

2018 Bill 31

Fourth Session, 29th Legislature, 67 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 31

**MISCELLANEOUS STATUTES
AMENDMENT ACT, 2018**

THE MINISTER OF TRANSPORTATION

First Reading

Second Reading

Committee of the Whole

Third Reading

Royal Assent

BILL 31

2018

MISCELLANEOUS 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:

Alberta Association of Municipal Districts and Counties Act

Amends SA 1923 c67

**1(1) The *Alberta Association of Municipal Districts and
Counties Act* is amended by this section.**

(2) Section 1 is repealed and the following is substituted:

1 This Act may be cited as the “*Rural Municipalities of
Alberta Act*”.

(3) The following is added after section 1:

Corporation continued

1.01 The Alberta Association of Municipal Districts and
Counties is continued as a corporation under the name “Rural
Municipalities of Alberta” (hereinafter referred to as the
“Association”).

**(4) Section 2 is amended by striking out “(hereinafter referred
to as “the Association”)”.**

Explanatory Notes

Alberta Association of Municipal Districts and Counties Act

1(1) Amends chapter 67 of the Statutes of Alberta, 1923.

(2) Section 1 presently reads:

1 This Act may be cited as “The Alberta Association of Municipal Districts and Counties Act.”

(3) Corporation continued.

(4) Section 2 presently reads in part:

2 The present members of The Alberta Association of Municipal Districts and Counties and such others as shall hereafter become members of the association hereby incorporated shall be and are hereby constituted and declared to be a body corporate under the

Business Corporations Act

Amends RSA 2000 cB-9

2(1) The *Business Corporations Act* is amended by this section.

(2) Section 289(2) is amended by striking out “and occupation”.

Companies Act

Amends RSA 2000 cC-21

3(1) The *Companies Act* is amended by this section.

(2) Section 1 is amended by adding the following after clause (t):

(t.1) “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(3) Section 22 is repealed and the following is substituted:

Company without share capital

22 In the case of a company limited by guarantee and not having a share capital articles of association prescribing regulations for the company shall be registered with the memorandum.

(4) Section 66(1)(a) is amended by striking out “addresses and occupations” and substituting “and addresses”.

name of “The Alberta Association of Municipal Districts and Counties” (hereinafter referred to as “the Association”), and by that name shall have perpetual succession and a common seal for and with the following objects, powers and purposes, namely:

Business Corporations Act

2(1) Amends chapter B-9 of the Revised Statutes of Alberta 2000.

(2) Section 289(2) presently reads:

(2) A notice sent to the Registrar pursuant to subsection (1)(c)(ii) shall contain the address and occupation of each new member of the board of directors or governing body.

Companies Act

3(1) Amends chapter C-21 of the Revised Statutes of Alberta 2000.

(2) Definition added.

(3) Section 22 presently reads:

22(1) In the case of a company limited by guarantee and not having a share capital articles of association prescribing regulations for the company shall be registered with the memorandum.

(2) The articles shall, for the purpose of enabling the Registrar to determine the fees payable on registration, state the number of members of which the company will consist.

(4) Section 66(1) presently reads in part:

66(1) Every company shall keep in one or more books a register of its members, and shall enter therein the following particulars:

(5) Section 93(1)(a) is amended by striking out “and other occupations, if any,”.

(6) Section 149(2)(e) is repealed and the following is substituted:

(e) the full names and addresses of the directors,

(7) Section 162(2)(e) is amended by striking out “and occupations”.

(8) Section 164 is repealed.

(a) *the full names, alphabetically arranged or alphabetically indexed, addresses and occupations of the subscribers of the memorandum and of every other person who agrees to become a member of the company and of every person described in the register as representing a named mortgagor, another person or an estate;*

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

93(1) Every company shall keep at its registered office a register of its directors and managers, and enter therein the following particulars:

(a) *the full names and addresses and other occupations, if any, of the directors and managers;*

(6) Section 149(2) presently reads in part:

(2) *The Registrar may relieve a company from the holding of any annual meeting on its filing with the Registrar, not less than one month before the time for holding the meeting, a statutory declaration of a director or officer, stating*

(e) *the full names, addresses, and occupations of the directors,*

(7) Section 162(2)(e) presently reads:

(2) *Every company shall, each year on or before the last day of the month immediately following its anniversary month, make a return to the Registrar containing*

(e) *the full names and addresses and occupations of the persons who as of the last day of the company's anniversary month in each year are directors of the company.*

(8) Section 164 presently reads:

164(1) When a company not having a share capital has increased the number of its members beyond the registered number, it shall file with the Registrar, within 15 days after the increase was resolved on or took place, notice of the increase of members, stating their addresses and occupations and the amount of their respective guarantees, and the Registrar shall record the increase.

