

2018 Bill 18

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Fourth Session, 29th Legislature, 67 Elizabeth II

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THE LEGISLATIVE ASSEMBLY OF ALBERTA

# **BILL 18**

**STATUTES AMENDMENT ACT, 2018**

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THE MINISTER OF TRANSPORTATION

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First Reading . . . . .

Second Reading . . . . .

Committee of the Whole . . . . .

Third Reading . . . . .

Royal Assent . . . . .

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## BILL 18

2018

### STATUTES AMENDMENT ACT, 2018

(Assented to \_\_\_\_\_, 2018)

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

#### **A Better Deal for Consumers and Businesses Act**

**Amends SA 2017 c18**

**1(1) *A Better Deal for Consumers and Businesses Act* is amended by this section.**

**(2) The heading “Fair Trading Act” preceding section 1 is struck out and the heading “Consumer Protection Act” is substituted.**

**(3) Section 1 is amended**

**(a) in subsection (1) by striking out “*Fair Trading Act*” and substituting “*Consumer Protection Act*”;**

**(b) in subsection (10) in the new section 57.3(1)(d) by striking out “an individual” and substituting “a person”;**

**(c) by repealing subsection (15)(d) and substituting the following:**

**(d) in subsection (5)**

**(i) by striking out “The Director may by notice” and substituting “The Minister may by notice”;**

## Explanatory Notes

### **A Better Deal for Consumers and Businesses Act**

1(1) Amends chapter 18 of the Statutes of Alberta, 2017.

(2) The heading preceding section 1 presently reads:

*Fair Trading Act*

(3) Section 1 presently reads in part:

*1(1) The Fair Trading Act is amended by this section.*

*(10) The following is added after section 57:*

*57.3(1) A person shall not use software, including automated ticket purchasing software, intended to circumvent any of the following on a website, online service or electronic application of a ticket business:*

*(d) a control or measure that is used to limit the number of tickets an individual may purchase;*

*(15) Section 136 is amended*

- (ii) **in clause (a) by striking out** “except the power to approve bylaws,”;
- (iii) **in clause (b) by striking out** “the Director considers appropriate” **and substituting** “the Minister considers appropriate”.

### **Alberta Corporate Tax Act**

**Amends RSA 2000 cA-15**

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

**(2) Section 77(5)(m) is amended by striking out** “or his designate” **and substituting** “or the Officer’s designate, or the Election Commissioner or the Commissioner’s designate,”.

### **Alberta Human Rights Act**

**Amends RSA 2000 cA-25.5**

**3(1) The *Alberta Human Rights Act* is amended by this section.**

**(2) Section 5(1) is amended by striking out** “commercial unit, self-contained dwelling unit or mobile home site” **wherever it occurs and substituting** “commercial unit or self-contained dwelling unit”.

- (d) *in subsection (5) by striking out “Director” wherever it occurs and substituting “Minister”;*

### **Alberta Corporate Tax Act**

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

(2) Section 77(5) presently reads in part:

*(5) Tax information may be communicated as follows:*

- (m) to the Chief Electoral Officer or his designate to be used solely for the purposes of ensuring associated corporations are complying with the requirements of the Election Finances and Contributions Disclosure Act.*

### **Alberta Human Rights Act**

**3(1)** Amends chapter A-25.5 of the Revised Statutes of Alberta 2000.

(2) Section 5(1) presently reads:

*5(1) No person shall*

- (a) deny to any person or class of persons the right to occupy as a tenant any commercial unit, self-contained dwelling unit or mobile home site that is advertised or otherwise in any way represented as being available for occupancy by a tenant, or*

- (b) discriminate against any person or class of persons with respect to any term or condition of the tenancy of any commercial unit, self-contained dwelling unit or mobile home site,*

*because of the race, religious beliefs, colour, gender, gender identity, gender expression, physical disability, mental disability,*

**An Act to Strengthen  
Municipal Government**

**Amends SA 2017 c13**

**4(1) *An Act to Strengthen Municipal Government* is amended by this section.**

**(2) Section 1(67)(a)(i) is amended**

- (a) by striking out “clause (n)” and substituting “clause (n.1)”;**
- (b) by renumbering the new clause (n.1) as (n.2).**

