

2017 Bill 34

Third Session, 29th Legislature, 66 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 34

**MISCELLANEOUS STATUTES
AMENDMENT ACT, 2017**

THE MINISTER OF TRANSPORTATION

First Reading

Second Reading

Committee of the Whole

Third Reading

Royal Assent

BILL 34

2017

MISCELLANEOUS STATUTES AMENDMENT ACT, 2017

(Assented to _____, 2017)

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

Agrology Profession Act

Amends SA 2005 cA-13.5

1(1) The *Agrology Profession Act* is amended by this section.

(2) Section 91(b) is amended by striking out “Alberta College of Pharmacists” and substituting “Alberta College of Pharmacy”.

(3) This section comes into force on July 1, 2018.

Alberta Corporate Tax Act

Amends RSA 2000 cA-15

2(1) The *Alberta Corporate Tax Act* is amended by this section.

(2) Section 12.1(2)(a) is amended by striking out “taypayer” and substituting “taxpayer”.

Explanatory Notes

Agrology Profession Act

1 Amends chapter A-13.5 of the Statutes of Alberta, 2005.

Section 91 presently reads in part:

91 Nothing in this Act applies to or affects

(b) a person registered as a member or, on and after the coming into force of Schedule 19 to the Health Professions Act, a regulated member, of the Alberta College of Pharmacists

in the practice of the person's profession.

Alberta Corporate Tax Act

2(1) Amends chapter A-15 of the Revised Statutes of Alberta 2000.

(2) Section 12.1(2)(a) presently reads:

(2) Where, in respect of the period that begins on January 1, 2003 and ends on December 31, 2006,

(3) Section 93(1) is amended

(a) by repealing clause (a.1) and substituting the following:

(a.1) “ATB Financial” means the corporation established as ATB Financial by the *ATB Financial Act*;

(b) by repealing clause (e.1)(i) and substituting the following:

(i) ATB Financial,

(c) in clause (f.1) by striking out “Alberta Treasury Branches” and substituting “ATB Financial”;

(d) in clause (m) by striking out “Alberta Treasury Branches” and substituting “ATB Financial”.

(a) a taxpayer, under the terms of a contract, pays to another person an amount (in this section referred to as the “specified payment”) that may reasonably be considered to have been received by the other person as a reimbursement, contribution or allowance in respect of an amount (referred to in clause (b) as the “particular amount”) paid or payable by the other person,

(3) Section 93(1) presently reads in part:

93(1) In this Part,

(a.1) “Alberta Treasury Branches” means the corporation established as Alberta Treasury Branches by the Alberta Treasury Branches Act;

(e.1) “financial institution” means

(i) Alberta Treasury Branches,

(Section 93(1)(e.1)(i) comes into force on Proclamation.)

(f.1) “loan corporation” means a body corporate incorporated or operated for the purpose of carrying on a deposit-taking business, but does not include Alberta Treasury Branches, a bank, an insurer, a credit union or a trust corporation;

(m) “trust corporation” means a body corporate incorporated or operated for the purposes of

(i) offering its services to the public as executor, administrator, trustee, bailee, agent, custodian, receiver, liquidator, sequestrator, assignee or guardian or trustee of a minor’s estate or of the estate of a mentally incompetent person, and

(ii) carrying on a deposit-taking business,

but does not include Alberta Treasury Branches, a bank, an insurer, a credit union or a loan corporation.

Alberta Health Care Insurance Act

Amends RSA 2000 cA-20

3(1) The *Alberta Health Care Insurance Act* is amended by this section.

(2) Section 22(21) is amended by striking out “Alberta College of Pharmacists” wherever it occurs and substituting “Alberta College of Pharmacy”.

(3) This section comes into force on July 1, 2018.

Alberta Research and Innovation Act

Amends SA 2009 cA-31.7

4 The *Alberta Research and Innovation Act* is amended in section 1(e) by adding “6.1(3) or” after “section”.

Alberta School Boards Association Act

Amends RSA 2000 cA-32

5 The *Alberta School Boards Association Act* is amended in section 6(3) by striking out “Minister of Learning” and substituting “Minister of Education”.

**Alberta Health Care
Insurance Act**

3 Amends chapter A-20 of the Revised Statutes of Alberta 2000.
Section 22 presently reads in part:

(21) The Minister or a person authorized by the Minister may disclose information obtained under the Blue Cross agreement to the council or complaints director of the Alberta College of Pharmacists for that organization's use in investigating a complaint against a member of that organization or in disciplinary hearings involving that member if

- (a) an officer of the Alberta College of Pharmacists makes a written request for the information, or*
- (b) the Minister considers that it is in the interests of the public and of the Alberta College of Pharmacists that the information be disclosed.*

**Alberta Research and
Innovation Act**

4 Amends chapter A-31.7 of the Statutes of Alberta, 2009.
Section 1(e) presently reads:

1 In this Act,

- (e) "research and innovation corporation" means a corporation established under section 7(1).*

**Alberta School Boards
Association Act**

5 Amends chapter A-32 of the Revised Statutes of Alberta 2000.
Section 6(3) presently reads:

(3) The Minister of Learning and the Minister's Deputy are members of the association by virtue of their offices, but no fees are payable by them to the association.

Alberta Treasury Branches Act

Amends RSA 2000 cA-37

6(1) The *Alberta Treasury Branches Act* is amended by this section.

(2) The title and chapter number of the Act are repealed and the following is substituted:

ATB FINANCIAL ACT

Chapter A-45.2

(3) Section 2 is amended

(a) by repealing subsection (1) and substituting the following:

ATB Financial

2(1) The corporation known as Alberta Treasury Branches is continued as a corporation under the name ATB Financial.

(1.1) ATB Financial consists of the board of directors appointed under section 3.

(b) in subsections (2) to (4) by striking out “Alberta Treasury Branches” wherever it occurs and substituting “ATB Financial”.

(4) Section 10 is amended by striking out “treasury branches” and substituting “branches”.

(5) The following provisions are amended by striking out “Alberta Treasury Branches” wherever it occurs and substituting “ATB Financial”:

section 1;
section 3;

Alberta Treasury Branches Act

6(1) Amends chapter A-37 of the Revised Statutes of Alberta 2000.

(2) The title and chapter number presently read:

*ALBERTA TREASURY BRANCHES ACT
CHAPTER A-37*

(3) Section 2 presently reads:

2(1) There is hereby established a corporation with the name "Alberta Treasury Branches", consisting of the board of directors appointed under section 3.

(2) For the purpose of carrying on its business, Alberta Treasury Branches has the capacity and, subject to this Act and the regulations, the rights, powers and privileges of a natural person.

(3) Alberta Treasury Branches is for all purposes an agent of the Crown in right of Alberta, and may exercise its powers under this Act only as an agent of the Crown in right of Alberta.

(4) An action or other legal proceeding in respect of a right or obligation acquired or incurred by Alberta Treasury Branches on behalf of the Crown in right of Alberta, whether in the name of Alberta Treasury Branches or in the name of the Crown in right of Alberta, may be brought or taken by or against Alberta Treasury Branches in the name of Alberta Treasury Branches in any court that would have jurisdiction if Alberta Treasury Branches were not an agent of the Crown in right of Alberta.

(4) Section 10 presently reads:

10 Alberta Treasury Branches may establish and operate treasury branches at any location within Alberta.

(5) Name change from "Alberta Treasury Branches" to "ATB Financial".

section 4;
section 6;
sections 7 to 25;
sections 28 to 34.

(6) The following provisions are amended by striking out “treasury branch” wherever it occurs and substituting “branch”:

section 1;
section 4;
section 13;
section 25;
section 31;
section 32.

Auditor General Act

Amends RSA 2000 cA-46

7 The *Auditor General Act* is amended in section 1(1)(d) by striking out “Alberta Treasury Branches” and substituting “ATB Financial”.

Body Armour Control Act

Amends SA 2010 cB-4.8

8 The *Body Armour Control Act* is amended in section 14(a) by adding “with” after “charged”.

Child Protection and Accountability Act

Amends SA 2017 c8

9 The *Child Protection and Accountability Act* is amended in section 1(15) by striking out “9.1(3)” in the new section 22(b.23) and substituting “9.1(4)”.

- (6) Document-wide change from “treasury branch” to “branch”.

Auditor General Act

7 Amends chapter A-46 of the Revised Statutes of Alberta 2000. Section 1(1)(d) presently reads:

1(1) In this Act,

- (d) “public money” means public money as defined in the Financial Administration Act and includes money owned or held by Alberta Treasury Branches;*

Body Armour Control Act

8 Amends chapter B-4.8 of the Statutes of Alberta, 2010. Section 14(a) presently reads:

14 The Registrar may, at any time and without notice, suspend or cancel a permit or vary the terms and conditions of a permit if

- (a) the permit holder is charged or convicted of a criminal offence,*

Child Protection and Accountability Act

9 Amends chapter 8 of the Statutes of Alberta, 2017. Section 1(15) presently reads in part:

Child, Youth and Family Enhancement Act

Amends RSA 2000 cC-12

10(1) The *Child, Youth and Family Enhancement Act* is amended by this section.

(2) Sections 44(6)(d) and 49(6)(d) are amended by striking out “*Dependent Adults Act*” and substituting “*Adult Guardianship and Trusteeship Act*”.

(3) Section 119(3) is amended by striking out “*Administrative Procedures Act*” and substituting “*Administrative Procedures and Jurisdiction Act*”.

Children First Act

Amends SA 2013 cC-12.5

11 The *Children First Act* is amended in section 5(2) by striking out “the Alberta Centre for Child, Family and Community Research” and substituting “PolicyWise for Children & Families”.

(15) Section 22 is amended by adding the following after clause (b):

(b.23) *respecting reports under section 9.1(3);*

Child, Youth and Family Enhancement Act

10(1) Amends chapter C-12 of the Revised Statutes of Alberta 2000.

