

1992 BILL 250

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Fourth Session, 22nd Legislature, 41 Elizabeth II

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THE LEGISLATIVE ASSEMBLY OF ALBERTA

# BILL 250

**INDIVIDUAL PROPERTY RIGHTS PROTECTION ACT**

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MR. GESELL

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First Reading .....

Second Reading .....

Committee of the Whole .....

Third Reading .....

Royal Assent .....

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*Bill 250*  
*Mr. Gesell*

## BILL 250

1992

### INDIVIDUAL PROPERTY RIGHTS PROTECTION ACT

(Assented to \_\_\_\_\_, 1992)

WHEREAS the right to enjoyment of property by the people of Alberta is a right that should be recognized and affirmed in addition to those rights and fundamental freedoms guaranteed by the *Bill of Rights*;

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

Recognition and  
declaration of  
rights

1 It is hereby recognized and declared that in Alberta every person has the right not to be deprived of the enjoyment of property except by due process of law.

Construction of  
law and  
agreements

2 Every law of Alberta and every government agreement shall be so construed and applied as not to abrogate, abridge or infringe or to authorize the abrogation, abridgment or infringement of the right referred to in section (1).

3 In this Act

(a) "government agreement" means an agreement entered into by the government after the commencement of this Act;

(b) "law of Alberta" means

(i) an Act of the Legislature of Alberta, or

(ii) a regulation as defined in the *Regulations Act*,

enacted after the commencement of this Act.

Saving

4(1) Nothing in this Act shall be construed to abrogate or abridge any right or fundamental freedom not enumerated herein that may have existed in Alberta at the commencement of this Act.

(2) The provisions of this Act shall be construed as extending only to matters coming within the legislative authority of the Legislature of Alberta

Commencement

5 This Act comes into force on Proclamation.