**Auditor General Act**

**Amends RSA 2000 cA-46**

**5(1) *The Auditor General Act* is amended by this section.**

**(2) Section 1(1)(b) is amended by adding the following after subclause (iii):**

- (iii.1) the Election Commissioner and the staff of the Office of the Election Commissioner,**

*age, ancestry, place of origin, marital status, source of income, family status or sexual orientation of that person or class of persons or of any other person or class of persons.*

### **An Act to Strengthen Municipal Government**

**4(1)** Amends chapter 13 of the Statutes of Alberta, 2017.

(2) Section 1(67)(a) presently reads:

*(67) The School Act is amended*

*(a) in section 1(1)*

*(i) by adding the following after clause (n):*

*(n.1) “joint use and planning agreement” means an agreement referred to in section 62.1;*

*(ii) in clause (p) by adding “, except in section 62.1,” before “means”;*

### **Auditor General Act**

**5(1)** Amends chapter A-46 of the Revised Statutes of Alberta 2000.

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

*1(1) In this Act,*

*(b) “department” means a department as defined in section 1 of the Financial Administration Act and includes*

*(i) the Legislative Assembly Office,*

*(ii) the Ombudsman and the staff of the Office of the Ombudsman,*

**Conflicts of Interest Act**

**Amends RSA 2000 cC-23**

**6(1) The *Conflicts of Interest Act* is amended by this section.**

**(2) Section 23.92(1)(h) is amended by adding the following after subclause (iv):**

(iv.1) the Office of the Election Commissioner,



- (iii) *the Chief Electoral Officer and the staff of the Office of the Chief Electoral Officer,*
- (iv) *the Ethics Commissioner and the staff of the Office of the Ethics Commissioner,*
- (v) *the Information and Privacy Commissioner and the staff of the Office of the Information and Privacy Commissioner,*
- (vi) *the Child and Youth Advocate and the staff of the Office of the Child and Youth Advocate, and*
- (vii) *the Public Interest Commissioner and the staff of the Office of the Public Interest Commissioner;*

### **Conflicts of Interest Act**

**6(1)** Amends chapter C-23 of the Revised Statutes of Alberta 2000.

(2) Section 23.92(1) presently reads in part:

*23.92(1) In this Part,*

- (h) *“Office of the Legislature” means*
  - (i) *the Legislative Assembly Office,*
  - (ii) *the Office of the Auditor General,*
  - (iii) *the Office of the Ombudsman,*
  - (iv) *the Office of the Chief Electoral Officer,*
  - (v) *the Office of the Ethics Commissioner,*
  - (vi) *the Office of the Information and Privacy Commissioner,*
  - (vii) *the Office of the Child and Youth Advocate, and*
  - (viii) *the Office of the Public Interest Commissioner;*

**(3) Part 2 of the Schedule is amended by adding the following after item 7:**

8. The Election Commissioner under the Election Act

### **Consumer Protection Act**

**Amends RSA 2000 cC-26.3**

**7(1) The *Consumer Protection Act* is amended by this section.**

**(2) Section 1(1) is amended by adding the following after clause (i.2):**

- (i.3) “recorded mail” means a form of document delivery by mail or courier in which receipt of the document must be acknowledged in writing;

**(3) Section 2.1 is amended**

- (a) by striking out “or a transaction” and substituting “, a representation or a transaction”;**
- (b) by striking out “or the transaction” and substituting “, the representation or the transaction”.**

**(4) Section 6(4) is amended by adding “consumers or” before “potential consumers”.**

(3) Part 2 of the Schedule presently reads:

1. *The Auditor General of Alberta under the Auditor General Act*
2. *The Ombudsman under the Ombudsman Act*
3. *The Chief Electoral Officer under the Election Act*
4. *The Ethics Commissioner under the Conflicts of Interest Act*
5. *The Information and Privacy Commissioner*
6. *The Child and Youth Advocate*
7. *The Public Interest Commissioner*

### **Consumer Protection Act**

**7(1)** Amends chapter C-26.3 of the Revised Statutes of Alberta 2000.

(2) Adds new definition.

