attendants

33(1) A person who does not meet the requirements of the regulations respecting ambulance attendants shall not act as an ambulance attendant.

(2) No person shall employ or engage as an ambulance attendant a person who does not meet the requirements of the regulations respecting ambulance attendants.

Liability for payment

34(1) The Minister or a person who provides ambulance services, air ambulance services or inter-hospital transfer services to a patient may recover the amount that may be charged for that service under this Act from the patient or a person prescribed in the regulations.

(2) An amount referred to in subsection (1) may be recovered in a civil action for debt.

Offences

35 A person who contravenes this Act or the regulations is guilty of an offence and liable,

(a) in the case of an individual, to a fine of not more than \$5000, and

(b) in the case of a corporation, to a fine of not more than \$10 000.

Regulations

36(1) The Lieutenant Governor in Council may make regulations

(a) respecting the requisitioning of capital and operating costs by a board from an included municipality;

(b) conferring any powers and imposing any duties on a school board or an ambulance district board for purposes pertaining to requisitions by an ambulance district board on a school board, the payment of requisitions and the levying and collecting of taxes by a school board for the purpose of meeting requisitions;

- (c) respecting the qualifications for membership, grounds for disqualification from membership, terms of office, procedure for filling vacancies and other matters pertaining to members of boards;
 - (d) respecting the management, functions, duties and jurisdictions of boards;
 - (e) respecting the records to be kept by boards and the manner in which they are to be kept and the reports and returns to be submitted to the Minister by boards;
 - (f) respecting the manner in which boards may borrow money, fixing the maximum rate of interest on any borrowing and fixing the terms of any borrowing and the periods of borrowing;
 - (g) respecting the obligation of any person to provide an operator or his employee with information about a patient;
 - (h) respecting liability for payment of the amount that may be charged in respect of a service provided under this Act and the person required to make the payment;
 - (i) respecting the confidentiality requirements to be observed by a person with respect to information obtained in the administration of this Act or in providing patient transportation under this Act;
 - (j) prescribing the conditions that must be contained in an agreement between a board and the Government of Canada;
 - (k) providing for any other matter necessary for or incidental to the carrying out of the intent of this Act or for circumstances that arise for which no provision is made in this Act.
- (2) The Minister may make regulations
- (a) respecting the remuneration and the travelling and expense allowances to be paid to members of the Appeal Board;
 - (b) prescribing the rate of interest that the council of an included municipality shall pay a board on requisitioned amounts paid after the date on which they are due;
 - (c) respecting the manner in which and the terms and conditions subject to which a board may acquire, hold and dispose of real and personal property;
 - (d) prohibiting the acquisition, holding or disposition of any real or personal property by a board;

- (e) respecting the investment of funds by a board;
- (f) respecting the information a board shall give to a council on request;
- (g) respecting the conditions that must be included in an agreement for the provision of ambulance services between a board and an operator;
- (h) respecting agreements entered into by a board for the purpose of providing mutual support and co-ordinated service delivery;
- (i) respecting the notification of the Registrar by a board of an agreement for the provision of ambulance services between the board and an operator;
- (j) respecting compulsory liability insurance;
- (k) respecting the records to be kept by an operator and the manner in which they are to be kept and the reports, returns and information to be submitted to a board or the Minister by an operator;
- (l) respecting licences;
- (m) respecting the qualifications, examination, training, registration and licensing of ambulance attendants;
- (n) exempting a motor vehicle or class of motor vehicle from being included under section 1(a);
- (o) prescribing standards applicable to the structure and design of ambulances and equipment used in ambulances;
- (p) respecting the equipment, medication and supplies that must be carried in an ambulance;
- (q) respecting the maintenance, repair and operation of ambulances and equipment used in ambulances;
- (r) respecting the equipping, maintaining, operating and repairing of ambulance garages and stations;
- (s) respecting ambulance communications systems;
- (t) respecting standards for ambulance services;
- (u) respecting levels of ambulance services;

- (v) defining “air ambulance services”, “basic life support” or “inter-hospital transfer services” for the purposes of this Act;
- (w) respecting fees to be charged under this Act;
- (x) respecting the amounts that may be charged for ambulance services;
- (y) respecting the disposal of medical waste produced as a result of the provision of ambulance services;
- (z) respecting the duties of the Registrar;
- (aa) respecting patient transportation.

