

1999 BILL 38

Third Session, 24th Legislature, 48 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 38

**CONSTITUTIONAL REFERENDUM
AMENDMENT ACT, 1999**

THE MINISTER OF JUSTICE AND ATTORNEY GENERAL

First Reading

Second Reading

Committee of the Whole

Third Reading

Royal Assent

BILL 38

1999

CONSTITUTIONAL REFERENDUM AMENDMENT ACT, 1999

(Assented to _____, 1999)

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

Amends SA
1992 cC-22.25

1 The *Constitutional Referendum Act* is amended by this Act.

Referendum
re "notwith-
standing
clause"

2 The following is added after section 2:

2.1(1) Before a Bill is introduced in the Legislative Assembly that declares that an Act or a provision of an Act operates notwithstanding a provision included in section 2 or sections 7 to 15 of the *Canadian Charter of Rights and Freedoms*, the results of a referendum conducted under this section must have been announced by the Chief Electoral Officer.

(2) The Lieutenant Governor in Council may order the holding of a referendum that relates to a declaration that an Act or a provision of an Act operates notwithstanding a provision included in section 2 or sections 7 to 15 of the *Canadian Charter of Rights and Freedoms*.

(3) This section does not apply to a Bill or a provision of a Bill within the jurisdiction of the Legislature that relates to who may marry.

Explanatory Notes

- 1** Amends chapter C-22.25 of the Statutes of Alberta, 1992
- 2** Referendum re “notwithstanding clause”.