(3) Section 2.1 presently reads:

*2.1 In determining whether this Act applies to an entity or a transaction, a court or an appeal board must consider the real substance of the entity or the transaction and in doing so may disregard the outward form.*

(4) Section 6(4) presently reads in part:

*(4) Without limiting subsections (2) and (3), the following are unfair practices if they are directed at one or more potential consumers:*

**(5) Section 177(1) is amended**

**(a) by striking out “or” at the end of clause (b);**

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

(b.1) by recorded mail, or

**Election Act**

**Amends RSA 2000 cE-1**

**8(1) The *Election Act* is amended by this section.**

**(2) Section 9(2) is amended by adding “and” after “elector”.**

**(3) Section 83(3)(b) is amended by adding “at least” after “type of”.**

**(4) Section 100(2) is repealed and the following is substituted:**

**(2)** The deputy returning officer shall provide to each elector recorded in the poll book a prefolded ballot containing the deputy returning officer’s initials in the prescribed place on its back so that when the ballot is folded the initials can be seen without unfolding it.

(5) Section 177(1) presently reads:

*177(1) If this Act requires the Minister or the Director to serve a person with a document or to give notice of a document to a person, the service or notice may, subject to the regulations under section 158.5, be given*

*(a) personally,*

*(b) by ordinary mail, or*

*(c) if the person requests that service or notice be given by electronic means that results in a printed copy of the document being received by the person, by the electronic means.*

### **Election Act**

**8(1)** Amends chapter E-1 of the Revised Statutes of Alberta 2000.

(2) Section 9(2) presently reads:

*(2) The returning officer for an electoral division must be an elector must not be ineligible under section 46 for appointment.*

(3) Section 83(3)(b) presently reads:

*(3) The names of the candidates shall be set out on the ballot as follows:*

*(b) the candidate's surname shall appear following the given name, initials or nickname, as the case may be, and be in a type of 12 point capital letters;*

(4) Section 100(2) presently reads:

*(2) The deputy returning officer shall provide to each elector recorded in the poll book a prefolded ballot*

*(a) containing the deputy returning officer's initials in the prescribed place on its back so that when the ballot is folded the initials can be seen without unfolding it, and*

**(5) Section 154(2) is amended by striking out “under under” and substituting “under”.**

### **Electronic Transactions Act**

**Amends SA 2001 cE-5.5**

**9(1) The *Electronic Transactions Act* is amended by this section.**

**(2) Section 1(1)(h)(vi) is amended by adding “the Election Commissioner,” after “Chief Electoral Officer.”**

### **Employment Standards Code**

**Amends RSA 2000 cE-9**

**10(1) The *Employment Standards Code* is amended by this section.**

**(2) Section 88(2) is repealed.**

(b) *that has a counterfoil attached to it on the back of which the deputy returning officer has inserted a number corresponding to the number recorded next to the elector's name in the poll book.*

(5) Section 154(2) presently reads:

(2) *An offence under this Part shall be tried in The Provincial Court of Alberta under the procedure set out in the Provincial Offences Procedure Act.*

### **Electronic Transactions Act**

**9(1)** Amends chapter E-5.5 of the Statutes of Alberta, 2001.

(2) Section 1(1)(h)(vi) presently reads:

*1(1) In this Act,*

(h) *“public body” means*

(vi) *the office of the Auditor General, the Ombudsman, the Chief Electoral Officer, the Ethics Commissioner, the Information and Privacy Commissioner, the Child and Youth Advocate or the Public Interest Commissioner, or*

### **Employment Standards Code**

**10(1)** Amends chapter E-9 of the Revised Statutes of Alberta 2000.

(2) Section 88(2) presently reads:

(2) *A notice of appeal that is postmarked by the Canada Post Corporation within the 21 days referred to in subsection (1) and that is received by the Director outside the 21-day period is deemed to have been received within the 21 days.*

