

2008 Bill 16

First Session, 27th Legislature, 57 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 16

MUNICIPAL GOVERNMENT AMENDMENT ACT, 2008

THE MINISTER OF MUNICIPAL AFFAIRS

First Reading

Second Reading

Committee of the Whole

Third Reading

Royal Assent

BILL 16

2008

MUNICIPAL GOVERNMENT 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 RSA 2000 cM-26

1 The *Municipal Government Act* is amended by this Act.

**2 Section 291 is amended by adding the following after
subsection (2):**

- (3) For the purposes of subsection (2)(a),
 - (a) “capable of being used”, in respect of linear property,
means having the physical capacity to transmit gas, oil
or electricity whether or not
 - (i) there is any gas, oil or electricity to transmit, or
 - (ii) there are any facilities connected to the linear
property for the sending or receiving of gas, oil or
electricity;
 - (b) “construction”, in respect of linear property, means the
building or installation, or both, of linear property, but
does not include the commissioning, operation or use of
linear property.

Explanatory Notes

1 Amends chapter M-26 of the Revised Statutes of Alberta 2000.

2 Section 291 presently reads:

291(1) Unless subsection (2) applies, an assessment must be prepared for an improvement whether or not it is complete or capable of being used for its intended purpose.

(2) No assessment is to be prepared

- (a) for linear property that is under construction but not completed on or before October 31, unless it is capable of being used for the transmission of gas, oil or electricity,*
- (b) for new improvements that are intended to be used for or in connection with a manufacturing or processing operation and are not completed or in operation on or before December 31, or*
- (c) for new improvements that are intended to be used for the storage of materials manufactured or processed by the improvements referred to in clause (b), if the improvements referred to in clause (b) are not completed or in operation on or before December 31.*

(4) For the purposes of subsection (3)(a), linear property that is a pipeline has the physical capacity to transmit gas or oil when pressure testing of the pipeline is successful.

(5) For the purposes of this section, linear property that is a pipeline must be assessed separately and not as a system of pipelines.

3 Section 2 is deemed to have come into force on October 31, 2007.

3 Coming into force.