(9) Section 172(3)(c) is amended by striking out “, occupations and places of residence” and substituting “and street addresses or postal addresses”.

(10) Section 173(11) is amended by striking out “registered mail” wherever it occurs and substituting “recorded mail”.

(11) Section 305(3) is amended by striking out “registered mail” and substituting “recorded mail”.

(12) The heading preceding section 308 is repealed and the following is substituted:

**Division 4
Service, Sending and Authentication
of Documents and Notices**

(13) Section 308 is repealed and the following is substituted:

Notice to and service on a company

308(1) A notice or document that is required or permitted to be sent to or served on a company may be

(2) Every company that defaults in complying with the requirements of this section is guilty of an offence.

(9) Section 172(3)(c) presently reads:

(3) The amalgamation agreement shall further set out

(c) the names, occupations and places of residence of the first directors of the amalgamated company,

(10) Section 173(11) presently reads:

(11) For the purposes of this section, adequate notice is given to a creditor of an Alberta company if notice that the Alberta company intends to amalgamate with an extra-provincial company in accordance with this Act and that a creditor may object to the amalgamation in writing by mailing by registered mail or delivering the objection to the registered office of the Alberta company within 30 days of the last date on which the notice of intention to amalgamate is

(a) sent by registered mail to each creditor having a claim against the Alberta company that exceeds \$1000, and

(b) published once in a newspaper published or distributed in the place in Alberta where the Alberta company has its registered office.

(11) Section 305(3) presently reads:

(3) The Registrar may terminate an agreement under subsection (1) with any person on 7 days' notice in writing sent by registered mail to the person at the person's last address known to the Registrar.

(12) The heading preceding section 308 presently reads:

*Division 4
Service and Authentication of Documents*

(13) Section 308 presently reads:

308 A document may be served on a company by leaving it at or sending it by registered post to the registered office of the company,

- (a) delivered to or sent by recorded mail to the company's registered office as shown in the last notice filed under section 86(2), or
- (b) delivered to or sent by recorded mail to any director, manager or other officer of the company.

(2) Notwithstanding subsection (1), a letter under section 205(1) may be sent to a company by ordinary mail to the company's registered office as shown in the last notice filed under section 86(2).

(3) A notice or document sent by recorded mail to the company in accordance with subsection (1)(a) is deemed to be received or served at the time it would be delivered in the ordinary course of mail unless there are reasonable grounds for believing that the company did not receive the notice or document at that time or at all.

(4) A letter under section 205(1) sent by ordinary mail to the company in accordance with subsection (2) is deemed to have been received or served at the time it would be delivered in the ordinary course of mail despite the fact that it is returned as undeliverable.

(5) A notice or document that may be sent or delivered under this Act may be sent by electronic means in accordance with the *Electronic Transactions Act*.

Waiver of notice

308.1(1) If a notice or document is required by this Act or the regulations to be sent, the sending of the notice or document may be waived or the time for the notice or document to be sent may be waived or abridged at any time with the consent in writing of the person entitled to receive it.

(2) The consent of a person entitled to waive the requirement for the sending of a notice or document or to waive or abridge the time for sending of the notice or document under subsection (1) may be sent by electronic means in accordance with the *Electronic Transactions Act*.

or by serving any director, manager, or other officer of the company.

Conflicts of Interest Act

Amends RSA 2000 cC-23

4(1) The *Conflicts of Interest Act* is amended by this section.

(2) Section 23.921(2)(e) is repealed.

Corrections Act

Amends RSA 2000 cC-29

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

(2) Section 34(1) is amended by striking out “section 718.1” and substituting “section 736”.

Court of Queen’s Bench Act

Amends RSA 2000 cC-31

6(1) The *Court of Queen’s Bench Act* is amended by this section.

