

1992 BILL 54

Fourth Session, 22nd Legislature, 41 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 54

CONSTITUTIONAL REFERENDUM
AMENDMENT ACT, 1992

THE MINISTER OF FEDERAL AND
INTERGOVERNMENTAL AFFAIRS

First Reading

Second Reading

Committee of the Whole

Third Reading

Royal Assent

BILL 54

1992

CONSTITUTIONAL REFERENDUM 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 Constitutional Referendum Act is amended by this Act.*

2 *The following is added after section 11:*

National
referendum

12 This Act does not apply to a particular proposal to amend the Constitution of Canada if the Legislative Assembly, on the motion of a member of the Executive Council, approves the substitution of a referendum on that proposal held under the *Referendum Act* (Canada), but

- (a) the question on the referendum under the *Referendum Act* (Canada) must be acceptable to the Legislative Assembly,
- (b) that referendum must be held before the resolution authorizing the amendment to the Constitution of Canada is voted on by the Legislative Assembly, and
- (c) the result of that referendum, as determined by the majority of ballots validly cast in Alberta, is binding on the Government of Alberta, which shall, as soon as practicable, take whatever steps within its competence that it considers necessary or advisable to implement that result.

Explanatory Notes

1 This Bill will amend chapter C-22.25 of the Statutes of Alberta, 1992.

2 Section 2(1) of the Constitutional Referendum Act reads:

2(1) The Lieutenant Governor in Council shall order the holding of a referendum before a resolution authorizing an amendment to the Constitution of Canada is voted upon by the Legislative Assembly.