(2) Sections 44(6)(d) and 49(6)(d) presently read:

44(6) If the Court is satisfied that it is proper to do so, the Court, on the ex parte application of the director, may, at any time before the time fixed for the hearing of an application under subsection (4), do any of the following:

(d) authorize service on a guardian appointed under the Dependent Adults Act in respect of the guardian of a child instead of on the guardian of the child;

49(6) If the Court is satisfied that it is proper to do so, the Court, on the ex parte application of the director, may, at any time before the time fixed for the hearing, do any of the following:

(d) authorize service on a guardian appointed under the Dependent Adults Act in respect of the guardian of a child instead of on the guardian of the child;

(3) Section 119(3) presently reads:

(3) Subject to subsection (1.1), the Administrative Procedures Act applies to the proceedings of the Appeal Panel.

Children First Act

11 Amends chapter C-12.5 of the Statutes of Alberta, 2013.
Section 5(2) presently reads:

(2) A department may disclose anonymized personal information about a child, a child's parent or guardian or a youth, and a

Consulting Engineers of Alberta Act

Amends RSA 2000 cC-26

12 The *Consulting Engineers of Alberta Act* is amended in sections 13(7) and 14(2) by striking out “*Administrative Procedures Act*” and substituting “*Administrative Procedures and Jurisdiction Act*”.

Cooperatives Act

Amends SA 2001 cC-28.1

13 The *Cooperatives Act* is amended in section 431(a) by striking out “59 of the former Act” and substituting “66 of the former Act”.

department that is a custodian may disclose anonymized health information about a child, a child's parent or guardian or a youth, to the Alberta Centre for Child, Family and Community Research for the purposes of facilitating research that

- (a) is being conducted, or is to be conducted, under an agreement with one or more departments that meets the requirement of the regulations, and*
- (b) is intended by the departments referred to in clause (a) to support one or more of the following:*
 - (i) the development of effective programs and services for children;*
 - (ii) the integration of policies affecting children;*
 - (iii) the co-ordination of programs and services for children.*

Consulting Engineers of Alberta Act

12 Amends chapter C-26 of the Revised Statutes of Alberta 2000. Sections 13(7) and 14(2) presently read:

13(7) A review shall be in accordance with the Administrative Procedures Act.

14(2) A hearing under subsection (1) shall be in accordance with the Administrative Procedures Act.

Cooperatives Act

13 Amends chapter C-28.1 of the Statutes of Alberta, 2001. Section 431(a) presently reads:

431 In this Part,

- (a) "association" means an association as defined in sections 1(b) and 59 of the former Act;*

Court of Appeal Act

Amends RSA 2000 cC-30

14 The *Court of Appeal Act* is amended in section 3(1)(b) by striking out “13” and substituting “14”.

Court of Queen’s Bench Act

Amends RSA 2000 cC-31

15(1) The *Court of Queen’s Bench Act* is amended by this section.

(2) Section 1(b.2) is amended by striking out “reappointed” and substituting “approved to continue in office”.

(3) Section 3(1)(c) is amended by striking out “65” and substituting “74”.

(4) Section 8.2 is amended

- (a)** in subsection (1) by striking out “be reappointed” and substituting “continue in office”;
- (b)** in subsection (2) by striking out “request that the Lieutenant Governor in Council reappoint that person” and substituting “approve that person to continue in office”;
- (c)** in subsection (3)
 - (i)** by striking out “reappointed” and substituting “approved to continue in office”;

Court of Appeal Act

14 Amends chapter C-30 of the Revised Statutes of Alberta 2000.
Section 3(1)(b) presently reads:

3(1) The Court of Appeal consists of

(b) 13 other judges, who shall be called justices of appeal, and

Court of Queen's Bench Act

15(1) Amends chapter C-31 of the Revised Statutes of Alberta 2000.

(2) Section 1(b.2) presently reads:

1 In this Act,

(b.2) "master in chambers" means a master in chambers appointed or reappointed under this Act and includes a half-time master in chambers, a part-time master in chambers and an ad hoc master in chambers;

(3) Section 3(1)(c) presently reads:

3(1) The Court consists of

(c) 65 other judges, who shall be called justices of the Court of Queen's Bench of Alberta, and

(4) Section 8.2 presently reads:

8.2(1) Notwithstanding section 8.1(1), a master in chambers may, in accordance with this section, be reappointed as a master in chambers.

(2) Where a master in chambers is approaching the age of 70 years, the Chief Justice may request that the Lieutenant Governor in Council reappoint that person as a master in chambers for a term of one year.

(3) Where a master in chambers has been reappointed as a master in chambers under this section, the Chief Justice may request that

- (ii) **by striking out** “request that the Minister reappoint that person” **and substituting** “approve that person to continue in office”;
- (d) **in subsection (4)**
 - (i) **by striking out** “request the reappointment of a person” **and substituting** “approve a person to continue in office”;
 - (ii) **in clause (a) by striking out** “the reappointment” **and substituting** “approving that person to continue in office”;
 - (iii) **in clause (b) by striking out** “request is made” **and substituting** “approval is given”;
- (e) **by repealing subsections (5) and (5.1);**
- (f) **in subsection (6)**
 - (i) **by striking out** “reappointment of a master in chambers under this section may be made only” **and substituting** “master in chambers may only be approved to continue in office under this section”;
 - (ii) **by repealing clause (a);**
 - (iii) **by repealing clause (b) and substituting the following:**
 - (b) the master in chambers has consented to continue in office,
- (g) **in subsection (7)**
 - (i) **by striking out** “reappointed” **wherever it occurs and substituting** “approved to continue in office”;
 - (ii) **by striking out** “subsection (5.1)” **and substituting** “subsection (3)”;
- (h) **in subsection (8) by striking out** “reappointed” **and substituting** “approved to continue in office”;
- (i) **by adding the following after subsection (8):**

the Minister reappoint that person as a master in chambers for a further term of one year.

(4) The Chief Justice may request the reappointment of a person as a master in chambers under this section if

- (a) the Chief Justice determines that the reappointment will enhance the efficient and effective administration of the Court, and*
- (b) the request is made in accordance with and subject to the criteria established by the Chief Justice and approved by the Judicial Council.*

(5) Where the Chief Justice makes a request under subsection (2) in respect of a master in chambers, the Lieutenant Governor in Council shall, subject to subsection (6), reappoint the master in chambers for a term of one year.

(5.1) Where the Chief Justice makes a request under subsection (3) in respect of a master in chambers, the Minister shall, subject to subsection (6), reappoint the master in chambers for a term of one year.

(6) A reappointment of a master in chambers under this section may be made only if

- (a) a request for the reappointment has been made under subsection (2) or (3),*
- (b) the master in chambers in respect of whom the request has been made has consented to the reappointment,*
- (c) the master in chambers is not nor has been an ad hoc master in chambers, and*
- (d) the master in chambers has not attained the age of 75 years.*

(7) A master in chambers who has been reappointed under this section may, subject to subsection (6), be reappointed under subsection (5.1) for further terms of one year.

(8) Notwithstanding anything in this section, if a master in chambers who is reappointed under this section attains the age of 75 years at any time during the master's term, that master's term expires when that master in chambers attains that age.

(9) If a master in chambers is approved to continue in office under this section, the Chief Justice shall notify the person designated by the Minister no later than 20 days before the effective date of the approval in the form approved by the Minister.

(10) A master in chambers who, on the coming into force of this subsection, is serving a term of office after having been reappointed under subsection (2) or (3), as they read at any time before the coming into force of this subsection, is deemed, on the coming into force of this subsection, to have been approved to continue in office for the same term.

(5) Section 8.21 is amended

(a) in subsection (1) by striking out “be appointed” and substituting “continue in office”;

(b) in subsection (2)

(i) in clause (b) by striking out “be appointed” and substituting “continue in office”;

(ii) by striking out “request that the Lieutenant Governor in Council appoint that person” and substituting “approve that person to continue in office”;

(iii) by striking out “the appointment” and substituting “approving that person to continue in office”;

(c) in subsection (3)

(i) in clause (b) by striking out “be appointed” and substituting “continue in office”;

(ii) by striking out “request that the Lieutenant Governor in Council appoint that person” and substituting “approve that person to continue in office”;

(d) in subsection (4)

(i) in clause (a) by striking out “reappointed” and substituting “approved to continue in office”;

(5) Section 8.21 presently reads in part:

8.21(1) Notwithstanding section 8.1(1), a master in chambers may, in accordance with this section, be appointed as a half-time master in chambers.

(2) Where a master in chambers

- (a) has attained the age of 60 years and has completed 10 years of service as a master in chambers, and*
- (b) states in writing to the Chief Justice that the master in chambers is prepared to retire as a full-time master in chambers in order to be appointed as a half-time master in chambers,*

the Chief Justice may request that the Lieutenant Governor in Council appoint that person as a half-time master in chambers on that person's retirement as a full-time master in chambers if the Chief Justice determines that the appointment will enhance the efficient and effective administration of the Court.

(3) Where a master in chambers

- (a) is approaching the age of 70 years but has not attained age 70, and*
- (b) states in writing to the Chief Justice that the master in chambers is prepared to retire at age 70 as a full-time master in chambers in order to be appointed as a half-time master in chambers,*

- (ii) **in clause (b) by striking out** “be appointed” **and substituting** “continue in office”;
 - (iii) **by striking out** “request that the Lieutenant Governor in Council appoint that person” **and substituting** “approve that person to continue in office”;
- (e) **in subsection (5)**
- (i) **in clause (a) by striking out** “and the appointment” **and substituting** “whose term”;
 - (ii) **in clause (b) by striking out** “be reappointed” **and substituting** “continue”;
 - (iii) **by striking out** “request that the Minister reappoint that person” **and substituting** “approve that person to continue in office”;
- (f) **in subsection (6)**
- (i) **by striking out** “A request under subsection (3), (4) or (5) may be made” **and substituting** “The Chief Justice may approve a person to continue in office under subsection (3), (4) or (5)”;
 - (ii) **in clause (a)**
 - (A) **by striking out** “the appointment” **and substituting** “approving that person to continue in office”;
 - (B) **by striking out** “or (4) or the reappointment under subsection” **and substituting** “, (4) or”;
 - (iii) **in clause (b) by striking out** “request is made” **and substituting** “approval is given”;
- (g) **by repealing subsections (7) and (7.1);**
- (h) **in subsection (8)**
- (i) **by striking out** “An appointment or reappointment of a master in chambers as a half-time master in chambers shall be made only” **and substituting** “A master in chambers shall only be approved to continue in office as a half-time master in chambers”;

the Chief Justice may request that the Lieutenant Governor in Council appoint that person as a half-time master in chambers on that person's retirement as a full-time master in chambers if the conditions in subsection (6) are met.