(2) Section 2 is amended by repealing subsection (2).

(3) The following is added after section 26:

Transition to new name

27(1) The Lieutenant Governor in Council may amend sections 2(1) and 8(1) so that

Conflicts of Interest Act

4(1) Amends chapter C-23 of the Revised Statutes of Alberta 2000.

(2) Section 23.921(2) presently reads in part:

(2) This Part does not apply in respect of

(e) the medical panels commissioner and medical panels referred to in the Workers' Compensation Act,

Corrections Act

5(1) Amends chapter C-29 of the Revised Statutes of Alberta 2000.

(2) Section 34(1) presently reads:

34(1) In this section, "fine option program" means a program in which an individual against whom a fine is imposed in respect of an offence against an enactment of Alberta or an offence referred to in section 718.1 of the Criminal Code (Canada) may discharge the fine in whole or in part by earning credits for work performed.

Court of Queen's Bench Act

6(1) Amends chapter C-31 of the Revised Statutes of Alberta 2000.

(2) Section 2(2) presently reads:

(2) The Court shall, during the reign of the Queen, be styled the Court of Queen's Bench of Alberta and shall, during the reign of the King, be styled the Court of King's Bench of Alberta.

(3) Transition to new name.

- (a) the superior court of civil and criminal jurisdiction is styled as something other than the Court of Queen's Bench of Alberta, and
 - (b) officers appointed under section 8(1) are called something other than masters in chambers.
- (2) For the purposes of making any necessary changes as a result of amendments made under subsection (1), the Lieutenant Governor in Council may, by regulation,
- (a) amend the title to this Act, and
 - (b) amend this Act, the regulations under this Act or any other Act or any regulation.
- (3) The regulations authorized by this section may be made notwithstanding that a regulation being amended was made by a member of the Executive Council or some other person or body.

Election Act

Amends RSA 2000 cE-1

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

(2) Section 153.4(4) is amended by striking out "section 153.5" and substituting "section 153.7".

Health Professions Act

Amends RSA 2000 cH-7

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

(2) Section 22(2)(b) is amended

- (a) in subclause (i) by striking out "Human Services" and substituting "Community and Social Services";
- (b) in subclause (iii) by striking out "Enterprise and".

Election Act

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

(2) Section 153.4(4) presently reads:

(4) Before entering into a compliance agreement, the Election Commissioner shall require the consent of the prospective contracting party to the publication of a notice under section 153.5.

Health Professions Act

8(1) Amends chapter H-7 of the Revised Statutes of Alberta 2000.

(2) Section 22(2) presently reads in part:

(2) The Advisory Board consists of

(a) not more than 12 persons appointed as voting members by the Lieutenant Governor in Council, of which at least 25% must be regulated members or registered members of a

(3) Schedule 13 is amended in section 1(1) by striking out “a society incorporated under the *Societies Act* that is designated by an order of the Lieutenant Governor in Council” and substituting “the corporation known as the College of Midwives of Alberta”.

Judicature Act

Amends RSA 2000 cJ-2

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

(2) The following is added after section 56:

Regulations regarding the demise of the Crown

56.1(1) The Lieutenant Governor in Council may, by regulation, amend any Act or regulation to make any necessary changes as a result of the demise of the Crown.

(2) The regulations authorized by this section may be made notwithstanding that a regulation being amended was made by a member of the Executive Council or some other person or body.

Lobbyists Act

Amends SA 2007 cL-20.5

10(1) The *Lobbyists Act* is amended by this section.

(2) Section 3(2)(c) is amended by adding “, unless the submission is not related to the individual’s participation on the

profession whose registered members are authorized, by statute, to provide health services, and

(b) the following non-voting members, who must be employees of the Government:

(i) one employee designated by the Deputy Minister of Human Services;

(ii) one employee designated by the Deputy Minister of Health;

(iii) one employee designated by the Deputy Minister of Enterprise and Advanced Education.

(3) Schedule 13, section 1(1) presently reads:

1(1) On the coming into force of this Schedule, a society incorporated under the Societies Act that is designated by an order of the Lieutenant Governor in Council is continued as a corporation under the name College of Midwives of Alberta.