## **Financial Administration Act**

**Amends RSA 2000 cF-12**

**11(1) The *Financial Administration Act* is amended by this section.**

**(2) Section 1(1) is amended**

**(a) in clause (f) by adding the following after subclause (vii):**

(vii.1) the Office of the Election Commissioner,

**(b) in clause (u) by adding the following after subclause (vii):**

(vii.1) the Election Commissioner,



## Financial Administration Act

**11(1)** Amends chapter F-12 of the Revised Statutes of Alberta 2000.

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

*1(1) In this Act,*

*(f) “department” means*

*(i) a department of the Government or of the public service of Alberta established under the Government Organization Act,*

*(ii) a part of the public service of Alberta that is not part of a department referred to in subclause (i) and that is designated as a department by the Lieutenant Governor in Council for the purposes of this Act, or*

*(iii) any other part of the public service of Alberta,*

*but does not include*

*(iv) the Legislative Assembly Office,*

*(v) the Office of the Auditor General,*

*(vi) the Office of the Ombudsman,*

*(vii) the Office of the Chief Electoral Officer,*

*(viii) the Office of the Ethics Commissioner,*

*(ix) the Office of the Information and Privacy Commissioner,*

*(x) the Office of the Child and Youth Advocate, and*

*(xi) the Office of the Public Interest Commissioner;*

*(u) “public official” means*

*(i) a member of the Executive Council,*

**(3) Section 29 is amended**

**(a) in clause (b) by adding the following after subclause (iv):**

(iv.1) the Office of the Election Commissioner,

**(b) in clause (c) by adding the following after subclause (iv):**

(iv.1) the Election Commissioner with respect to the Office of the Election Commissioner,

**(c) in clause (d) by adding the following after subclause (iv):**

(iv.1) the Election Commissioner with respect to the Office of the Election Commissioner,

- (ii) *a person who holds an office at the appointment of the Lieutenant Governor in Council or a member of the Executive Council and who receives remuneration from the Crown in respect of that office,*
- (iii) *the Speaker of the Legislative Assembly,*
- (iv) *the Auditor General,*
- (v) *the Information and Privacy Commissioner,*
- (vi) *the Ombudsman,*
- (vii) *the Chief Electoral Officer,*
- (viii) *the Ethics Commissioner,*
- (ix) *the Child and Youth Advocate, or*
- (x) *the Public Interest Commissioner;*

(3) Section 29 presently reads in part:

*29 In this Part,*

*(b) “department” includes*

- (i) the Legislative Assembly Office,*
- (ii) the Office of the Auditor General,*
- (iii) the Office of the Ombudsman,*
- (iv) the Office of the Chief Electoral Officer,*
- (v) the Office of the Ethics Commissioner,*
- (vi) the Office of the Information and Privacy Commissioner,*
- (vii) the Office of the Child and Youth Advocate, and*
- (viii) the Office of the Public Interest Commissioner;*

*(c) “department head” includes*



- (i) *the Speaker with respect to the Legislative Assembly Office,*
  - (ii) *the Auditor General with respect to the Office of the Auditor General,*
  - (iii) *the Ombudsman with respect to the Office of the Ombudsman,*
  - (iv) *the Chief Electoral Officer with respect to the Office of the Chief Electoral Officer,*
  - (v) *the Ethics Commissioner with respect to the Office of the Ethics Commissioner,*
  - (vi) *the Information and Privacy Commissioner with respect to the Office of the Information and Privacy Commissioner,*
  - (vii) *the Child and Youth Advocate with respect to the Office of the Child and Youth Advocate, and*
  - (viii) *the Public Interest Commissioner with respect to the Office of the Public Interest Commissioner;*
- (d) *“deputy head” includes*
- (i) *the Clerk of the Legislative Assembly with respect to the Legislative Assembly Office,*
  - (ii) *the Auditor General with respect to the Office of the Auditor General,*
  - (iii) *the Ombudsman with respect to the Office of the Ombudsman,*
  - (iv) *the Chief Electoral Officer with respect to the Office of the Chief Electoral Officer,*
  - (v) *the Ethics Commissioner with respect to the Office of the Ethics Commissioner,*
  - (vi) *the Information and Privacy Commissioner with respect to the Office of the Information and Privacy Commissioner,*
  - (vii) *the Child and Youth Advocate with respect to the Office of the Child and Youth Advocate, and*

**(4) Section 76(11)(a)(ii) is amended by adding** “the Office of the Election Commissioner,” **after** “Chief Electoral Officer,”.