(4) Where a master in chambers

- (a) has been reappointed as a full-time master in chambers pursuant to section 8.2, and*
- (b) states in writing to the Chief Justice that the master in chambers is prepared to retire as a full-time master in chambers in order to be appointed as a half-time master in chambers,*

the Chief Justice may request that the Lieutenant Governor in Council appoint that person as a half-time master in chambers on that person's retirement as a full-time master in chambers if the conditions in subsection (6) are met.

(5) Where a master in chambers

- (a) is a half-time master in chambers and the appointment is about to expire, and*
- (b) states in writing to the Chief Justice that the master in chambers is prepared to be reappointed as a half-time master in chambers,*

the Chief Justice may request that the Minister reappoint that person for one year as a half-time master in chambers if the conditions in subsection (6) are met.

(6) A request under subsection (3), (4) or (5) may be made if

- (a) the Chief Justice determines that the appointment under subsection (3) or (4) or the reappointment under subsection (5) will enhance the efficient and effective administration of the Court, and*
- (b) the request is made in accordance with and subject to the criteria established by the Chief Justice and approved by the Judicial Council.*

(7) Where the Chief Justice makes a request under subsection (2), (3) or (4), the Lieutenant Governor in Council shall, subject to

- (ii) **in clause (a) by striking out** “the appointment or reappointment” **and substituting** “continue in office as a half-time master in chambers”;
 - (iii) **in clause (b) by striking out** “appointed” **and substituting** “approved to continue in office”;
- (i) **in subsection (9)**
- (i) **by striking out** “appointed or reappointed” **and substituting** “approved to continue in office”;
 - (ii) **in clause (a)**
 - (A) **by striking out** “request for appointment is made” **and substituting** “master in chambers is approved to continue in office”;
 - (B) **by striking out** “appointed” **and substituting** “approved to continue in office”;
 - (iii) **in clause (b) by striking out** “request for appointment is made” **and substituting** “master in chambers is approved to continue in office”;
 - (iv) **in clause (c)**
 - (A) **by striking out** “request for appointment is made” **and substituting** “master in chambers is approved to continue in office”;
 - (B) **by striking out** “appointed” **and substituting** “approved to continue in office”;
 - (v) **in clause (d)**
 - (A) **by striking out** “request for reappointment is made” **and substituting** “master in chambers is approved to continue in office”;
 - (B) **by striking out** “appointment” **and substituting** “term”;
- (j) **in subsection (12) by striking out** “of appointment”;
- (k) **by adding the following after subsection (12):**

subsection (8), appoint the person in respect of whom the request is made as a half-time master in chambers for a term set out in subsection (9).

(7.1) Where the Chief Justice makes a request under subsection (5), the Minister shall, subject to subsection (8), reappoint the person in respect of whom the request is made as a half-time master in chambers for a term set out in subsection (9).

(8) An appointment or reappointment of a master in chambers as a half-time master in chambers shall be made only if

- (a) the master in chambers has consented to the appointment or reappointment,*
- (b) the master in chambers is not nor has been appointed as an ad hoc master in chambers, and*
- (c) the master in chambers has not attained the age of 75 years.*

(9) The term for which a half-time master in chambers is appointed or reappointed under this section is as follows:

- (a) if the request for appointment is made under subsection (2), the term commences on the date the master is appointed as a half-time master and expires on the commencement of the master's 70th birthday;*
- (b) if the request for appointment is made under subsection (3), the term is one year commencing on the master's 70th birthday;*
- (c) if the request for appointment is made under subsection (4), the term commences on the date the master is appointed as a half-time master and expires on the commencement of the master's next birthday;*
- (d) if the request for reappointment is made under subsection (5), the term is one year commencing on the expiry of the previous appointment.*

(13) Subject to Part 6 of the Judicature Act, no half-time master in chambers appointed or reappointed under this section may be removed from office before the expiry of that master's term.

(12.1) If a master in chambers is approved to continue in office under this section, the Chief Justice shall notify the person designated by the Minister no later than 20 days before the effective date of the approval in the form approved by the Minister.

(l) in subsection (13) by striking out “appointed or reappointed” and substituting “approved to continue in office”;

(m) by adding the following after subsection (13):

(14) A master in chambers who, on the coming into force of this subsection, is serving a term of office after having been appointed or reappointed under subsection (2), (3), (4) or (5), as they read at any time before the coming into force of this subsection, is deemed, on the coming into force of this subsection, to have been approved to continue in office for the same term.

(6) Section 8.3 is amended

(a) in subsection (1)(b) by striking out “reappointed” and substituting “approved to continue in office”;

(b) in subsection (3) by striking out “Lieutenant Governor in Council, on the recommendation of the Chief Justice, may appoint a person” and substituting “Chief Justice may approve a person to continue in office”;

(c) in subsection (4)

(i) by striking out “appointment as”;

(ii) by striking out “Minister shall renew the appointment” and substituting “Chief Justice may approve the ad hoc master to continue in office”;

(iii) by striking out “on the recommendation of the Chief Justice”;

(d) by adding the following after subsection (5):

(6) If a master in chambers is approved to continue in office under this section, the Chief Justice shall notify the person

(6) Section 8.3 presently reads in part:

8.3(1) Where

(a) a master in chambers retires or resigns, or

(b) the term of office of a master in chambers reappointed under section 8.2 expires,

that person may elect to become an ad hoc master in chambers.

(3) The Lieutenant Governor in Council, on the recommendation of the Chief Justice, may appoint a person as an ad hoc master in chambers if the person has made an election under subsection (1).

(4) The term of appointment as an ad hoc master in chambers is 2 years, but the Minister shall renew the appointment for further periods of 2 years on the recommendation of the Chief Justice.

designated by the Minister no later than 20 days before the effective date of the approval in the form approved by the Minister.

(7) A master in chambers who, on the coming into force of this subsection, is serving a term of office after having been appointed under subsection (3), as it read at any time before the coming into force of this subsection, is deemed, on the coming into force of this subsection, to have been approved to continue in office for the same term.

(7) This section comes into force on February 1, 2018.

Emergency Health Services Act

Amends SA 2008 cE-6.6

16 The *Emergency Health Services Act* is amended in section 34(2) by striking out “*Administrative Procedures Act*” and substituting “*Administrative Procedures and Jurisdiction Act*”.

Environmental Protection and Enhancement Act

Amends RSA 2000 cE-12

17(1) The *Environmental Protection and Enhancement Act* is amended by this section.

(2) Section 146(p) is amended by striking out “25(3)(c)” and substituting “25(3)”.

(3) Section 220(b) is repealed and the following is substituted:

(b) a person who is designated as an inspector or investigator under section 25,

(4) Section 11 of the *Schedule of Activities* is amended by striking out “37(a)” and substituting “37(1)(a)”.

- (7) Coming into force.

Emergency Health Services Act

16 Amends chapter E-6.6 of the Statutes of Alberta, 2008.
Section 34(2) presently reads:

(2) The Administrative Procedures Act applies to proceedings of an appeal panel.

Environmental Protection and Enhancement Act

17(1) Amends chapter E-12 of the Revised Statutes of Alberta 2000.

- (2) Section 146 presently reads in part:

146 The Lieutenant Governor in Council may make regulations

(p) respecting the payment of remuneration and expenses to local authorities for services provided by inspectors who are designated under section 25(3)(c) and are exercising authority under Part 6 in the municipality in respect of which they are designated.

- (3) Section 220(b) presently reads:

220 No action for damages may be commenced against

(b) a person who is designated as an inspector, investigator or analyst under section 25(3)(b), (c) or (d),

- (4) Section 11 of the Schedule of Activities presently reads:

11 Any other undertaking or thing defined as an activity in the regulations under section 37(a).

Fair Trading Act

Amends RSA 2000 cF-2

18 The *Fair Trading Act* is amended in section 60(2) by striking out “Alberta Treasury Branches” and substituting “ATB Financial”.

Family Support for Children with Disabilities Act

Amends SA 2003 cF-5.3

19 The *Family Support for Children with Disabilities Act* is amended in section 9(1) by striking out “*Administrative Procedures Act*” and substituting “*Administrative Procedures and Jurisdiction Act*”.

Financial Administration Act

Amends RSA 2000 cF-12

20(1) The *Financial Administration Act* is amended by this section.

(2) Section 1(1)(t) is amended by striking out “Alberta Treasury Branches” and substituting “ATB Financial”.

Fair Trading Act

18 Amends chapter F-2 of the Revised Statutes of Alberta 2000.
Section 60(2) presently reads:

(2) This Part applies to a loan or lease made by Alberta Treasury Branches and to a loan made by the Alberta Social Housing Corporation or its predecessors.

Family Support for Children with Disabilities Act

19 Amends chapter F-5.3 of the Statutes of Alberta, 2003.
Section 9(1) presently reads:

9(1) The Administrative Procedures Act applies to the proceedings of an appeal committee.

Financial Administration Act

20(1) Amends chapter F-12 of the Revised Statutes of Alberta 2000.

(2) Section 1(1)(t) presently reads:

1(1) In this Act,

(t) “public money” means money

(i) owned by the Crown,

(ii) held by the Crown for the benefit of or in trust for any other person,

(iii) held by a public employee, public official, personal service contractor or revenue officer in that person’s capacity as a public employee, public official, personal service contractor or revenue officer,

(iv) held by any person for the benefit of or in trust for the Crown, or

(3) Section 70 is amended by striking out “Alberta Treasury Branches Act” and substituting “ATB Financial Act”.