Judicature Act

9(1) Amends chapter J-2 of the Revised Statutes of Alberta 2000.

(2) Regulations regarding the demise of the Crown.

Lobbyists Act

10(1) Amends chapter L-20.5 of the Statutes of Alberta, 2007.

(2) Section 3(2)(c) presently reads:

board, commission, council or other similar body” **after** “section 1(1)(f)(i)”.

(3) Section 6.2 is amended by striking out “organizational lobbyist” **and substituting** “organization lobbyist”.

Maintenance Enforcement Act

Amends RSA 2000 cM-1

11(1) The *Maintenance Enforcement Act* is amended by this section.

(2) Section 23(3) is amended by striking out “in the prescribed form the Registrar under the *Land Titles Act*” **and substituting** “the Registrar under the *Land Titles Act* in the form prescribed by the Director”.

(3) Section 24 is amended

- (a) in subsection (1) by striking out** “prescribed form” **and substituting** “form prescribed by the Director”;
- (b) in subsection (3) by striking out** “regulations” **and substituting** “Director”.

(2) *This Act does not apply in respect of a submission made in any manner as follows:*

(c) *to a public office holder by an individual on behalf of a person or organization if the individual is participating on a board, commission, council or other similar body established by a public office holder, the Government or a prescribed Provincial entity on any matter referred to in section 1(1)(f)(i);*

(3) Section 6.2 presently reads:

6.2 A consultant lobbyist or organizational lobbyist shall not, in the course of lobbying activities, give or promise any gift, favour or other benefit to the public office holder being or intended to be lobbied that the public office holder is not allowed to accept or that, if given, would place the public office holder in a conflict of interest.

Maintenance Enforcement Act

11(1) Amends chapter M-1 of the Revised Statutes of Alberta 2000.

(2) Section 23(3) presently reads:

(3) Notwithstanding subsection (2) and the Land Titles Act, if, at the time of registration or subsequent to registration of the maintenance order, the Director notifies in the prescribed form the Registrar under the Land Titles Act that a maintenance order is filed with the Director, the Registrar shall discharge or register the postponement of the maintenance order registered under this section only if the discharge or postponement is signed by the Director.

(3) Section 24 presently reads in part:

24(1) If a debtor has defaulted in a payment required under a maintenance order that is filed with the Director, the Director may, by notice served on the debtor together with a statement of arrears in the prescribed form, require the debtor to do one or both of the following:

(a) *file a statement of finances with the Director;*

(4) Section 25 is amended

- (a) in subsection (1) by striking out “prescribed form” and substituting “form prescribed by the Director”;**
- (b) in subsection (2) by striking out “regulations” and substituting “Director”.**

Municipal Government Act

Amends RSA 2000 cM-26

12(1) The *Municipal Government Act* is amended by this Act.

(2) Section 381.4(2) is repealed and the following is substituted:

(2) Subsection (1) applies in respect of property in a community revitalization levy area

- (a) for a period of 20 years, or
- (b) for such other period as determined by the Lieutenant Governor in Council under section 381.5(1)(e.1), which period may not exceed 40 years,

from the year in which the community revitalization levy bylaw is made.

(b) appear before the Director to be examined in relation to employment, income, assets and financial circumstances generally, and to produce any records, documents or objects respecting the debtor's employment, income, assets and financial circumstances referred to in the notice.

(3) The statement of finances required under subsection (1)(a) shall be in the form prescribed by the regulations and shall be filed by the debtor with the Director not more than 15 days after the debtor is served with a notice under subsection (1).

(4) Section 25 presently reads in part:

25(1) If a debtor defaults in a payment required under a maintenance order that is not filed with the Director, the creditor may file a statement of arrears in the prescribed form with the clerk of the Court of Queen's Bench and by notice served on the debtor together with the statement of arrears require the debtor to file a statement of finances with the Court.

(2) The statement of finances required by subsection (1) shall be in the form prescribed by the regulations and shall be filed by the debtor with the Court of Queen's Bench not more than 15 days after the debtor is served with a notice under subsection (1).

Municipal Government Act

12(1) Amends chapter M-26 of the Revised Statutes of Alberta 2000.