**Freedom of Information and  
Protection of Privacy Act**

**Amends RSA 2000 cF-25**

**12(1) The *Freedom of Information and Protection of Privacy Act* is amended by this section.**

**(2) Section 1(p)(vi) is amended by adding** “the Election Commissioner,” **after** “Chief Electoral Officer,”.

(viii) *the Public Interest Commissioner with respect to the Office of the Public Interest Commissioner;*

(4) Section 76(11)(a) presently reads in part:

*(11) For the purposes of this section, participants include the following:*

*(a) unless the Treasury Board prescribes otherwise,*

*(ii) the Legislative Assembly Office, the Office of the Auditor General, the Office of the Information and Privacy Commissioner, the Office of the Ombudsman, the Office of the Chief Electoral Officer, the Office of the Ethics Commissioner, the Office of the Child and Youth Advocate and the Office of the Public Interest Commissioner;*

### **Freedom of Information and Protection of Privacy Act**

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

(2) Section 1(p) presently reads:

*1 In this Act,*

*(p) “public body” means*

*(i) a department, branch or office of the Government of Alberta,*

*(ii) an agency, board, commission, corporation, office or other body designated as a public body in the regulations,*

*(iii) the Executive Council Office,*

*(iv) the office of a member of the Executive Council,*

*(v) the Legislative Assembly Office,*

*(vi) the office of the Auditor General, the Ombudsman, the Chief Electoral Officer, the Ethics Commissioner, the*

## **Municipal Government Act**

**Amends RSA 2000 cM-26**

**13(1) The *Municipal Government Act* is amended by this section.**

**(2) Section 313(4) is amended by adding** “by the municipal assessor” **after** “to be prepared”.

**(3) Section 454.11(2) is amended by striking out** “subsection (2.1)(b)” **and substituting** “subsection (3)(b)”.

**(4) Section 467(2) is amended by striking out** “section 460(7)” **and substituting** “section 460(9)”.

**(5) Section 642(3) is amended**

**(a) by striking out** “the decision was made” **and substituting** “the written decision was given”;

**(b) by striking out** “the decision is made” **and substituting** “the written decision is given”.



*Information and Privacy Commissioner, the Child and Youth Advocate or the Public Interest Commissioner, or*

(vii) *a local public body,*

*but does not include*

(viii) *the office of the Speaker of the Legislative Assembly and the office of a Member of the Legislative Assembly, or*

(ix) *the Court of Appeal of Alberta, the Court of Queen's Bench of Alberta or The Provincial Court of Alberta;*

### **Municipal Government Act**

**13(1)** Amends chapter M-26 of the Revised Statutes of Alberta 2000.

(2) Section 313(4) presently reads:

*(4) A supplementary assessment bylaw must not authorize assessments to be prepared for designated industrial property.*

(3) Section 454.11(2) presently reads:

*(2) Despite subsection (1) but subject to subsection (2.1)(b) and any conditions prescribed by the regulations under section 484.1(c), a panel of a local assessment review board may consist of only one member appointed by the chair.*

(4) Section 467(2) presently reads:

*(2) An assessment review board must dismiss a complaint that was not made within the proper time or that does not comply with section 460(7).*

(5) Section 642(3) presently reads:

*(3) A decision of a development authority on an application for a development permit must be in writing, and a copy of the decision, together with a written notice specifying the date on which the decision was made and containing any other information required by the regulations, must be given or sent to the applicant on the same day the decision is made.*

**(6) Section 654(1.1) is repealed.**

**(7) Section 656(4) is amended by striking out “Section 640(5)” and substituting “Subsection (3)”.**

**(8) Section 684(4) is amended by striking out “653.1(8) or”.**

**(9) Section 686(1)(a)(i)(A) is amended by striking out “the decision is made” and substituting “the written decision is given”.**

**(10) Section 687 is amended by adding the following after subsection (3):**

**(4)** In the case of an appeal of the deemed refusal of an application under section 683.1(8), the board must determine whether the documents and information that the applicant provided met the requirements of section 683.1(2).

