

2002 BILL 214

Second Session, 25th Legislature, 51 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 214

**ENVIRONMENTAL PROTECTION AND ENHANCEMENT
(RESIDENTIAL LAND DISCLOSURE)
AMENDMENT ACT, 2002**

MR. CAO

First Reading

Second Reading

Committee of the Whole

Third Reading

Royal Assent

BILL 214

2002

ENVIRONMENTAL PROTECTION AND ENHANCEMENT (RESIDENTIAL LAND DISCLOSURE) AMENDMENT ACT, 2002

(Assented to _____, 2002)

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

Amends RSA
2000 cE-12

1 The *Environmental Protection and Enhancement Act* is amended by this Act.

2 Section 224 is amended

(a) by adding the following after subsection (2):

(2.1) Where the land to which an order relates is used for residential purposes and is located in a city, the Director shall submit a certified copy of the order to

(a) the Registrar of Land Titles under the *Land Titles Act*, or

(b) the Registrar of the Metis Settlements Land Registry under the *Metis Settlements Act*.

(b) in subsection (3) by adding “or (2.1)” after “subsection (2)”.

3 This Act comes into force on Proclamation.

Explanatory Notes

1 Amends chapter E-12 of the Revised Statutes of Alberta, 2000.

2 Section 224 presently reads:

224(1) In this section, “order” means

- (a) a designation of an area of the environment as a contaminated site under section 125,*
- (b) an enforcement order, and*
- (c) an environmental protection order.*

(2) The Director may submit a certified copy of an order to

- (a) the Registrar of Land Titles under the Land Titles Act, or*
- (b) the Registrar of the Metis Settlements Land Registry under the Metis Settlements Act.*

(3) On receiving a certified copy of an order under subsection (2), the Registrar shall

- (a) endorse a memorandum of the order on the certificate of title to the land to which the order relates, or*
- (b) record the order against the Metis title register for the land to which the order relates,*

as the case may be.

(4) Notwithstanding any other Act, an endorsement or record under this section does not lapse and shall not be cancelled except on the receipt by the Registrar of a notice in writing from the Director requesting the cancellation.

(5) On making an endorsement or record under this section, the Registrar shall notify the Director to that effect, and the Director shall notify in writing

(a) the registered owner of the land to which the order relates and all other persons who have a registered interest against the land, or

(b) the person against whose Metis title the order is recorded and all other persons who have a recorded interest against the Metis title,

as the case may be.

3 Coming into force.