(2) Section 381.4 presently reads:

381.4(1) Subject to subsection (2), the incremental assessed value of property in a community revitalization levy area shall not be included for the purpose of calculating

(a) an equalized assessment under Part 9, or

(b) the amount of a requisition under Part 10.

(2) Subsection (1) applies in respect of property in a community revitalization levy area only for 20 years from the year in which the community revitalization levy bylaw is made or such shorter period as determined by the Lieutenant Governor in Council.

(3) Section 381.5(1) is amended by adding the following after clause (e):

- (e.1) determining the period for which section 381.4(1) applies to a community revitalization levy area;

Parks Towns Act

Amends RSA 2000 cP-2

13(1) The *Parks Towns Act* is amended by this section.

(2) Section 1 is amended

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

- (a) “agreement” means
 - (i) an agreement under the *Canada National Parks Act* (Canada) that is entered into between the federal Minister and the Minister with respect to the formation of a town, and
 - (ii) an agreement under section 8.2 of the *National Parks Act* (Canada);

(b) in clause (c) by striking out “*National Parks Act* (Canada)” and substituting “*Canada National Parks Act* (Canada)”;

(c) in clause (f) by striking out “*National Parks Act* (Canada)” and substituting “*Canada National Parks Act* (Canada)”.

(3) Section 2(1) is amended by striking out “with respect to the formation of a town”.

(4) Section 3(2)(a) is amended by adding “or in Schedule 4 of the *Canada National Parks Act* (Canada)” after “in the agreement”.

- (3) Regulation-making authority added.

Parks Towns Act

13(1) Amends chapter P-2 of the Revised Statutes of Alberta 2000.

- (2) Section 1 presently reads in part:

1 In this Act,

- (a) “agreement” means an agreement entered into between the federal Minister and the Minister pursuant to section 8.2 of the National Parks Act (Canada);*
- (c) “federal Minister” means the Minister of the Government of Canada who is responsible for the administration of the National Parks Act (Canada);*
- (f) “national park” means a National Park under the National Parks Act (Canada);*

- (3) Section 2(1) presently reads:

2(1) When the Minister is satisfied that the majority of the electors of an area are in favour of forming a town, the Minister may enter into an agreement with respect to the formation of a town.

- (4) Section 3(2) presently reads in part:

(2) The order forming a town shall

- (a) describe the boundaries of the town as set out in the agreement;*

Partnership Act

Amends RSA 2000 cP-3

14(1) The *Partnership Act* is amended by this section.

(2) Section 52(3)(c) is amended by striking out “residential address” and substituting “street address or postal address”.

(3) Section 82(4)(a)(iii) is amended by striking out “residential address” and substituting “street address or postal address”.

(4) Section 94(3)(a)(iii) is amended by striking out “residential address” and substituting “street address or postal address”.

(5) Section 108(a) is amended by striking out “, occupations and residential addresses” and substituting “and street addresses or postal addresses”.

(6) Section 109(4) is amended by striking out “residential address” wherever it occurs and substituting “street address or postal address”.

Partnership Act

14(1) Amends chapter P-3 of the Revised Statutes of Alberta 2000.

(2) Section 52(3) presently reads in part:

(3) A certificate shall be signed by all the persons desiring to form a limited partnership and shall state

(c) the name and residential address of each partner, general and limited partners being respectively designated,

(3) Section 82(4) presently reads in part:

(4) An application must be in a format acceptable to the Registrar and must

(a) set out

(iii) the name and residential address of the partner who is designated as the representative of the partnership in respect of matters relating to the partnership,

(4) Section 94(3) presently reads in part:

(3) An application must be in a format acceptable to the Registrar and must

(a) set out

(iii) the name and residential address in Alberta of the partner who is designated as the representative of the partnership in matters relating to the partnership,

(5) Section 108 presently reads in part:

108 The declaration shall

(a) contain the names, occupations and residential addresses of each partner,

(6) Section 109(4) presently reads:

(7) Section 110 is amended

- (a) in subsection (2)(a) by striking out “, occupation and residential address” and substituting “and street address or postal address”;**
- (b) in subsection (4) by striking out “residential address” wherever it occurs and substituting “street address or postal address”;**
- (c) by repealing subsection (5).**

Provincial Court Act

Amends RSA 2000 cP-31

15(1) The *Provincial Court Act* is amended by this section.

