

2008 Bill 8

First Session, 27th Legislature, 57 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 8

CLIMATE CHANGE AND EMISSIONS MANAGEMENT AMENDMENT ACT, 2008

THE MINISTER OF ENVIRONMENT

First Reading

Second Reading

Committee of the Whole

Third Reading

Royal Assent

BILL 8

2008

CLIMATE CHANGE AND EMISSIONS MANAGEMENT AMENDMENT ACT, 2008

(Assented to _____, 2008)

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

Amends SA 2003 cC-16.7

1 The *Climate Change and Emissions Management Act* is amended by this Act.

2 Section 10 is amended

(a) in subsection (3) by adding the following after clause (g):

(h) paying salaries, fees, expenses, liabilities or other costs incurred by a delegated authority in carrying out a duty or function of or exercising a power of the Minister in respect of the Fund that has been delegated to the delegated authority, if authorized by the regulations.

(b) by repealing subsection (4) and substituting the following:

(4) The Minister may make payments out of the Fund

(a) for the purposes of the Fund, or

Explanatory Notes

1 Amends chapter C-16.7 of the Statutes of Alberta, 2003.

2 Section 10 presently reads:

10(1) The Climate Change and Emissions Management Fund is established.

(2) The Fund shall be held and administered by the Minister in accordance with this Act.

(3) The Fund may be used only for purposes related to reducing emissions of specified gases or improving Alberta's ability to adapt to climate change, including, without limitation, the following purposes:

(a) energy conservation and energy efficiency;

(b) demonstration and use of new technologies that emphasize reductions in specified gas emissions in the discovery, recovery, processing, transportation and use of Alberta's energy resources;

- (b) in accordance with the regulations, to a delegated authority to enable the delegated authority to make payments for the purposes of the Fund.

3 Section 60(1) is amended

(a) by repealing clause (d) and substituting the following:

- (d) governing the maximum specified gas emissions intensity for operations and undertakings in Alberta based on levels of emissions of specified gases per unit of energy input or output, material input or output, product output or other thing, including, without limitation, regulations

- (c) *demonstration and use of new technologies that emphasize reductions in specified gas emissions through the use of alternative energy and renewable energy sources;*
 - (d) *demonstration and use of specified gas capture, use and storage technology;*
 - (e) *development of opportunities for removal of specified gases from the atmosphere through sequestration by sinks;*
 - (f) *measurement of the natural removal and storage of carbon;*
 - (g) *climate change adaptation programs and measures.*
- (4) *The Minister shall make payments out of the Fund for the purposes of the Fund.*
- (5) *The following shall be paid into the Fund:*
- (a) *money required to be paid into the Fund pursuant to the terms of a sectoral agreement entered into pursuant to section 4 or pursuant to regulations under section 5(f);*
 - (b) *money received by the Government as a result of enforcement activities under this Act;*
 - (c) *money from a supply vote appropriated for the purposes of the Fund;*
 - (d) *gifts, donations, bequests and other contributions to the Fund.*
- (6) *The income earned by the Fund accrues to and becomes part of the Fund.*

3 Section 60(1) presently reads in part:

- 60(1) The Lieutenant Governor in Council may make regulations*
- (b) *establishing limits on the levels of specified gases that may be released into the environment from any source or type of source;*
 - (d) *governing the maximum levels of emissions of specified gases per unit of energy input or output or per unit of material*

- (i) authorizing the Minister to make orders establishing specified gas emissions intensity limits applicable to operations or undertakings in Alberta or substituting specified gas emissions intensity limits in place of any established by regulation,
- (ii) authorizing a director to specify an energy input or output, material input or output, product output or other thing in respect of an operation or undertaking for the purpose of determining the specified gas emissions intensity of the operation or undertaking,
- (iii) providing a mechanism for a director to reclassify an operation or undertaking that belongs to a class to which a specified gas emissions intensity limit applies for the purpose of making the operation or undertaking subject to the specified gas emissions intensity limit that is applicable to another class, and respecting the circumstances in which an operation or undertaking may be reclassified, or
- (iv) authorizing a director to issue orders requiring a person who is responsible for an operation or undertaking to take measures to minimize or remedy the effects of the operation or undertaking exceeding a specified gas emissions intensity limit;

(b) by adding the following after clause (z):

- (z.1) authorizing the Climate Change and Emissions Management Fund to be used for the purpose of paying salaries, fees, expenses, liabilities or other costs incurred by a delegated authority in carrying out a duty or function of or exercising a power of the Minister in respect of the Fund that has been delegated to the delegated authority and respecting any matter relating to the use of the Fund for that purpose;

4 The Specified Gas Emitters Regulation (AR 139/2007) is validated as of June 27, 2007.

5 Section 3(a) is deemed to have come into force on April 20, 2007.

input or product output for operations and undertakings in Alberta;

4 Validation of regulation.

5 Deemed coming into force.

RECORD OF DEBATE

Stage	Date	Member	From	To
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