Financial Consumers Act

Amends RSA 2000 cF-13

21(1) The *Financial Consumers Act* is amended by this section.

(2) Section 2(e) is amended by adding “under section 46.1” after “appointed”.

(3) The following is added after the heading “Administrative Matters” and before section 47:

Appointment of Director

46.1 The Minister may appoint a person to act as the Director for the purposes of this Act and the regulations.

Freedom of Information and Protection of Privacy Act

Amends RSA 2000 cF-25

22 The *Freedom of Information and Protection of Privacy Act* is amended in section 4(1)(b) by striking out “*Administrative Procedures Act*” and substituting “*Administrative Procedures and Jurisdiction Act*”.

(v) *owned or held by a Provincial agency,*

but does not include money owned or held by Alberta Treasury Branches;

(3) Section 70 presently reads:

70 This Part does not apply to a guarantee of the payment of a pension, annuity or other benefit under a pension plan or the guarantee given by section 14 of the Alberta Treasury Branches Act.

Financial Consumers Act

21(1) Amends chapter F-13 of the Revised Statutes of Alberta 2000.

(2) Section 2(e) presently reads:

2 In this Act,

(e) "Director" means the individual appointed as the Director for this Act;

(3) Appointment of Director.

Freedom of Information and Protection of Privacy Act

22 Amends chapter F-25 of the Revised Statutes of Alberta 2000. Section 4(1) presently reads in part:

4(1) This Act applies to all records in the custody or under the control of a public body, including court administration records, but does not apply to the following:

(b) a personal note, communication or draft decision created by or for a person who is acting in a judicial or quasi-judicial capacity including any authority designated by the Lieutenant

Government Organization Act

Amends RSA 2000 cG-10

23 The *Government Organization Act* is amended in Schedule 6

(a) by repealing section 2.2 and substituting the following:

Appointment of officials

2.2 The Minister may appoint a person to any position that may be necessary or advisable for the purposes of a domestic trade agreement, unless otherwise provided by the agreement.

(b) by repealing section 3.

Governor in Council to which the Administrative Procedures Act applies;

Government Organization Act

23 Amends chapter G-10 of the Revised Statutes of Alberta 2000. Schedule 6, sections 2.2 and 3 presently read:

Schedule 6

Intergovernmental and Aboriginal Matters

2.2 The Minister may appoint

- (a) one or more persons as screeners for the purposes of a domestic trade agreement that provides for the appointment of one or more screeners, and*
- (b) a person to any position that may be necessary or advisable for the purposes of a domestic trade agreement, unless otherwise provided by the agreement.*

3(1) The Ombudsman may be appointed as a screener.

(2) If the Ombudsman is to be appointed as a screener, the appointment must be made by the Lieutenant Governor in Council with the prior approval of the Legislative Assembly.

(3) If the Legislative Assembly is not sitting, the Lieutenant Governor in Council may appoint the Ombudsman as a screener with the prior approval of the Standing Committee on Legislative Offices, but the appointment must be confirmed by the Legislative Assembly within 30 days after the commencement of the next sitting of the Legislative Assembly.

(4) If an appointment under subsection (3) is not confirmed within 30 days after the commencement of the next sitting of the Legislative Assembly, the appointment of the Ombudsman as a screener lapses.

(5) The appointment of the Ombudsman as a screener may be rescinded at any time by the Lieutenant Governor in Council with the prior approval of the Standing Committee on Legislative Offices, but the rescission must be confirmed by the Legislative Assembly within 30 days after the commencement of the next sitting of the Legislative Assembly.

Health Professions Act

Amends RSA 2000 cH-7

24(1) The *Health Professions Act* is amended by this section.

(2) Section 54 is amended in subsections (3) and (4) by striking out “subsection (1)(b)” and substituting “subsection (1)”.

(3) Schedule 19 is amended

(a) by repealing section 1 and substituting the following:

Continuation of corporation

1 The corporation known as the Alberta College of Pharmacists is continued as a corporation under the name Alberta College of Pharmacy.

(b) in sections 2 to 5 by striking out “Alberta College of Pharmacists” and substituting “Alberta College of Pharmacy”;

(6) If a matter is referred to the Ombudsman as screener and in the opinion of the Ombudsman there is a conflict with respect to that matter between the Ombudsman's function as Ombudsman and the Ombudsman's function as screener, the Ombudsman must inform the Minister and the Standing Committee on Legislative Offices of that conflict.

(7) On being informed by the Ombudsman under subsection (6), the Minister may designate another person appointed as a screener to carry out the matter.

(8) A person employed or engaged in the Office of the Ombudsman may provide assistance to the Ombudsman in carrying out the Ombudsman's function as screener.

Health Professions Act

24(1) Amends chapter H-7 of the Revised Statutes of Alberta 2000.

(2) Section 54 presently reads in part:

(3) Despite subsection (1)(b), a complaint cannot be made about a former member if 2 years have elapsed since the person became a former member.

(4) Despite subsection (1)(b), a complaint about a former member who was a member under a former Act but has not been a regulated member under this Act may be made under this Part only if discipline proceedings under the former Act could be commenced if that Act were still in force.

(3) Schedule 19 presently reads in part:

1 On the coming into force of this Schedule, the corporation known as the Alberta College of Pharmacists is continued as a corporation under the same name.

Sections 2 to 5 change the name from "Alberta College of Pharmacists" to "Alberta College of Pharmacy".

Sections 9 to 10, 11(2) to (6) and 12 are transitional provisions and are not longer required.

(c) by adding the following after section 7:

Transitional

7.1 On the coming into force of this section,

- (a) the members of the council of the Alberta College of Pharmacists continue as members of the council of the Alberta College of Pharmacy for the same terms of office unless their terms are terminated earlier under this Act;
- (b) the registrar of the Alberta College of Pharmacists continues as the registrar of the Alberta College of Pharmacy for the same term of office unless the term is terminated earlier under this Act;
- (c) the president of the Alberta College of Pharmacists continues as the president of the Alberta College of Pharmacy for the same term of office unless the term is terminated earlier under this Act;
- (d) the members of the competence committee of the Alberta College of Pharmacists continue as members of the competence committee of the Alberta College of Pharmacy for the same terms of office unless their terms are terminated earlier under this Act;
- (e) the members of the registration committee of the Alberta College of Pharmacists continue as members of the registration committee of the Alberta College of Pharmacy for the same terms of office unless their terms are terminated earlier under this Act.

(d) by adding the following after section 8:

Transitional

8.1 On the coming into force of this section, clinical pharmacists, provisional pharmacists, courtesy pharmacists, student pharmacists, pharmacy technicians, provisional pharmacy technicians and courtesy pharmacy technicians registered as regulated members of the Alberta College of Pharmacists are deemed to be registered as regulated members of the Alberta College of Pharmacy and to be issued the applicable practice permit by the registrar of the Alberta

College of Pharmacy until it expires or is cancelled under this Act.

(e) **by repealing sections 9 and 10;**

(f) **by repealing section 11(2) to (6);**

(g) **by repealing section 12.**

(4) Subsection (3) comes into force on July 1, 2018.

Hospitals Act

Amends RSA 2000 cH-12

25(1) The *Hospitals Act* is amended by this section.

(2) Section 9(b) is amended

(a) **by striking out** “Alberta Association and College of Registered Nurses” **and substituting** “College and Association of Registered Nurses of Alberta”;

(b) **by striking out** “Alberta College of Pharmacists” **and substituting** “Alberta College of Pharmacy”.

(3) Section 18(1)(d) is amended by striking out “Alberta Association and College of Registered Nurses” **and substituting** “College and Association of Registered Nurses of Alberta”.

(4) Subsection (2)(b) comes into force on July 1, 2018.

Insurance Act

Amends RSA 2000 cI-3

26 The *Insurance Act* is amended in section 1

(4) Coming into force.

Hospitals Act

25(1) Amends chapter H-12 of the Revised Statutes of Alberta 2000.

(2) Section 9 presently reads in part:

9 In this Part,

(b) "Associations" means the Provincial Health Authorities of Alberta, The Alberta Medical Association (C.M.A.-Alberta Division), the Alberta Association and College of Registered Nurses, the Alberta College of Pharmacists and any professional association that is representative of a group of employees or of professional staff or medical staff of a hospital;

(3) Section 18(1)(d) presently reads:

18(1) There is hereby established the Hospital Privileges Appeal Board consisting of the following members appointed by the Minister, each for a term of not more

(d) one member of the Alberta Association and College of Registered Nurses;

(4) Coming into force.

Insurance Act

26 Amends chapter I-3 of the Revised Statutes of Alberta 2000. Section 1(1) presently reads in part:

- (a) in clause (n)(i) by striking out “Alberta Treasury Branches” and substituting “ATB Financial”;
- (b) in clause (u)(ii) by striking out “Alberta Treasury Branches” and substituting “ATB Financial”.

International Conventions Implementation Act

Amends RSA 2000 cl-6

27 The *International Conventions Implementation Act* is amended in Schedule 3 by striking out the heading “PART II COPE OF THE CONVENTION” and substituting the following:

PART II SCOPE OF THE CONVENTION

Interpretation Act

Amends RSA 2000 cl-8

28 The *Interpretation Act* is amended by repealing section 28(1)(ddd) and substituting the following:

- (ddd) “treasury branch” means a branch referred to in section 10 of the *ATB Financial Act*;

Investing in a Diversified Alberta Economy Act

Amends SA 2016 cl-10.5

29 The *Investing in a Diversified Alberta Economy Act* is amended in section 51(3) by striking out “as soon as is reasonably practicable” and substituting “within 30 days”.