(6) Section 654(1.1) presently reads:

*(1.1) A decision of a subdivision authority must state*

*(a) whether an appeal lies to a subdivision and development appeal board or to the Municipal Government Board, and*

*(b) if an application for subdivision approval is refused, the reasons for the refusal.*

(7) Section 656(4) presently reads:

*(4) Section 640(5) does not apply in the case of an application that was deemed to be refused under section 653.1(8).*

(8) Section 684(4) presently reads:

*(4) Section 640(5) does not apply in the case of an application that was deemed to be refused under section 653.1(8) or 683.1(8).*

(9) Section 686(1)(a)(i)(A) presently reads:

*686(1) A development appeal to a subdivision and development appeal board is commenced by filing a notice of the appeal, containing reasons, with the board*

*(a) in the case of an appeal made by a person referred to in section 685(1)*

*(i) with respect to an application for a development permit,*

*(A) within 21 days after the date on which the decision is made under section 642, or*

(10) Section 687 presently reads in part:

*(3) In determining an appeal, the subdivision and development appeal board*

*(a) must act in accordance with any applicable ALSA regional plan;*

*(a.1) must comply with any applicable land use policies;*

*(a.2) subject to section 638, must comply with any applicable statutory plans;*

**(11) Section 708.28(4)(a) is amended by striking out “in the growth management plan” and substituting “in the growth plan or the servicing plan”.**

- (a.3) *subject to clause (d), must comply with any land use bylaw in effect;*
- (b) *must have regard to but is not bound by the subdivision and development regulations;*
- (c) *may confirm, revoke or vary the order, decision or development permit or any condition attached to any of them or make or substitute an order, decision or permit of its own;*
- (d) *may make an order or decision or issue or confirm the issue of a development permit even though the proposed development does not comply with the land use bylaw if, in its opinion,*
  - (i) *the proposed development would not*
    - (A) *unduly interfere with the amenities of the neighbourhood, or*
    - (B) *materially interfere with or affect the use, enjoyment or value of neighbouring parcels of land,*
  - and*
  - (ii) *the proposed development conforms with the use prescribed for that land or building in the land use bylaw.*

(11) Section 708.28(4) presently reads in part:

- (4) *Despite subsection (1),*
  - (a) *municipalities that are members of a growth management board are required to create a framework with other members of the same growth management board only in respect of those matters that are not addressed in the growth management plan;*
  - (b) *the Minister may by order exempt one or more municipalities from the requirement to create a framework.*

## **Occupational Health and Safety Act**

**Amends SA 2017 cO-2.1**

**14(1) The *Occupational Health and Safety Act* is amended by this section.**

**(2) Section 6 is amended**

- (a) in subsection (1)(b) and (e) by adding “or explosive” after “harmful substance” wherever it occurs;**
- (b) in subsection (2) by striking out “equipment or harmful substance” and substituting “equipment, harmful substance or explosive”.**

**(3) Section 14(6)(b) is amended by adding “or explosive” after “harmful substance”.**

## **Public Interest Disclosure (Whistleblower Protection) Act**

**Amends SA 2012 cP-39.5**

**15(1) The *Public Interest Disclosure (Whistleblower Protection) Act* is amended by this section.**

## **Occupational Health and Safety Act**

**14(1)** Amends chapter O-2.1 of the Statutes of Alberta, 2017.

(2) Section 6 presently reads in part:

*6(1) Every supplier shall*

*(b) as far as it is reasonably practicable for the supplier to do so, ensure that any harmful substance the supplier supplies is safe to use, when used in accordance with the manufacturer's specifications,*