(2) The following is added after section 2:

Transition to new court name

2.1(1) The Lieutenant Governor in Council may amend section 2(1) so that the provincial court for Alberta is styled as something other than “The Provincial Court of Alberta”.

(2) For the purposes of making any necessary changes as a result of amendments made under subsection (1), the Lieutenant Governor in Council may, by regulation,

- (a)** amend the title to this Act, and
- (b)** amend this Act, the regulations under this Act or any other Act or any regulation.

(3) The regulations authorized by this section may be made notwithstanding that a regulation being amended was made by a

(4) Where the residential address of a member of the firm changes, the member shall, within 15 days after the effective date of the change, file a declaration with the Registrar setting out the new residential address.

(7) Section 110 presently reads in part:

(2) A declaration under this section shall

(a) contain the name, occupation and residential address of the declarant,

(4) Where the residential address of a declarant changes, the declarant shall, within 30 days after the effective date of the change, file a declaration with the Registrar setting out the new residential address.

(5) Where the residential address of a declarant changed before the coming into force of subsection (4), the declarant shall, within 30 days of the coming into force of this subsection, file a declaration with the Registrar setting out the new residential address.

Provincial Court Act

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

(2) Transition to new court name.

member of the Executive Council or some other person or body.

Societies Act

Amends RSA 2000 cS-14

16(1) The *Societies Act* is amended by this section.

(2) Section 26 is amended

(a) in subsection (2) by repealing clause (b) and substituting the following:

(b) the full name and street address or postal address of each officer and director of the society,

(b) in subsection (3)(b) by striking out “, address or occupation” and substituting “and street address or postal address”.

(3) Section 36(1)(a) is amended by striking out “residential address” and substituting “street address or postal address”.

Traffic Safety Act

Amends RSA 2000 cT-6

17(1) The *Traffic Safety Act* is amended by this section.

(2) Section 85 is amended in the following subsections by striking out “253 or 254” and substituting “320.14 or 320.15”:

subsection (1);
subsection (2)(a) and (b);
subsection (3)(a) and (b)(i);
subsection (4).

Societies Act

16(1) Amends chapter S-14 of the Revised Statutes of Alberta 2000.

(2) Section 26 presently reads in part:

(2) A society shall each year, on or before the last day of the month immediately following its anniversary month, make a return to the Registrar containing

(b) the full name, address and occupation of each officer and director of the society,

(3) Notwithstanding anything in this section, where there is a change

(b) in the name, address or occupation of an officer or director of a society,

(3) Section 36(1) presently reads in part:

36(1) A society shall keep a register of its members containing the names of the applicants for incorporation and the name of every other person who is admitted as a member of the society, together with the following particulars of each person:

(a) the full name and residential address;

Traffic Safety Act

17(1) Amends chapter T-6 of the Revised Statutes of Alberta 2000.

(2) Updates to section references.

(3) Section 173(1) is amended in clauses (b) and (c) by striking out “259(4)” and substituting “320.18”.

(4) This section comes into force on December 18, 2018.

Travel Alberta Act

Amends SA 2008 cT-6.5

18(1) The *Travel Alberta Act* is amended by this section.

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

(3) Section 173(1) presently reads:

173(1) Where a person has been charged with an offence under

(a) section 94,

(b) subsection 259(4) of the Criminal Code (Canada), or

(c) section 130 of the National Defence Act (Canada) by reason of that person's contravening subsection 259(4) of the Criminal Code (Canada),

a peace officer, the Registrar or a person authorized by a peace officer or the Registrar shall seize or immobilize the motor vehicle that was being operated by that person at the time that the person was charged.

(4) Coming into force.

Travel Alberta Act

18(1) Amends chapter T-6.5 of the Statutes of Alberta, 2008.

(2) Section 4 presently reads in part:

(3) A director appointed under subsection (1)(a)

(a) holds office for a term fixed in the order appointing the director, which term must not exceed 3 years, and

(b) shall not serve on the board for more than 3 consecutive terms.

(4) A director appointed under subsection (1)(a) ceases to hold office when

(a) the director resigns,

(b) the director's appointment expires,

(c) the director's appointment is terminated by the Lieutenant Governor in Council, or

(d) the director is disqualified under the regulations.