1 *In this Act,*

(n) “*deposit-taking institution*” means

(i) *Alberta Treasury Branches or a bank, credit union, loan corporation or trust corporation, or*

(u) “*financial institution*” means

(ii) *Alberta Treasury Branches,*

International Conventions Implementation Act

27 Amends chapter I-6 of the Revised Statutes of Alberta 2000.
The heading under Schedule 3 presently reads:

PART II COPE OF THE CONVENTION

Interpretation Act

28 Amends chapter I-8 of the Revised Statutes of Alberta 2000.
Section 28(1)(ddd) presently reads:

28(1) *In an enactment,*

(ddd) “*treasury branch*” means a treasury branch within the meaning of the *Alberta Treasury Branches Act*;

Investing in a Diversified Alberta Economy Act

29 Amends chapter I-10.5 of the Statutes of Alberta, 2016.
Section 51(3) presently reads:

(3) *The Minister must notify the corporation in writing of the Minister’s decision as soon as is reasonably practicable after making the decision.*

Judicature Act

Amends RSA 2000 cJ-2

30 The *Judicature Act* is amended in section 19.1(8)(a) by adding “of” after “more”.

Justice of the Peace Act

Amends RSA 2000 cJ-4

31(1) The *Justice of the Peace Act* is amended by this section.

(2) Section 1(b.1) is amended by adding “or approved to continue in office” after “appointed”.

(3) Section 7(2) is amended by striking out “or extended” and substituting “, extended or continued”.

(4) Section 7.1 is amended

- (a)** in subsection (1) by striking out “reappointed” and substituting “approved to continue in office”;
- (b)** in subsection (2) by striking out “request that the Lieutenant Governor in Council reappoint the justice of the peace” and substituting “approve the justice of the peace to continue in office”;
- (c)** in subsection (3)

Judicature Act

30 Amends chapter J-2 of the Revised Statutes of Alberta 2000.
Section 19.1(8)(a) presently reads:

(8) Periodic payment of damages that are for the cost of future care of the judgment creditor are not assignable to another person unless

(a) the person who is to be the assignee is a provider of care to the judgment creditor and the assignment is to pay for the costs of products, services and accommodation, or any one or more those items, in respect of the judgment creditor, and

Justice of the Peace Act

31(1) Amends chapter J-4 of the Revised Statutes of Alberta 2000.

(2) Section 1(b.1) presently reads:

1 In this Act,

(b.1) “justice of the peace” means a justice of the peace who is appointed under this Act as a justice of the peace and includes an ad hoc justice of the peace;

(3) Section 7(2) presently reads:

(2) An appointment referred to in subsection (1) may not be renewed or extended except in accordance with section 7.1 or 7.2.

(4) Section 7.1 presently reads:

7.1(1) A justice of the peace appointed under section 4(1) may, if the justice of the peace is not disqualified under section 4(5)(a) to (e), be reappointed as a justice of the peace in accordance with this section.

(2) Where a justice of the peace referred to in subsection (1) is approaching the age of 70 years but the term of appointment of that justice of the peace under section 7(1) has not expired, the Chief Judge may request that the Lieutenant Governor in Council reappoint the justice of the peace for a term of one year.

- (i) **by striking out** “reappointed” **and substituting** “approved to continue in office”;
 - (ii) **by striking out** “request that the Lieutenant Governor in Council reappoint that person” **and substituting** “approve that person to continue in office”;
- (d) **in subsection (4)**
- (i) **by striking out** “request the reappointment of a justice of the peace” **and substituting** “approve a justice of the peace to continue in office”;
 - (ii) **in clause (a) by striking out** “the reappointment” **and substituting** “approving that person to continue in office”;
 - (iii) **in clause (b) by striking out** “request is made” **and substituting** “approval is given”;
- (e) **by repealing subsection (5);**
- (f) **in subsection (6) by striking out** “reappointed” **and substituting** “approved to continue in office”;
- (g) **in subsection (7)**
- (i) **by striking out** “be reappointed under this section only if” **and substituting** “only be approved to continue in office under this section if”;
 - (ii) **by repealing clause (a);**
 - (iii) **in clause (b)**
 - (A) **by striking out** “in respect of whom the request has been made”;
 - (B) **by striking out** “the reappointment” **and substituting** “continue in office”;
- (h) **in subsection (8)**
- (i) **by striking out** “been reappointed” **and substituting** “been approved to continue in office”;

(3) Where a justice of the peace has been reappointed under this section, the Chief Judge may request that the Lieutenant Governor in Council reappoint that person for a term of one year.

(4) The Chief Judge may request the reappointment of a justice of the peace under this section if

- (a) the Chief Judge determines that the reappointment will enhance the efficient and effective administration of the Court, and*
- (b) the request is made in accordance with and subject to the criteria established by the Chief Judge and approved by the Judicial Council.*

(5) Where the Chief Judge requests under subsection (2) or (3) that the Lieutenant Governor in Council reappoint a justice of the peace for a term of one year, the Lieutenant Governor in Council shall, subject to subsection (7), reappoint that justice of the peace for a term of one year.

(6) Subject to section 4(3), (4) and (4.1), a justice of the peace reappointed under this section must be designated as a full-time or part-time justice of the peace.

(7) A justice of the peace shall be reappointed under this section only if

- (a) a request for reappointment has been made under subsection (2) or (3),*
- (b) the justice of the peace in respect of whom the request has been made has consented to the reappointment, and*

(8) A justice of the peace who has been reappointed under this section may, subject to subsection (7), be reappointed under subsection (5) for further terms of one year until 10 years has elapsed from the date on which the justice of the peace was appointed under section 4(1).

(9) Notwithstanding anything in this section, a term of reappointment of a justice of the peace who is reappointed under this section expires when

- (a) the justice of the peace attains the age of 75 years, or*

(ii) **by striking out** “be reappointed” **and substituting** “be approved to continue in office”;

(i) **in subsection (9)**

(i) **by striking out** “a term of reappointment” **and substituting** “the term”;

(ii) **by striking out** “reappointed” **and substituting** “approved to continue in office”;

(j) **by adding the following after subsection (9):**

(9.1) If a justice of the peace is approved to continue in office under this section, the Chief Judge shall notify the person designated by the Minister of Justice and Solicitor General no later than 20 days before the effective date of the approval in the form approved by the Minister.

(k) **in subsection (10) by striking out** “reappointed” **and substituting** “approved to continue in office”;

(l) **by adding the following after subsection (10):**

(11) A justice of the peace who, on the coming into force of this subsection, is serving a term of office after having been reappointed under subsection (2) or (3), as they read at any time before the coming into force of this subsection, is deemed, on the coming into force of this subsection, to have been approved to continue in office for the same term.

(5) Section 7.2 is amended

(a) **in subsection (1)**

(i) **by striking out** “reappointed” **and substituting** “approved to continue in office”;

(ii) **by striking out** “be appointed” **and substituting** “be approved to continue in office”;

(b) **in subsection (2) by striking out** “request that the Lieutenant Governor in Council appoint the justice of the peace” **and substituting** “approve the justice of the peace to continue in office”;

(b) 10 years has elapsed from the date on which the justice of the peace was appointed under section 4(1),

whichever occurs first.

(10) Subject to Part 6 of the Judicature Act, no justice of the peace reappointed under this section may be removed from office before the expiry of the justice of the peace's term.

(5) Section 7.2 presently reads:

7.2(1) A justice of the peace appointed under section 4(1) or reappointed under section 7.1(1) may, if the justice of the peace is not disqualified under section 4(5)(a) to (e), be appointed as an ad hoc justice of the peace in accordance with this section.

(2) Where 10 years has elapsed from the date on which a justice of the peace referred to in subsection (1) was appointed under section 4(1), the Chief Judge may request that the Lieutenant Governor in Council appoint the justice of the peace as an ad hoc justice of the peace for a term of one year.

(c) in subsection (3)

- (i) by striking out** “appointed” **and substituting** “approved to continue in office”;
- (ii) by striking out** “request that the Lieutenant Governor in Council reappoint that person” **and substituting** “approve that person to continue in office”;

(d) in subsection (4)

- (i) by striking out** “request the appointment or the reappointment of an ad hoc justice of the peace” **and substituting** “approve a person to continue in office as an ad hoc justice of the peace”;
- (ii) in clause (a) by striking out** “the appointment or reappointment” **and substituting** “approving that person to continue in office as an ad hoc justice of the peace”;
- (iii) in clause (b) by striking out** “request is made” **and substituting** “approval is given”;

(e) by repealing subsection (5);

(f) in subsection (6)

- (i) by striking out** “be appointed or reappointed under this section only if” **and substituting** “only be approved to continue in office under this section if”;
- (ii) by repealing clause (a);**

(iii) in clause (b)

- (A) by striking out** “in respect of whom the request has been made”;
- (B) by striking out** “the appointment or reappointment” **and substituting** “continue in office as an ad hoc justice of the peace”;

(g) in subsection (7) by striking out “appointed or reappointed under subsection (5)” **and substituting** “approved to continue in office under subsection (3)”;

(3) Where an ad hoc justice of the peace has been appointed under this section, the Chief Judge may request that the Lieutenant Governor in Council reappoint that person for a term of one year.

(4) The Chief Judge may request the appointment or the reappointment of an ad hoc justice of the peace under this section if

- (a) the Chief Judge determines that the appointment or reappointment will enhance the efficient and effective administration of the Court, and*
- (b) the request is made in accordance with and subject to the criteria established by the Chief Judge and approved by the Judicial Council.*

(5) Where the Chief Judge requests

- (a) under subsection (2) that the Lieutenant Governor in Council appoint, or*
- (b) under subsection (3) that the Lieutenant Governor in Council reappoint,*

an ad hoc justice of the peace for a term of one year, the Lieutenant Governor in Council shall, subject to subsection (6), appoint or reappoint that ad hoc justice of the peace for a term of one year.

(6) A justice of the peace shall be appointed or reappointed under this section only if

- (a) a request for appointment has been made under subsection (2) or a request for reappointment has been made under subsection (3),*
- (b) the justice of the peace in respect of whom the request has been made has consented to the appointment or reappointment, and*
- (c) the justice of the peace has not attained the age of 75 years.*

(7) A justice of the peace may, subject to subsection (6), be appointed or reappointed under subsection (5) for a maximum of 5 terms of one year.