*(e) as far as it is reasonably practicable for the supplier to do so, provide a notice to all of the employers supplied by the supplier with a harmful substance when the supplier becomes aware or ought reasonably to be aware that the harmful substance that was supplied or is about to be supplied does not comply with a standard prescribed under the regulations or the OHS code,*

*(2) Subject to subsection (1)(d) and (e), every supplier shall ensure that any equipment or harmful substance that the supplier supplies complies with this Act, the regulations and the OHS code.*

(3) Section 14(6) presently reads in part:

*(6) Every supplier shall, as far as it is reasonably practicable for the supplier to do so,*

*(b) ensure that any harmful substance the supplier supplies is supplied with a written copy of the manufacturer's specifications and instructions for safe use, as applicable, if such specifications and instructions exist.*

## **Public Interest Disclosure (Whistleblower Protection) Act**

**15(1)** Amends chapter P-39.5 of the Statutes of Alberta, 2012.

**(2) Section 1 is amended**

**(a) by adding the following after clause (d)(iv):**

(iv.1) the Election Commissioner with respect to the Office of the Election Commissioner,

**(b) by adding the following after clause (i)(iv):**

(iv.1) the Office of the Election Commissioner,



(2) Section 1 presently reads in part:

*1 In this Act,*

*(d) “department head” means*

- (i) the Clerk of the Legislative Assembly with respect to the Legislative Assembly Office or an office of a member of the Legislative Assembly,*
- (ii) the Auditor General with respect to the Office of the Auditor General,*
- (iii) the Ombudsman with respect to the Office of the Ombudsman,*
- (iv) the Chief Electoral Officer with respect to the Office of the Chief Electoral Officer,*
- (v) the Ethics Commissioner with respect to the Office of the Ethics Commissioner,*
- (vi) the Information and Privacy Commissioner with respect to the Office of the Information and Privacy Commissioner,*
- (vii) the Child and Youth Advocate with respect to the Office of the Child and Youth Advocate,*
- (viii) the Public Interest Commissioner with respect to the Office of the Public Interest Commissioner, and*
- (ix) the Chief of Staff, Office of the Premier with respect to the Premier, the Office of the Premier, a minister or an office of a minister;*

*(i) “office of the Legislature” means*

- (i) the Legislative Assembly Office,*
- (ii) the Office of the Auditor General,*
- (iii) the Office of the Ombudsman,*
- (iv) the Office of the Chief Electoral Officer,*
- (v) the Office of the Ethics Commissioner,*

**Public Sector Compensation  
Transparency Act**

**Amends SA 2015 cP-40.5**

**16(1) The *Public Sector Compensation Transparency Act* is amended by this section.**

**(2) Section 1(j) is amended by adding the following after subclause (iv):**

(iv.1) the Office of the Election Commissioner,

**Public Service Act**

**Amends RSA 2000 cP-42**

**17(1) The *Public Service Act* is amended by this section.**

**(2) Section 1 is amended**

**(a) by adding the following after clause (c)(iv):**

- (vi) *the Office of the Information and Privacy Commissioner,*
- (vii) *the Office of the Child and Youth Advocate, and*
- (viii) *the Office of the Public Interest Commissioner;*

### **Public Sector Compensation Transparency Act**

**16(1)** Amends chapter P-40.5 of the Statutes of Alberta, 2015.

(2) Section 1(j) presently reads:

*1 In this Act,*

- (j) *“Office of the Legislature” means*
  - (i) *the Legislative Assembly Office,*
  - (ii) *the Office of the Auditor General,*
  - (iii) *the Office of the Ombudsman,*
  - (iv) *the Office of the Chief Electoral Officer,*
  - (v) *the Office of the Ethics Commissioner,*
  - (vi) *the Office of the Information and Privacy Commissioner,*
  - (vii) *the Office of the Child and Youth Advocate, and*
  - (viii) *the Office of the Public Interest Commissioner;*

### **Public Service Act**

**17(1)** Amends chapter P-42 of the Revised Statutes of Alberta 2000.

(2) Section 1 presently reads in part:

*1 In this Act,*

(iv.1) the Election Commissioner with respect to the Office of the Election Commissioner,

