

2017 Bill 9

Third Session, 29th Legislature, 66 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 9

MARKETING OF AGRICULTURAL PRODUCTS AMENDMENT ACT, 2017

THE MINISTER OF AGRICULTURE AND FORESTRY

First Reading

Second Reading

Committee of the Whole

Third Reading

Royal Assent

Bill 9

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2017

MARKETING OF AGRICULTURAL PRODUCTS AMENDMENT ACT, 2017

(Assented to , 2017)

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

Amends RSA 2000 cM-4

**1 The *Marketing of Agricultural Products Act* is amended by
this Act.**

2 Section 23(4) and (5) are repealed.

3 Section 26.1 is repealed.

Explanatory Notes

1 Amends chapter M-4 of the Revised Statutes of Alberta 2000.

2 Section 23(4) and (5) presently read:

(4) Notwithstanding subsection (1) and sections 21 and 22, the Lieutenant Governor in Council may, with respect to a plan that is administered by a commission that provides that service charges are not refundable on the request of a producer, make regulations amending the plan to provide that the service charges are refundable on the request of a producer.

(5) A regulation made under subsection (4) applies to the 2010-11 fiscal year and subsequent fiscal years of a commission.

3 Section 26.1 presently reads:

26.1(1) If a provision of a plan that is administered by a commission provides that service charges are not refundable on the request of a producer, that provision no longer applies, effective on the commencement of the 2010-11 fiscal year of the commission.

(2) A commission referred to in subsection (1)

4 Section 29(1) is amended by striking out “26, 26.1(2) or 27” and substituting “26 or 27”.

5 Section 30(1) is amended by striking out “26, 26.1(2) or 27” and substituting “26 or 27”.

6 This Act comes into force on Proclamation.

(a) *is, notwithstanding section 26(1), authorized to make regulations providing for the refund of service charges on the request of a producer, and*

(b) *must make the regulations effective on the commencement of the 2010-11 fiscal year of the commission in respect of service charges imposed during that fiscal year and subsequent fiscal years.*

(3) *Where a commission fails to make a regulation in accordance with subsection (2) on or before January 1, 2010, the Lieutenant Governor in Council may make the regulation referred to in subsection (2) with respect to that commission.*

(4) *A regulation under subsection (3) applies until the commission makes a regulation under section 26(1) providing for the refund of service charges on the request of a producer.*

4 Section 29(1) presently reads:

29(1) A regulation made by a board or a commission under section 26, 26.1(2) or 27, as the case may be, shall not be filed in accordance with the Regulations Act unless it is submitted to and approved by the Council.

5 Section 30(1) presently reads:

30(1) At any time after a regulation made by a board or commission under section 26, 26.1(2) or 27, including a regulation approved by the Lieutenant Governor in Council pursuant to a regulation made under section 12(d), is filed in accordance with the Regulations Act, the Council may request in writing the board or commission, as the case may be,

(a) to amend the regulation as directed by the Council, or

(b) to repeal the regulation.

6 Coming into force.