(h) in subsection (8)

(i) by striking out “appointment or reappointment of”;

(ii) by striking out “appointed or reappointed” **and substituting** “approved to continue in office”;

(i) by adding the following after subsection (8):

(8.1) If a justice of the peace is approved to continue in office under this section, the Chief Judge shall notify the person designated by the Minister of Justice and Solicitor General no later than 20 days before the effective date of the approval in the form approved by the Minister.

(j) in subsection (9) by striking out “reappointed” **and substituting** “approved to continue in office”;

(k) by adding the following after subsection (9):

(10) A justice of the peace who, on the coming into force of this subsection, is serving a term of office after having been appointed under subsection (2) or (3), as they read at any time before the coming into force of this subsection, is deemed, on the coming into force of this subsection, to have been approved to continue in office for the same term.

(6) This section comes into force on February 1, 2018.

Land Titles Act

Amends RSA 2000 cL-4

32 The *Land Titles Act* is amended in section 61(2)(d) by striking out “and”.

(8) Notwithstanding anything in this section, a term of appointment or reappointment of a justice of the peace who is appointed or reappointed under this section expires when

(a) the justice of the peace attains the age of 75 years, or

(b) the justice of the peace has served 5 terms of one year as an ad hoc justice of the peace,

whichever occurs first.

(9) Subject to Part 6 of the Judicature Act, no justice of the peace reappointed under this section may be removed from office before the expiry of the justice of the peace's term.

(6) Coming into force.

Land Titles Act

32 Amends chapter L-4 of the Revised Statutes of Alberta 2000. Section 61(2) presently reads in part:

(2) Land mentioned in a certificate of title issued under Part 10 of the Municipal Government Act or Part 6 of the Irrigation Districts Act or in a certificate of title based on a foreclosure order, notwithstanding any other Act is, by implication and without any special mention in the certificate of title, subject to

(d) any caveat protecting any such easement, incorporeal right, condition or covenant, duly filed, and

Limitations Act

Amends RSA 2000 cL-12

33 The *Limitations Act* is amended by repealing section 5.1(13) and substituting the following:

(13) Subsections (3) to (12) do not apply where the potential defendant is a guardian of the minor.

Maintenance Enforcement Act

Amends RSA 2000 cM-1

34(1) The *Maintenance Enforcement Act* is amended by this section.

(2) Section 13(1)(a)(i) is amended by striking out “Alberta Treasury Branches” and substituting “ATB Financial”.

(3) Section 13.1 is amended by striking out “Alberta Treasury Branches” wherever it occurs and substituting “ATB Financial”.

Limitations Act

33 Amends chapter L-12 of the Revised Statutes of Alberta 2000. Section 5.1(13) presently reads:

(13) Subsections (3) to (12) do not apply

(a) where the potential defendant is a guardian of the minor, or

(b) where the claim is based on conduct of a sexual nature including, without limitation, sexual assault.

Maintenance Enforcement Act

34(1) Amends chapter M-1 of the Revised Statutes of Alberta 2000.

(2) Section 13(1)(a) presently reads in part:

13(1) In this section,

(a) “business organization” means

(i) a bank, credit union, loan corporation, trust corporation, insurance corporation or Alberta Treasury Branches;

(3) Section 13.1 presently reads:

13.1(1) Alberta Treasury Branches and every credit union that carries on business in Alberta shall designate an office in Alberta for service of support deduction notices and requests for information under section 13.

(2) Service of a support deduction notice or a request for information under section 13 on an office designated under subsection (1) constitutes service on every branch of Alberta Treasury Branches or a credit union, as the case may be.

(3) The designation of an office under subsection (1) must be made on or before the later of

(a) the last day of the 3-month period beginning on the day that this section comes into force, and

**Marketing of Agricultural
Products Act**

Amends RSA 2000 cM-4

35 The *Marketing of Agricultural Products Act* is amended in section 1(e) by striking out “18” and substituting “17(1)(b)”.

**Members of the Legislative
Assembly Pension Plan Act**

Amends RSA 2000 cM-12

36 The *Members of the Legislative Assembly Pension Plan Act* is amended in section 33(5)(b) by striking out

(b) the last day of the 3-month period beginning on the day on which Alberta Treasury Branches or the credit union begins to carry on business in Alberta.

(4) Alberta Treasury Branches and every credit union that designates an office under subsection (1) shall advise the Director by notice in writing, delivered by registered mail, of the name and address of the designated office.

(5) Notice to the Director under subsection (4) must be provided within 10 days after the designation is made.

(6) If Alberta Treasury Branches or a credit union intends to change the office that it has designated under subsection (1), it shall, at least 30 days before the change is made, provide notice of the name and address of the new office to the Director in the manner provided for under subsection (4).

(7) If Alberta Treasury Branches or a credit union fails to comply with this section, the Director may serve a support deduction notice or a request for information under section 13 on any branch of Alberta Treasury Branches or the credit union and that service is effective on every branch of Alberta Treasury Branches or the credit union, as the case may be, as if service of the support deduction notice or request for information had been made on a designated office.

Marketing of Agricultural Products Act

35 Amends chapter M-4 of the Revised Statutes of Alberta 2000. Section 1(e) presently reads:

1 In this Act,

(e) “commission” means a commission established by regulation under section 18;

Members of the Legislative Assembly Pension Plan Act

36 Amends chapter M-12 of the Revised Statutes of Alberta 2000. Section 33(5)(b) presently reads:

“Administrative Procedures Act” and substituting “Administrative Procedures and Jurisdiction Act”.

Modernized Municipal Government Act

Amends SA 2016 c24

37 The *Modernized Municipal Government Act* is amended in section 62

- (a) by striking out “improvement area tax” in the new section 460.1(1)(b) and substituting “improvement tax”;**
- (b) by adding the following after the new section 460.1(2):**
 - (3) In this section, a reference to “improvement tax” includes a business improvement area tax in Part 10, Division 4 and a local improvement tax in Part 10, Division 7.**

Municipal Government Act

Amends RSA 2000 cM-26

38 The *Municipal Government Act* is amended in section 1(1)(s) by striking out “described in subclauses (i) to (iii)” and substituting “described in subclauses (i) to (iv)”.

(5) For the purposes of conducting an appeal under this section, the Board

(b) is deemed to be a person for the purposes of section 1(a) of the Administrative Procedures Act.

Modernized Municipal Government Act

37 Amends chapter 24 of the Statutes of Alberta, 2016. Section 62 presently reads in part:

62 Part 11, Division 1 is repealed and the following is substituted:

460.1(1) A local assessment review board has jurisdiction to hear complaints about any matter referred to in section 460(5) that is shown on

(b) a tax notice other than a property tax notice, business tax notice or improvement area tax notice.

(2) Subject to section 460(14), a composite assessment review board has jurisdiction to hear complaints about

(a) any matter referred to in section 460(5) that is shown on

(i) an assessment notice for property other than property described in subsection (1)(a), or

(ii) a business tax notice or an improvement tax notice,

or

(b) a designated officer's decision to refuse to grant an exemption or deferral under section 364.1.

Municipal Government Act

38 Amends chapter M-26 of the Revised Statutes of Alberta 2000. Section 1(1)(s) presently reads:

1(1) In this Act,

Personal Directives Act

Amends RSA 2000 cP-6

39 The *Personal Directives Act* is amended in section 1(m.1) by striking out “*Dependent Adults Act*” and substituting “*Adult Guardianship and Trusteeship Act*”.

Pharmacy and Drug Act

Amends RSA 2000 cP-13

40(1) The *Pharmacy and Drug Act* is amended by this section.

(2) Section 1(1)(a) is amended by striking out “Alberta College of Pharmacists” and substituting “Alberta College of Pharmacy”.

(3) This section comes into force on July 1, 2018.

Pooled Registered Pension Plans Act

Amends SA 2013 cP-18.5

41 The *Pooled Registered Pension Plans Act* is amended in section 86(1)(c)(i) by striking out “in subclause (i)”.

(s) “municipality” means

(i) a city, town, village, summer village, municipal district or specialized municipality,

(iii) a town under the Parks Towns Act, or

(iv) a municipality formed by special Act,

or, if the context requires, the geographical area within the boundaries of a municipality described in subclauses (i) to (iii);

Personal Directives Act

39 Amends chapter P-6 of the Revised Statutes of Alberta 2000. Section 1(m.1) presently reads:

1 In this Act,

(m.1) “Public Guardian” means the Public Guardian appointed under the Dependent Adults Act;

Pharmacy and Drug Act

40(1) Amends chapter P-13 of the Revised Statutes of Alberta 2000.

(2) Section 1(1) presently reads in part:

1(1) In this Act,

(a) “college” means the Alberta College of Pharmacists;

(3) Coming into force.

Pooled Registered Pension Plans Act

41 Amends chapter P-18.5 of the Statutes of Alberta, 2013. Section 86(1)(c) presently reads in part:

86(1) The Employment Pension Plans Act is amended

Provincial Court Act

Amends RSA 2000 cP-31

42(1) The *Provincial Court Act* is amended by this section.

(2) Section 1(b) is amended by striking out “reappointed” and substituting “approved to continue in office”.

(3) Section 9.23 is amended

- (a) in subsection (1) by striking out “be reappointed” and substituting “continue in office”;**
- (b) in subsections (2) and (3) by striking out “request that the Lieutenant Governor in Council reappoint that person” and substituting “approve that person to continue in office”;**
- (c) in subsection (4)**
 - (i) by striking out “reappointed” and substituting “approved to continue in office”;**
 - (ii) in clauses (a) and (b) by striking out “request that the Minister of Justice and Solicitor General reappoint that person” and substituting “approve that person to continue in office”;**
- (d) in subsection (5)**
 - (i) by striking out “request of the Chief Judge or the Judicial Council for the reappointment of a person as a judge under this section may be made” and substituting “Chief Judge or the Judicial Council may approve a**

(c) in section 99(1)(a)

(i) in subclause (i) by adding “subject to subclause (i.1),” before “at any time”;

Provincial Court Act

42(1) Amends chapter P-31 of the Revised Statutes of Alberta 2000.

