

1990 BILL 50

Second Session, 22nd Legislature, 39 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 50

ALBERTA CULTURAL HERITAGE
AMENDMENT ACT, 1990

THE MINISTER OF CULTURE
AND MULTICULTURALISM

First Reading

Second Reading

Committee of the Whole

Third Reading

Royal Assent

Bill 50

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1990

ALBERTA CULTURAL HERITAGE AMENDMENT ACT, 1990

(Assented to _____, 1990)

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

- 1 *The Alberta Cultural Heritage Act is amended by this Act.*

- 2 *The title and chapter number of the Act are repealed and the following is substituted:*

ALBERTA MULTICULTURALISM ACT

CHAPTER A-32.8

- 3 *The preamble is repealed and the following is substituted:*

WHEREAS multiculturalism describes the diverse racial and
cultural composition of Alberta's society; and

WHEREAS Alberta recognizes the importance of its
multicultural heritage; and

WHEREAS the richness of life in Alberta is enhanced by
sharing the knowledge and traditions of ethno-cultural groups
that make up that heritage; and

WHEREAS it is fit and proper for the Legislature of Alberta to
make a commitment to a policy that recognizes the multicultural
heritage of Alberta and the contribution made by ethno-cultural
groups to that heritage; and

Explanatory Notes

1 This Bill will amend chapter A-17.5 of the Statutes of Alberta, 1984.

2 The title and chapter number presently read:

ALBERTA CULTURAL HERITAGE ACT

CHAPTER A-17.5

3 The preamble presently reads:

WHEREAS the cultural heritage of Alberta is enhanced by the freedom ethno-cultural groups have to express their ethno-cultures and to interact with people of different ethno-cultures; and

WHEREAS the richness of life in Alberta is enhanced by sharing the knowledge and traditions of ethno-cultural groups; and

WHEREAS it is fit and proper for the Legislature of Alberta to affirm a commitment to a policy that encourages the expression of and recognition of the cultural heritage of Alberta and the contributions made by ethno-cultural groups to that cultural heritage; and

WHEREAS this commitment is intended to encourage in all Albertans an awareness of and appreciation of the cultural heritage of Alberta and a pride in their unity and diversity;

WHEREAS this commitment is intended to encourage all Albertans to share in an awareness and appreciation of Alberta's multicultural heritage;

4 Section 1 is amended

(a) in clause (a) by striking out "Multicultural" and substituting "Multiculturalism";

(b) in clause (a.1) by striking out "Alberta Cultural Heritage Council" and substituting "Multiculturalism Advisory Council";

(c) in clause (b) by striking out "Multicultural" and substituting "Multiculturalism".

5 Section 2 is repealed and the following is substituted:

2 The objectives of this Act are as follows:

(a) to encourage respect for the multicultural heritage of Alberta;

(b) to promote an awareness and understanding of the multicultural heritage of Alberta;

(c) to foster an environment in which all Albertans can participate in and contribute to the cultural, social, economic and political life of Alberta;

(d) to encourage all sectors of Alberta's society to provide access to services and equality of opportunity.

6 Sections 4 to 7 are repealed and the following is substituted:

4(1) There is hereby established the Multiculturalism Advisory Council.

4 Section 1(a), (a.1) and (b) presently read:

1 In this Act,

(a) "Commission" means the Alberta Multicultural Commission established under this Act;

(a.1) "Council" means the Alberta Cultural Heritage Council established under this Act;

(b) "Fund" means the Alberta Multicultural Fund established under this Act;

5 Section 2 presently reads:

2 The objectives of this Act are as follows:

(a) to encourage respect for the cultural heritage of Alberta;

(b) to promote tolerance and understanding of others through appreciation of the ethno-cultures that make up the cultural heritage of Alberta;

(c) to recognize that the presence of ethno-cultural groups in Alberta provides Albertans with an opportunity to develop relationships with other countries;

(d) to foster an environment in which volunteer groups and individuals can contribute to the cultural heritage of Alberta;

(e) to enhance the cultural heritage of Alberta so that present and future Albertans can benefit from its richness and diversity;

(f) to encourage sharing of the knowledge and traditions of ethno-cultural groups;

(g) to encourage the preservation, enhancement and development of artistic, historical and language resources by ethno-cultural groups in Alberta.