Transitional

37(1) *Notwithstanding section 33, an individual who is employed by an operator or an ambulance authority as an ambulance attendant when section 33 comes into force may continue to be employed and to practise as an ambulance attendant for a period after section 33 comes into force as prescribed in a regulation made by the Minister, but he may not be employed or practise as an ambulance attendant after the end of that period except in accordance with section 33.*

(2) Notwithstanding section 3(4), if before this Act comes into force an ambulance authority has been established to provide ambulance services in respect of all or part of an area to be included in a district proposed to be established under section 2, the Minister may appoint some or all of the first members of the board from among the members of the governing body of the ambulance authority, each to hold office as a member of the board until a successor is appointed in accordance with the regulations.

(3) Within 180 days of the establishment of an ambulance district board, the board shall notify in writing the council of each included municipality and each person who provides ambulance services in the district under a contract or licence at or after the time the board is established of the board's intentions with respect to the provision of ambulance services in the district.

(4) Notwithstanding section 13, if a person provides ambulance services in a municipality immediately before this Act comes into force, that person may continue to provide ambulance services in that municipality in accordance with the applicable contract or licence under which he provides the ambulance services until

(a) he has entered into an agreement as an operator in accordance with this Act with the board of a district that includes the municipality, or

- (b) 3 years after this Act comes into force,
whichever occurs first.*
- (5) Notwithstanding subsection (4), if a board notifies a person referred to in subsection (3) other than a municipality that the board*
- (a) intends to enter into an agreement for the provision of ambulance services with that person as an operator in accordance with this Act, the notice shall also advise the person that he may continue to provide ambulance services in accordance with the contract or licence referred to in subsection (3) until*
 - (i) the date on which the person and the board enter into an agreement under this Act, or*
 - (ii) 180 days from the date notice is received from the board,*
- whichever occurs first, or*
- (b) does not intend to enter into an agreement for the provision of ambulance services with that person, the notice shall also advise the person that the person shall cease to provide ambulance services in the district on the date specified in the notice.*
- (6) A person who receives notice from a board under subsection (5)(a) may continue to provide ambulance services in the district until the date determined in accordance with subsection (5)(a).*
- (7) A person who receives notice from a board under subsection (5)(b) shall stop providing ambulance services in the district on the date determined in accordance with subsection (5)(b).*
- (8) If the board and a person referred to in subsection (5)(a) do not enter into an agreement within 180 days, that person is deemed to be a person who has received notice under subsection (5)(b) and shall cease to provide ambulance services on the expiration of the 180-day period referred to in subsection (5)(a).*
- (9) A person who enters into an agreement with a board under subsection (5)(a) shall not be compensated by any person for any direct loss, damages or any other loss resulting from the breach or termination of the contract or licence referred to in subsection (3) under which he was providing the ambulance services.*
- (10) A person who receives notice from a board under subsection (5)(b) or who is required to cease to provide ambulance services*

under subsection (8) shall be compensated by the board for the value of any direct loss suffered by that person as a result of the board's action but shall not be compensated by any person for damages or any other loss resulting from the breach or termination of the previous contract or licence under which he was providing the ambulance services.

(11) If the amount or the terms of the compensation under subsection (10) cannot be agreed on by the board and the person who was providing ambulance services, the board or the person may refer the matter to the Public Utilities Board, which shall determine the compensation by order.

(12) An order of the Public Utilities Board under subsection (11) is final and binding on all parties.

(13) The Lieutenant Governor in Council may make regulations respecting matters referable to the Public Utilities Board under subsection (11) and the manner in which they may be referred.

City of
Edmonton

38(1) *The Edmonton Ambulance Authority is continued and deemed to be a board under this Act of a district that consists of the City of Edmonton.*

(2) A member of the Authority pursuant to the Edmonton Ambulance Authority Act is deemed to be a member of the board until

(a) his term as a member of the Authority expires,

(b) he is reappointed or his appointment is rescinded in accordance with the regulations, or

(c) 3 years after the coming into force of this Act,

whichever occurs first.

(3) The Edmonton Ambulance Authority Act is repealed.

Consequential

39(1) *The Financial Administration Act is amended in section 1(1)(n) by adding "an ambulance district board under the Ambulance Services Act," after "Housing Corporation Act,".*

(2) The Improvement Districts Act is amended by repealing section 18(1)(a) and (b).

(3) The Municipal Government Act is amended by repealing sections 168, 169 and 170.

(4) The Municipal Taxation Act is amended in section 92(1) by adding the following after clause (d):

*(d.1) the sums that may be required to meet the requisition of an ambulance district board pursuant to the *Ambulance Services Act*;*

Coming into
force

40 *This Act comes into force on Proclamation.*