

1992 BILL 15

Fourth Session, 22nd Legislature, 41 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 15

UNIVERSITIES FOUNDATIONS
AMENDMENT ACT, 1992

THE MINISTER OF ADVANCED EDUCATION

First Reading

Second Reading

Committee of the Whole

Third Reading

Royal Assent

BILL 15

1992

UNIVERSITIES FOUNDATIONS AMENDMENT ACT, 1992

(Assented to _____, 1992)

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

- 1 *The Universities Foundations Act is amended by this Act.*
- 2 *The title and chapter number of the Act are repealed and the following is substituted:*

ADVANCED EDUCATION FOUNDATIONS ACT CHAPTER A-2.5

- 3 *Section 1 is amended*
 - (a) *by renumbering clause (a) as clause (a.2) and by adding the following before clause (a.2):*
 - (a) “advanced education institution” means the Banff Centre, a public college, a technical institute or a university;
 - (a.1) “Banff Centre” means The Banff Centre for Continuing Education continued under the *Banff Centre Act*;
 - (b) *by adding the following after clause (b):*
 - (b.1) “public college” means a public college established under the *Colleges Act*;

Explanatory Notes

1 This Bill will amend chapter U-6.5 of the Statutes of Alberta, 1991.

2 The title and chapter number presently read:

UNIVERSITIES FOUNDATIONS ACT
CHAPTER U-6.5

3 Definitions.

- (b.2) “technical institute” means a technical institute established under the *Technical Institutes Act*;

4 *Section 2 is amended by renumbering it as section 2(1) and by adding the following after subsection (1):*

- (2) One foundation may be established by regulation for the Banff Centre.
- (3) One foundation may be established by regulation for public colleges.
- (4) One foundation may be established by regulation for technical institutes.

5 *Section 3(b) is repealed and the following is substituted:*

- (b) to provide grants and real and personal property
- (i) in the case of the foundation established for a university, to the university,
 - (ii) in the case of the foundation established for the Banff Centre, to the Banff Centre,
 - (iii) in the case of the foundation established for public colleges, to a public college, and
 - (iv) in the case of the foundation established for technical institutes, to a technical institute,
- to support and promote the educational or research activities of the advanced education institution.

6 *Section 7(2) is repealed and the following is substituted:*

- (2) At least 2 of the trustees for the board of a foundation must be appointed,
- (a) in the case of the foundation established for a university, from a list of nominees submitted by the university,
 - (b) in the case of the foundation established for the Banff Centre, from a list of nominees submitted by the Banff Centre,

4 Establishment of foundations.

5 Section 3(b) presently reads:

3 The purposes of a foundation are

- (b) to provide grants and real and personal property to the university for which it was established to support and promote the educational and research activities of that university.*

6 Section 7(2) presently reads:

- (2) At least 2 of the trustees for each board must be appointed from a list of nominees submitted by the appropriate university.*

- (c) in the case of the foundation established for public colleges, from a list of nominees submitted and agreed on by all the public colleges, and
- (d) in the case of the foundation established for technical institutes, from a list of nominees submitted and agreed on by all of the technical institutes.

7 *Section 9(1)(a) is amended by striking out “to the university for which the foundation was established” and substituting “to an advanced education institution”.*

8 *Section 12 is repealed and the following is substituted:*

Directions of donors

12 When providing grants or real or personal property to an advanced education institution, a foundation may consider the directions of persons who have made gifts to the foundation, including a direction that a particular advanced education institution is to benefit from a gift, but a foundation is not bound by the directions.

9 *Section 16 is amended by adding the following after clause (a):*

- (a.1) establishing one foundation for the Banff Centre;
- (a.2) establishing one foundation for public colleges;
- (a.3) establishing one foundation for technical institutes;

10 *This Act comes into force on Proclamation.*

7 Section 9(1)(a) presently reads:

9(1) A board of trustees of a foundation may make by-laws

- (a) respecting the criteria on which grants and real and personal property may be provided to the university for which the foundation was established;*

8 Section 12 presently reads:

12 When providing grants or real or personal property to a university, a foundation may consider the general directions of persons who have made gifts to the foundation.

9 Section 16(a) presently reads:

16 The Lieutenant Governor in Council may make regulations

- (a) establishing a foundation for a university in Alberta;*

10 Coming into force.