6 Sections 4, 5, 6 and 7 presently read:

4(1) There is hereby established the Alberta Cultural Heritage Council consisting of the members appointed under section 5.

(2) The purpose of the Council is to provide advice to the Minister as to how the objectives in section 2 can be achieved.

(2) The purpose of the Council is to provide advice to the Commission on policy and programs referred to the Council by the Commission.

5(1) The Council is composed of the following members:

- (a) persons appointed by the Minister;
- (b) the vice-chairman of the Commission.

(2) The vice-chairman of the Commission is the chairman of the Council.

6 No remuneration may be paid to members of the Council referred to in section 5(1)(a) except amounts approved by the Minister for reasonable travelling and living expenses incurred while the members are away from their ordinary places of residence in the course of their duties as members of the Council.

7 *Section 8 is amended*

(a) *in subsection (1)*

(i) *by striking out "Multicultural" and substituting "Multiculturalism";*

(ii) *in clause (a)(iii) by striking out "3" and substituting "10";*

(iii) *by repealing clause (b);*

(b) *by repealing subsection (3) and substituting the following:*

(3) The Lieutenant Governor in Council shall designate a member of the Commission as the vice-chairman who

- (a) in the absence of the chairman has the powers and duties of the chairman, and
- (b) shall serve as the chairman of the Council.

8 *Section 9(1) is repealed and the following is substituted:*

9(1) The Commission has the powers and duties given to it by the Minister, which may include, under the direction of the Minister, the powers and duties of advising the Government on policy and programs respecting multiculturalism and promoting multiculturalism throughout Alberta's society.

5(1) The Council shall consist of the members that are appointed by the Minister.

(2) The Minister may, in making an appointment under this section, prescribe the term of office of the member so appointed.

(3) A majority of members of the Council constitutes a quorum at a meeting of the Council.

6 The Council shall be paid an amount approved by the Minister with respect to the expenses incurred by the Council and its members in carrying out its purpose.

7(1) The Council, with the consent of the Minister, may make by-laws respecting the conduct of the business and affairs of the Council.

(2) The Regulations Act does not apply to the by-laws made by the Council.

7 Section 8 presently reads in part:

8(1) There is hereby established the Alberta Multicultural Commission consisting of

(a) the following persons appointed by the Lieutenant Governor in Council:

(i) a Member of the Legislative Assembly who shall be the chairman,

(ii) an employee of the Government under the administration of the Minister, who shall be the secretary, and

(iii) not more than 3 other persons,

and

(b) the chairman of the Council.

(3) The Lieutenant Governor in Council may designate a member of the Commission as the vice-chairman who in the absence of the chairman has the powers and duties of the chairman.

8 Section 9(1) presently reads:

9(1) The Commission has the duties and powers given it by the Minister and shall fulfil those duties and exercise those powers in accordance with the objectives of this Act.

(1.1) The Commission shall exercise its powers and perform its duties in accordance with the objectives of this Act.

9 Section 10 is amended by renumbering it as section 10(1) and by adding the following after subsection (1):

(2) Subsection (1) applies to the vice-chairman of the Commission when performing his duties as chairman of the Council.

10 Section 11 is repealed and the following is substituted:

11 The Minister may provide the Commission with the services of employees of the Government under the administration of the Minister to carry out the work required by the Commission.

11 Section 13(1) is amended by striking out "Multicultural" and substituting "Multiculturalism".

9 Section 10 presently reads:

10 Members of the Commission, except for employees of the Government, may, at the rates prescribed by the Lieutenant Governor in Council, be paid remuneration and reasonable travelling and living expenses while away from their ordinary places of residence in the course of their duties as members of the Commission.

10 Section 11 presently reads:

11 The Minister may provide the Council and the Commission with the services of employees of the Government under the administration of the Minister to carry out the work required by the Council or the Commission as the case may be.

11 Section 13(1) presently reads:

13(1) There is hereby established a fund called the Multicultural Fund into which shall be deposited

(a) money from time to time voted by the Legislature for the purpose of the Fund,

(b) money received by the Commission pursuant to section 9(2) and from any other source,

(c) money received by the Government pursuant to agreements with the Government of Canada or with a province or any agency of the Government of Canada or of a province, pertaining to matters related to the objectives of this Act, and

(d) money from fees charged for programs or services provided pursuant to this Act.