

2024 Bill 211

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First Session, 31st Legislature, 2 Charles III

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THE LEGISLATIVE ASSEMBLY OF ALBERTA

# BILL 211

## ARTS AND CREATIVE ECONOMY ADVISORY COUNCIL ACT

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MEMBER CECI

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First Reading . . . . .

Second Reading . . . . .

Committee of the Whole . . . . .

Third Reading . . . . .

Royal Assent . . . . .

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# **BILL 211**

2024

## **ARTS AND CREATIVE ECONOMY ADVISORY COUNCIL ACT**

*(Assented to \_\_\_\_\_, 2024)*

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

### **Definitions**

**1** In this Act,

- (a) “arts and creative economy” means economic activity generated by arts and creative industries;
- (b) “arts and creative industry” means each of the following industries:
  - (i) cultural heritage;
  - (ii) live performance;
  - (iii) visual and applied arts;
  - (iv) written and published works;
  - (v) audiovisual and interactive media arts;
  - (vi) sound recording;
  - (vii) architecture and design;
- (c) “council” means the council established under section 2;
- (d) “member” means a member of the council appointed under section 6(1);

- (e) “Minister” means the Minister designated under section 16 of the *Government Organization Act* as the Minister responsible for this Act;
- (f) “ministry website” means the publicly accessible website of the department administered by the Minister;
- (g) “plan” means the plan made under section 9(2).

**Establishment of council**

**2** The Arts and Creative Economy Advisory Council is established.

**Purpose of council**

**3** The purpose of the council is to support the sustainability and growth of the arts and creative economy by doing the following:

- (a) examining existing Government funding, including grant programs, tax credits and investments, for which an individual or organization operating in an arts and creative industry may be eligible;
- (b) identifying aspects of the funding referred to in clause (a) that could be changed to
  - (i) decrease barriers to collaboration and coordination among individuals and organizations operating in arts and creative industries, and
  - (ii) reduce the costs to grant applicants and recipients;
- (c) making recommendations to the Minister on the matters referred to in clauses (a) and (b);
- (d) making recommendations to the Minister on the following as it relates to an arts and creative industry:
  - (i) talent retention and development;
  - (ii) provincial marketing coordination;
  - (iii) sustainability and growth of the industry.

**Duties of council**

**4** To fulfill its purpose under section 3, the council must do each of the following:

- (a) submit to the Minister, on an annual basis, a report containing

- (i) recommendations on the matters referred to in section 3, and
  - (ii) a summary of progress in respect of the previous year's recommendations;
- (b) make and review the plan under section 9.

#### **Powers of council**

**5** In carrying out its duties under section 4, the council may do any of the following:

- (a) request from any Minister information and data on which to base its recommendations;
- (b) receive and hear submissions from individuals or groups relating to the council's purpose;
- (c) publish any submissions that are included in a report to the Minister.

#### **Appointment of members**

**6(1)** Subject to subsections (2) to (5), the Lieutenant Governor in Council must appoint at least 7 members to the council for a term not exceeding 4 years.

**(2)** An individual is eligible to be appointed as a member only if the individual is, at the time of the appointment, a resident of Alberta.

**(3)** The members of the council must include individuals from at least 5 of the following arts and creative industries:

- (a) cultural heritage;
- (b) live performance;
- (c) visual and applied arts;
- (d) written and published works;
- (e) audiovisual and interactive media;
- (f) sound recording;
- (g) architecture and design.

(4) At least one-third of the members of the council must be individuals who are directors or officers of one of the following types of entities operating in an arts and creative industry:

- (a) a society incorporated under the *Societies Act*;
- (b) a business registered under Part 9 of the *Companies Act*;
- (c) an entity incorporated by an Act of the Legislature and whose operations are not for profit.

(5) The Lieutenant Governor in Council must ensure that members of the council reflect a balance of gender, cultural and geographic representation.

(6) The Lieutenant Governor in Council must designate a member as the chair of the council.

(7) The chair designated under subsection (6) is responsible for ensuring that the council fulfills its purpose and duties under the Act.

(8) The Minister must provide secretarial support to the council for the purpose of fulfilling its duties under the Act.

#### **Remuneration and expenses**

7 The Lieutenant Governor in Council may set out each of the following in a member's appointment:

- (a) the amount of remuneration that may be paid to the member;
- (b) each type of expense for which the member may be reimbursed.

#### **Annual report**

8 The Minister must, within 15 days of receiving a report under section 4(a), publish the report on the ministry website.

#### **Arts and creative economy plan**

9(1) Subject to section 10, the council must make a plan to support, through the Government's delivery of programs and services, the growth and sustainability of arts and creative industries, including through initiatives that

- (a) encourage coordination among Government departments with respect to programs and services that affect arts and creative industries, and
- (b) reduce financial and administrative barriers for arts and creative industries to operate in Alberta.

- (2) The council must
- (a) make the plan no later than December 31, 2025, and
  - (b) review and, if necessary, revise the plan at least once every 3 years after that date.
- (3) The council must provide the Minister a copy of the plan on its initial completion and each revision referred to in subsection (2).
- (4) On receipt of a copy of the plan, the Minister must publish the plan on the ministry website.

**Consultation with Minister**

**10** The council must consult with the Minister in respect of the following:

- (a) the development of the plan;
- (b) the revision of the plan under section 9(2).

**Minister's implementation of plan**

**11(1)** On receipt of a copy of the plan, the Minister must take all necessary steps to implement the plan.

- (2) The Minister must, before January 31 of each year, complete a report on the Government's progress in implementing the plan.
- (3) Before completing a report under subsection (2), the Minister must report to the council on the Government's progress in implementing the plan.
- (4) On completion of the report under subsection (2), the Minister must
- (a) publish the report on the ministry website, and
  - (b) table the report in the Assembly if it is then sitting or, if it is not then sitting, within 15 days after the commencement of the Assembly's next sitting.

**Coming into force**

**12** This Act comes into force on December 31, 2024.