(2) Section 1(b) presently reads:

1 In this Act,

(b) “judge” means a judge of the Provincial Court appointed or reappointed under this Act and includes a Chief Judge, Deputy Chief Judge, Assistant Chief Judge, part-time judge and supernumerary judge;

(3) Section 9.23 presently reads:

9.23(1) Notwithstanding section 9.22(1), a judge may, in accordance with this section, be reappointed as a judge.

(2) Where a judge, other than a judge referred to in subsection (3), has attained the age of 70 years, the Chief Judge may request that the Lieutenant Governor in Council reappoint that person as a judge for a term of one year.

(3) Where a judge who is the Chief Judge, the Deputy Chief Judge or an Assistant Chief Judge has attained the age of 70 years, the Judicial Council may request that the Lieutenant Governor in Council reappoint that person as a judge for a term of one year.

(4) Where a judge has been reappointed as a judge under this section,

(a) in the case of a judge, other than a judge referred to in clause (b), the Chief Judge may request that the Minister of Justice and Solicitor General reappoint that person as a judge for a term of one year, and

(b) in the case of a judge who is the Chief Judge, the Deputy Chief Judge or an Assistant Chief Judge, the Judicial Council

person to continue in office as a judge under this section”;

(ii) in clause (a) by striking out “the reappointment” and substituting “approving that person to continue in office”;

(iii) in clause (b) by striking out “request is made” and substituting “approval is given”;

(e) by repealing subsections (6) and (6.1);

(f) in subsection (7)

(i) by striking out “reappointment of a judge under this section shall be made only” and substituting “judge shall only be approved to continue in office under this section”;

(ii) by repealing clause (a);

(iii) by repealing clause (b) and substituting the following:

(b) the judge has consented to continue in office,

(g) in subsection (8)

(i) by striking out “subsection (6.1)” and substituting “subsection (4)”;

(ii) by striking out “reappointed” wherever it occurs and substituting “approved to continue in office”;

(h) in subsection (9) by striking out “reappointed” and substituting “approved to continue in office”;

(i) by adding the following after subsection (9):

(9.1) If a judge is approved to continue in office under this section, the Chief Judge or the Judicial Council, as the case may be, shall notify the person designated by the Minister of Justice and Solicitor General no later than 20 days before the effective date of the approval in the form approved by the Minister.

may request that the Minister of Justice and Solicitor General reappoint that person as a judge for a term of one year.

(5) The request of the Chief Judge or the Judicial Council for the reappointment of a person as judge under this section may be made if

- (a) the Chief Judge or the Judicial Council, as the case may be, determines that the reappointment will enhance the efficient and effective administration of the Court, and*
- (b) the request is made in accordance with and subject to the criteria established by the Chief Judge and approved by the Judicial Council.*

(6) The Lieutenant Governor in Council shall, subject to subsection (7), reappoint a judge for a term of one year, where

- (a) the Chief Judge makes a request under subsection (2) in respect of that judge, or*
- (b) the Judicial Council makes a request under subsection (3) in respect of that judge.*

(6.1) The Minister of Justice and Solicitor General shall, subject to subsection (7), reappoint a judge for a term of one year, where

- (a) the Chief Judge makes a request under subsection (4)(a) in respect of that judge, or*
- (b) the Judicial Council makes a request under subsection (4)(b) in respect of that judge.*

(7) A reappointment of a judge under this section shall be made only if

- (a) a request for the reappointment has been made under subsection (2), (3) or (4),*
- (b) the judge in respect of whom the request has been made has consented to the reappointment,*
- (c) the judge is not nor has been a supernumerary judge, and*
- (d) the judge has not attained the age of 75 years.*

(j) in subsection (10) by striking out “reappointed” and substituting “approved to continue in office”;

(k) by adding the following after subsection (10):

(11) A judge who, on the coming into force of this subsection, is serving a term of office after having been reappointed under subsection (2), (3) or (4), as they read at any time before the coming into force of this subsection, is deemed, on the coming into force of this subsection, to have been approved to continue in office for the same term.

(4) Section 9.24 is amended

(a) in subsection (1) by striking out “be appointed” and substituting “continue in office”;

(b) in subsection (2)

(i) in clause (c) by striking out “be appointed” and substituting “continue in office”;

(ii) by striking out “request that the Lieutenant Governor in Council appoint that person” and substituting “approve that person to continue in office”;

(iii) by striking out “the appointment” and substituting “approving that person to continue in office”;

(c) in subsection (3)

(i) in clause (b) by striking out “be appointed” and substituting “continue in office”;

(ii) by striking out “request that the Lieutenant Governor in Council appoint that person” and substituting “approve that person to continue in office”;

(d) in subsection (3.1)

(i) in clause (a) by striking out “reappointed” and substituting “approved to continue in office”;

(ii) in clause (b) by striking out “be appointed” and substituting “continue in office”;

(8) A judge who has been reappointed under this section may, subject to subsection (7), be reappointed under subsection (6.1) for further terms of one year.

(9) Notwithstanding anything in this section, if a judge who is reappointed under this section attains the age of 75 years at any time during the judge's term, that judge's term expires when that judge attains that age.

(10) Subject to Part 6 of the Judicature Act, no judge reappointed under this section may be removed from office before the expiry of that judge's term.

(4) Section 9.24 presently reads in part:

9.24(1) Notwithstanding section 9.22(1), a judge may, in accordance with this section, be appointed as a part-time judge.

(2) Where a judge

- (a) has attained the age of 60 years,*
- (b) has completed 10 years of service as a judge, and*
- (c) states in writing to the Chief Judge that the judge is prepared to retire as a full-time judge in order to be appointed as a part-time judge,*

the Chief Judge may request that the Lieutenant Governor in Council appoint that person as a part-time judge on that person's retirement as a full-time judge if the Chief Judge determines that the appointment will enhance the efficient and effective administration of the Court.

(3) Where a judge

- (a) is approaching the age of 70 years but has not attained age 70, and*
- (b) states in writing to the Chief Judge that the judge is prepared to retire at age 70 as a full-time judge in order to be appointed as a part-time judge,*

the Chief Judge may request that the Lieutenant Governor in Council appoint that person as a part-time judge on that person's

- (iii) **by striking out** “request that the Lieutenant Governor in Council appoint that judge” **and substituting** “approve that judge to continue in office”;
- (e) **in subsection (4)**
- (i) **in clause (a) by striking out** “the appointment” **and substituting** “the judge’s term”;
 - (ii) **in clause (b) by striking out** “be reappointed” **and substituting** “continue in office”;
 - (iii) **by striking out** “request that the Minister of Justice and Solicitor General reappoint that person” **and substituting** “approve that person to continue in office”;
- (f) **in subsection (5)**
- (i) **by striking out** “A request under subsection (3), (3.1) or (4) may be made” **and substituting** “The Chief Judge may approve a person to continue in office as a judge under subsection (3), (3.1) or (4)”;
 - (ii) **in clause (a)**
 - (A) **by striking out** “the appointment” **and substituting** “approving that person to continue in office”;
 - (B) **by striking out** “or (3.1) or reappointment under subsection” **and substituting** “, (3.1) or”;
 - (iii) **in clause (b) by striking out** “request is made” **and substituting** “approval is given”;
- (g) **by repealing subsections (6) and (6.1);**
- (h) **in subsection (7)**
- (i) **by striking out** “An appointment or reappointment of a judge as a part-time judge shall be made only” **and substituting** “A judge shall only be approved to continue in office as a part-time judge”;
 - (ii) **in clause (a) by striking out** “the appointment or reappointment” **and substituting** “continue in office as a part-time judge”;

retirement as a full-time judge if the conditions in subsection (5) are met.

(3.1) Where a judge

- (a) has been reappointed as a full-time judge pursuant to section 9.23, and*
- (b) states in writing to the Chief Judge that the judge is prepared to retire as a full-time judge in order to be appointed as a part-time judge,*

the Chief Judge may request that the Lieutenant Governor in Council appoint that judge as a part-time judge on the judge's retirement as a full-time judge if the conditions in subsection (5) are met.

(4) Where a judge

- (a) is a part-time judge and the appointment is about to expire, and*
- (b) states in writing to the Chief Judge that the judge is prepared to be reappointed as a part-time judge,*

the Chief Judge may request that the Minister of Justice and Solicitor General reappoint that person for one year as a part-time judge if the conditions in subsection (5) are met.

(5) A request under subsection (3), (3.1) or (4) may be made if

- (a) the Chief Judge determines that the appointment under subsection (3) or (3.1) or reappointment under subsection (4) will enhance the efficient and effective administration of the Court, and*
- (b) the request is made in accordance with and subject to the criteria established by the Chief Judge and approved by the Judicial Council.*

(6) The Lieutenant Governor in Council shall, subject to subsection (7), appoint a person as a part-time judge for a term set out in subsection (8) where the Chief Judge makes a request under subsection (2), (3) or (3.1) in respect of that person.

- (i) in subsection (8)
 - (i) **by striking out** “appointed or reappointed” **and substituting** “approved to continue in office”;
 - (ii) in clause (a)
 - (A) **by striking out** “request for appointment is made” **and substituting** “judge is approved to continue in office”;
 - (B) **by striking out** “appointed” **and substituting** “approved to continue in office”;
 - (iii) in clause (b) **by striking out** “request for appointment is made” **and substituting** “judge is approved to continue in office”;
 - (iv) in clause (b.1)
 - (A) **by striking out** “request for appointment is made” **and substituting** “judge is approved to continue in office”;
 - (B) **by striking out** “appointed” **and substituting** “approved to continue in office”;
 - (v) in clause (c)
 - (A) **by striking out** “request for reappointment is made” **and substituting** “judge is approved to continue in office”;
 - (B) **by striking out** “appointment” **and substituting** “term”;
- (j) in subsection (11) **by striking out** “appointment of”;
- (k) **by adding the following after subsection (11):**
 - (11.1) If a judge is approved to continue in office under this section, the Chief Judge shall notify the person designated by the Minister of Justice and Solicitor General no later than 20 days before the effective date of the approval in the form approved by the Minister.

