

2000 BILL Pr4

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Fourth Session, 24th Legislature, 49 Elizabeth II

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THE LEGISLATIVE ASSEMBLY OF ALBERTA

# BILL Pr4

**CALGARY MUNICIPAL HERITAGE PROPERTIES  
AUTHORITY AMENDMENT ACT, 2000**

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MRS. LAING

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First Reading . . . . .

Second Reading . . . . .

Committee of the Whole . . . . .

Third Reading . . . . .

Royal Assent . . . . .

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*Bill Pr4*  
*Mrs. Laing*

## **BILL Pr4**

2000

### **CALGARY MUNICIPAL HERITAGE PROPERTIES AUTHORITY AMENDMENT ACT, 2000**

*(Assented to , 2000)*

Preamble

WHEREAS The Calgary Municipal Heritage Properties Authority was established by the *Calgary Municipal Heritage Properties Authority Act*, being chapter 55 of the Statutes of Alberta, 1985, which was amended by chapter 47 of the Statutes of Alberta, 1988 and chapter 38 of the Statutes of Alberta, 1992;

WHEREAS the Authority has presented a petition praying that the Act be amended as herein set forth and it is expedient to grant the prayer of the petition;

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

Amends SA  
1985 c55

**1 The *Calgary Municipal Heritage Properties Authority Act* is amended by this Act.**

**2 The title of the Act is repealed and the following is substituted:**

#### **CALGARY HERITAGE AUTHORITY ACT**

**3 Section 1 is amended by repealing clause (a) and substituting the following:**

(a) "Authority" means The Calgary Heritage Authority created by this Act;

## Explanatory Notes

**1** Amends chapter 55 of the Statutes of Alberta, 1985, as amended.

**2** The title of the Act presently reads:

*THE CALGARY MUNICIPAL HERITAGE  
PROPERTIES AUTHORITY ACT*

**3** Amended definition.

**4 Section 2 is amended by repealing subsection (1) and substituting the following:**

**2(1)** There is hereby created a body corporate with the name of “The Calgary Heritage Authority” composed of members determined in accordance with the provisions of this Act.

**5 Section 4 is amended**

**(a) in clause (l) by adding “rehabilitation,” before “development”;**

**(b) by adding the following after clause (l):**

(m) to advise the Council on all matters relating to historic resources in the City;

(n) to maintain and amend the City’s inventory of potential heritage sites;

(o) to advise the City on matters relating to the restoration, alteration and demolition of the sites in the City’s inventory of potential heritage sites.

**6 Section 5 is repealed and the following is substituted:**

**5** The Authority shall be composed of not less than 10 and not more than 12 electors appointed by resolution of the Council, of which one may be a member of the Council and one may be a member of the Legislative Assembly.

**7 Section 6(3) is amended by repealing clause (a) and substituting the following:**

(a) the member of the Council who is appointed as a member of the Authority shall be appointed for a 1-year term, and

**4** Section 2(1) presently reads:

*2(1) There is hereby created a body corporate with the name of "The Calgary Municipal Heritage Properties Authority" composed of members determined in accordance with the provisions of this Act.*

**5** Section 4(1) presently reads:

*4 Without limiting the generality of section 3, the Authority shall have the power*

- (l) generally, to do or cause to be done all things, within or without the City, necessary for or incidental to the development, maintenance, management and operation of heritage resources in the City.*

**6** Section 5 presently reads:

*5 The Authority shall comprise no less than 5 nor more than 9 electors appointed by resolution of Council, up to 2 of whom may be members of Council.*

**7** Section 6(3) presently reads:

*6(3) After the appointment of the first members of the Authority*

- (a) the members of the Council who are appointed as members of the Authority shall be appointed for a 1-year term, and*
- (b) the other persons who are appointed as members of the Authority shall be appointed for a term of such duration as the Council may determine.*

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

**8** The provisions of sections 169 to 174 of the *Municipal Government Act*, or any legislation passed in substitution therefor, that apply to members of the council of a municipality shall apply to the members of the Authority.

**9 Section 17 is amended by repealing subsections (1) and (2) and substituting the following:**

**17(1)** The Council shall appoint the financial advisor of the Authority.

**(2)** The Council shall appoint an advisor to the Authority on real property matters.

**10 Section 18(2) is repealed and the following is substituted:**

**(2)** The budget estimate of funds to be requested from the Council shall be delivered to the City not later than the 31st day of October in each year.

**8** Section 8 presently reads:

*8 The provisions of sections 29, 30 and 31 of the Municipal Government Act, or any legislation passed in substitution therefor, that apply to members of the council of a municipality shall apply mutatis mutandis to the members of the Authority.*

**9** Section 17 presently reads:

*17(1) The Director of Finance of the City or his designate may act as the financial advisor of the Authority.*

*(2) The Director of Land, if not a member of the Authority, or his designate may act as an advisor to the Authority on real property matters.*

*(3) All accounts and books of the Authority shall be audited by auditors appointed for the purpose by resolution of the Council.*

**10** Section 18(2) presently reads:

*18(2) The budget estimate of funds to be requested from the Council shall be delivered to the Director of Finance of the City or his equivalent not later than the 31st day of October in each year.*