**(b) by adding the following after clause (d)(iv):**

(iv.1) the Election Commissioner with respect to the Office of the Election Commissioner,

- (c) “department head” means
- (i) the Speaker with respect to the Legislative Assembly Office,
  - (ii) the Auditor General with respect to the Office of the Auditor General,
  - (iii) the Ombudsman with respect to the Office of the Ombudsman,
  - (iv) the Chief Electoral Officer with respect to the Office of the Chief Electoral Officer,
  - (v) the Ethics Commissioner with respect to the Office of the Ethics Commissioner,
  - (vi) the Information and Privacy Commissioner with respect to the Office of the Information and Privacy Commissioner,
  - (vi.1) the Child and Youth Advocate with respect to the Office of the Child and Youth Advocate,
  - (vi.2) the Public Interest Commissioner with respect to the Office of the Public Interest Commissioner,
  - (vii) the chair of the Labour Relations Board with respect to the staff of that Board, or
  - (viii) with respect to any other department,
    - (A) the member of the Executive Council having the administration of the department, or
    - (B) where the administration of the department is assigned to 2 or more members of the Executive Council, each member with respect to the part of the department over which that member has the administration;
- (d) “deputy head” means
- (i) the Clerk of the Legislative Assembly with respect to the Legislative Assembly Office,
  - (ii) the Auditor General with respect to the Office of the Auditor General,

**(3) Section 2(2) is amended by adding “the Election Commissioner,” after “Chief Electoral Officer,”.**

**Public Service Employee  
Relations Act**

**Amends RSA 2000 cP-43**

**18(1) The *Public Service Employee Relations Act* is amended by this section.**

**(2) Section 12(1)(g) is amended by adding the following after subclause (iii):**

(iii.1) the Office of the Election Commissioner,

- (iii) *the Ombudsman with respect to the Office of the Ombudsman,*
- (iv) *the Chief Electoral Officer with respect to the Office of the Chief Electoral Officer,*
- (v) *the Ethics Commissioner with respect to the Office of the Ethics Commissioner,*
- (vi) *the Information and Privacy Commissioner with respect to the Office of the Information and Privacy Commissioner,*
- (vi.1) *the Child and Youth Advocate with respect to the Office of the Child and Youth Advocate,*

(3) Section 2(2) presently reads:

*(2) The Auditor General, the Chief Electoral Officer, the Ombudsman, the Ethics Commissioner, the Information and Privacy Commissioner, the Child and Youth Advocate, the Public Interest Commissioner and the chair of the Labour Relations Board shall be considered as employees for the purposes of this Act except in relation to their appointment, salary and tenure of office or any other conditions prescribed by the Act under which they are appointed.*

### **Public Service Employee Relations Act**

**18(1)** Amends chapter P-43 of the Revised Statutes of Alberta 2000.

(2) Section 12(1)(g) presently reads:

*12(1) A person employed by an employer*

*(g) in any of the following:*

- (i) the Legislative Assembly Office,*
- (ii) the Office of the Auditor General,*
- (iii) the Office of the Chief Electoral Officer,*

### **Vital Statistics Act**

**Amends SA 2007 cV-4.1**

**19(1) The *Vital Statistics Act* is amended by this section.**

**(2) Section 37(1)(b)(ii) is amended by striking out “section 593” and substituting “section 680 or 710”.**



- (iv) *the Office of the Ombudsman,*
- (v) *the Office of the Ethics Commissioner,*
- (vi) *the Office of the Information and Privacy Commissioner,*
- (vii) *the Office of the Child and Youth Advocate, or*
- (viii) *the Office of the Public Interest Commissioner,*

### **Vital Statistics Act**

**19(1)** Amends chapter V-4.1 of the Statutes of Alberta, 2007.

(2) Section 37(1) presently reads in part:

*37(1) The Registrar may, in the Registrar's discretion, register the death of a person who is presumed to have died in Alberta on receiving*

(b) *one of the following:*

- (ii) *a declaration of presumption of death made under section 593 of the Insurance Act, or*





## RECORD OF DEBATE

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