(6.1) The Minister of Justice and Solicitor General shall, subject to subsection (7), reappoint a person as a part-time judge for a term set out in subsection (8) where the Chief Judge makes a request under subsection (4) in respect of that person.

(7) An appointment or reappointment of a judge as a part-time judge shall be made only if

- (a) the judge has consented to the appointment or reappointment,*
- (b) the judge is not nor has been appointed as a supernumerary judge, and*
- (c) the judge has not attained the age of 75 years.*

(8) The term for which a part-time judge is appointed or reappointed under this section is as follows:

- (a) if the request for appointment is made under subsection (2), the term commences on the date the judge is appointed as a part-time judge and expires on the commencement of the judge's 70th birthday;*
- (b) if the request for appointment is made under subsection (3), the term is one year commencing on the judge's 70th birthday;*
- (b.1) if the request for appointment is made under subsection (3.1), the term commences on the date the judge is appointed as a part-time judge and expires on the commencement of the judge's next birthday;*
- (c) if the request for reappointment is made under subsection (4), the term is one year commencing on the expiry of the previous appointment.*

(11) Notwithstanding anything in this section, the term of appointment of a part-time judge expires when the judge attains the age of 75 years.

(12) Subject to Part 6 of the Judicature Act, no part-time judge appointed or reappointed under this section may be removed from office before the expiry of that judge's term.

(l) in subsection (12) by striking out “appointed or reappointed” and substituting “approved to continue in office”;

(m) by adding the following after subsection (12):

(13) A judge who, on the coming into force of this subsection, is serving a term of office after having been appointed or reappointed under subsection (2), (3), (3.1) or (4), as they read at any time before the coming into force of this subsection, is deemed, on the coming into force of this subsection, to have been approved to continue in office for the same term.

(5) Section 9.3 is amended

(a) in subsection (1)

(i) in clause (b) by striking out “reappointed” and substituting “approved to continue in office”;

(ii) in clause (c) by striking out “appointed or reappointed” and substituting “approved to continue in office”;

(b) in subsection (3) by striking out “Lieutenant Governor in Council, on the recommendation of the Chief Judge, may appoint a person” and substituting “Chief Judge may approve a person to continue in office”;

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

(4) The term for which a judge may be approved to continue in office as a supernumerary judge is 2 years, but the Chief Judge may renew the appointment for further periods of 2 years.

(d) by adding the following after subsection (5):

(5.1) If a judge is approved to continue in office under this section, the Chief Judge shall notify the person designated by the Minister of Justice and Solicitor General no later than 20 days before the effective date of the approval in the form approved by the Minister.

(5) Section 9.3 presently reads in part:

9.3(1) Where

- (a) a judge retires,*
- (b) the term of office of a judge reappointed under section 9.23 expires, or*
- (c) the term of office of a judge appointed or reappointed under section 9.24 expires,*

that person may elect to become a supernumerary judge.

(3) The Lieutenant Governor in Council, on the recommendation of the Chief Judge, may appoint a person as a supernumerary judge if the person has made an election under subsection (1).

(4) The term of appointment as a supernumerary judge is 2 years, but the Minister of Justice and Solicitor General shall renew the appointment for further periods of 2 years on the recommendation of the Chief Judge.

(5) Section 9.22 does not apply to a supernumerary judge.

(6) Subject to Part 6 of the Judicature Act, no supernumerary judge appointed under this section may be removed from office before the expiry of that judge's term.

(e) in subsection (6) by striking out “supernumerary judge appointed” and substituting “judge approved to continue as a supernumerary judge”;

(f) by adding the following after subsection (6):

(7) A judge who, on the coming into force of this subsection, is serving a term of office after having been appointed under subsection (3), as it read at any time before the coming into force of this subsection, is deemed, on the coming into force of this subsection, to have been approved to continue in office for the same term.

(6) This section comes into force on February 1, 2018.

Provincial Parks Act

Amends RSA 2000 cP-35

43 The *Provincial Parks Act* is amended by renumbering the 2nd section 18(1) as section 18.1(1).

(6) Coming into force.

Provincial Parks Act

43 Amends chapter P-35 of the Revised Statutes of Alberta 2000.
Sections numbered 18 presently read in part:

18(1) A conservation officer may seize any motor vehicle, off-highway vehicle, aircraft, boat, trailer or any equipment, appliance or other article or object that is being used in a park or recreation area in contravention of this Act or the regulations, or in contravention of any other Act or the regulations made under that Act, whether it is found in the possession of the person alleged to have committed the contravention or not.

18(1) If distance, urgency, the likelihood of removal or destruction of evidence or other relevant factors do not reasonably allow the obtaining of a warrant, a conservation officer may, without obtaining a warrant,

- (a) enter into and search a place, building, tent or other structure in a park or recreation area, or*
- (b) search any aircraft, motor vehicle, horse, pack animal or other conveyance or a pack or container,*
 - (i) in a park or recreation area, or*
 - (ii) located outside of a park or recreation area but believed, on reasonable and probable grounds, to have been involved in an offence in a park or recreation area,*

Public Health Act

Amends RSA 2000 cP-37

44 The *Public Health Act* is amended in section 66(1)(j) by striking out “practice” and substituting “practise”.

Public Sector Pension Plans Act

Amends RSA 2000 cP-41

45 The *Public Sector Pension Plans Act* is amended in Schedule 5

- (a) in section 2(1) by striking out “continued” and substituting “continue”;
- (b) in section 12(1.1) by striking out “(1)(k)” and substituting “(1)(j)”.

if the officer believes on reasonable and probable grounds that there is in or on it any evidence of an offence.

Public Health Act

44 Amends chapter P-37 of the Revised Statutes of Alberta 2000. Section 66(1) presently reads in part:

66(1) The Lieutenant Governor in Council may make regulations

- (j) respecting the licensing of embalmers and prescribing qualifications for admission of embalmers to practice in Alberta;*

Public Sector Pension Plans Act

45 Amends chapter P-41 of the Revised Statutes of Alberta 2000. Schedule 5, sections 2 and 12 presently read in part:

2(1) On January 1, 1994, all persons who had any pensionable service accrued under the old plan immediately before inception and who did not become members of the closed plan by virtue of section 2 of Schedule 6 continued to participate in this Plan.

12(1.1) Without limiting subsection (1)(k), the regulations under that clause may provide that the amount of assets to be transferred from the Plan in respect of the exit is to be reduced

- (a) where the exiting employer is not one to which the Public Service Act applies, to take into account any detrimental effect on the funding of the Plan resulting from any pensionable salary of an employee of the exiting employer exceeding that of an employee holding a position in the public service of Alberta that is similar to that employee's position, and*
- (b) by some or all of the liabilities of the closed plan in respect of members of the closed plan who, at the time of their last termination, were employees of the exiting employer,*

and, notwithstanding anything in this Schedule, must provide, if applicable, that the amount of the asset reduction under clause (b) will be transferred from the Plan into the closed plan.

Public Utilities Act

Amends RSA 2000 cP-45

46 The *Public Utilities Act* is amended in section 91(1) by renumbering it as section 91.

Reform of Agencies, Boards and Commissions Compensation Act

Amends SA 2016 cR-8.5

47 The *Reform of Agencies, Boards and Commissions Compensation Act* is amended in the Schedule by striking out “Alberta Treasury Branches” and substituting “ATB Financial”.

Residential Tenancies Act

Amends SA 2004 R-17.1

48 The *Residential Tenancies Act* is amended in the following sections by striking out “Part 3 or 4” wherever it occurs and substituting “Part 3, Part 4 or Part 4.1”:

section 54.2(3);
section 54.3(3);
section 54.4(1) and (3).

Public Utilities Act

46 Amends chapter P-45 of the Revised Statutes of Alberta 2000. Section 91 presently reads in part:

91(1) In fixing just and reasonable rates, tolls or charges, or schedules of them, to be imposed, observed and followed by an owner of a public utility,

Reform of Agencies, Boards and Commissions Compensation Act

47 Amends chapter R-8.5 of the Statutes of Alberta, 2016. The Schedule presently reads in part:

Schedule

Public Agencies

*Agriculture Financial Services Corporation
Alberta Energy Regulator
Alberta Enterprise Corporation
Alberta Gaming and Liquor Commission
Alberta Health Services
Alberta Human Rights Commission
Alberta Innovates
Alberta Investment Management Corporation
Alberta Local Authorities Pension Plan Corporation
Alberta Pensions Services Corporation
Alberta Petroleum Marketing Commission
Alberta Securities Commission
Alberta Treasury Branches*

Residential Tenancies Act

48 Amends chapter R-17.1 of the Statutes of Alberta, 2004. Corrects cross-references.

Traffic Safety Act

Amends RSA 2000 cT-6

49 The *Traffic Safety Act* is amended in section 168(1)(a)(ii) by striking out “pretenses” and substituting “pretences”.

Water Act

Amends RSA 2000 cW-3

50 The *Water Act* is amended in section 96(4) by striking out “1(1)(ff)” and substituting “1(1)(ee)”.

Weed Control Act

Amends SA 2008 cW-5.1

51 The *Weed Control Act* is amended by repealing section 21(6).

Traffic Safety Act

49 Amends chapter T-6 of the Revised Statutes of Alberta 2000.
Section 168(1)(a) presently reads in part:

168(1) If a peace officer has reasonable grounds to believe

(a) that a vehicle is displaying licence plates that

(ii) were obtained by false pretenses,

Water Act

50 Amends chapter W-3 of the Revised Statutes of Alberta 2000.
Section 96(4) presently reads:

(4) For the purposes of subsection (3), “local authority” does not include a local authority as defined in section 1(1)(ff)(vi) to (ix).

Weed Control Act

51 Amends chapter W-5.1 of the Statutes of Alberta, 2008.
Section 21(6) presently reads:

(6) A certificate filed under subsection (4)(b) becomes an order of the Court of Queen’s Bench and may be enforced as a judgment of that court.

RECORD OF DEBATE

Stage	Date	Member	From	To
		Questions and Comments	From	To
Stage	Date	Member	From	To
		Questions and Comments	From	To
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