

2024 Bill 215

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First Session, 31st Legislature, 3 Charles III

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THE LEGISLATIVE ASSEMBLY OF ALBERTA

# BILL 215

## PROHIBITING OWNERSHIP OF AGRICULTURAL LANDS (PENSION PLANS AND TRUST CORPORATIONS) ACT

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MR. VAN DIJKEN

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First Reading . . . . .

Second Reading . . . . .

Committee of the Whole . . . . .

Third Reading . . . . .

Royal Assent . . . . .

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*Bill 215*  
*Mr. van Dijken*

## **BILL 215**

2024

### **PROHIBITING OWNERSHIP OF AGRICULTURAL LANDS (PENSION PLANS AND TRUST CORPORATIONS) ACT**

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

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

#### **Amends RSA 2000 cA-9**

**1(1)** The *Agricultural and Recreational Land Ownership Act* is  
amended by this section.

**(2)** Section 1 is renumbered as section 1(1).

## Explanatory Notes

### Agricultural and Recreational Land Ownership Act

**1(1)** Amends chapter A-9 of the Revised Statutes of Alberta, 2000.

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

*1 In this Act,*

- (a) “controlled land” means land in Alberta but does not include
  - (i) land of the Crown in right of Alberta,*
  - (ii) land within the boundaries of a city, town, village or summer village, and*
  - (iii) mines and minerals;**
- (b) “parcel” means an area of land the boundaries of which are
  - (i) shown on a plan registered or filed in a land titles office, or*
  - (ii) described in the certificate of title to the land,**

*and that has not been divided into smaller areas by an instrument or plan registered or filed in a land titles office, other than a registered road plan or right of way plan, or by a natural boundary shown on a plan registered in a land titles office.*

**(3) Section 1 is amended as follows:**

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

**(i) renumbering clause (a) as clause (a.04),**

**(ii) adding the following immediately before clause (a.04):**

(a.01) “agricultural controlled land” means controlled land that is agricultural land;

(a.02) “agricultural land” has the same meaning as in the *Agricultural Operation Practices Act*;

(a.03) “Canada Pension Plan” means the plan established under the *Canada Pension Plan* (Canada);

**(iii) adding the following immediately after clause (b):**

(c) “pension plan” means each of the following plans and includes a person acting on behalf of that plan:

(i) a plan to which the *Employment Pension Plans Act* applies in whole or part, including each of the following:

(A) Local Authorities Pension Plan;

(B) Management Employees Pension Plan;

(C) Public Service Management (Closed Membership) Pension Plan;

(D) Public Service Pension Plan;

(E) Special Forces Pension Plan;

(F) Teachers’ Pension Plans;

(G) Universities Academic Pension Plan;

(ii) Canada Pension Plan;

(iii) any other plan that provides similar benefits to its members as a plan referred to in subclause (i) or (ii);

**(3)** Add definitions.

(d) “trust corporation” has the same meaning as in the *Loan and Trust Corporations Act*.

**(b) by adding the following immediately after subsection (1):**

(2) Unless a contrary intention appears, a word or expression used in this Act that is used in the *Land Titles Act* has the same meaning as in that Act.

**(4) The following is added immediately after section 1:**

**Ownership prohibited**

**1.1(1)** A pension plan or trust corporation may not take, acquire or otherwise obtain or hold an interest in agricultural controlled land.

(2) For greater certainty

- (a) the Registrar may not register in the register an interest in agricultural controlled land in the name of a pension plan or trust corporation,
- (b) an instrument is invalid to the extent that it purports to vest an interest in agricultural controlled land in a pension plan or trust corporation, and
- (c) nothing in this section is to be read as prohibiting a pension plan or trust corporation from holding, transferring or otherwise disposing of an interest in agricultural controlled land that it held immediately before the coming into force of this section.

**Amends RSA 2000 cL-20**

**2(1) The *Loan and Trust Corporations Act* is amended by this section.**

**(2) Section 203 is amended in subsection (1) by striking out “Subject to subsection (3)” and substituting “Subject to subsection (3) and section 1.1 of the *Agricultural and Recreational Land Ownership Act*”.**

**(4)** Ownership prohibited.

### **Loan and Trust Corporations Act**

**2(1)** Amends chapter L-20 of the Revised Statutes of Alberta, 2000.

**(2)** Section 203(1) presently reads:

*203(1) Subject to subsection (3), a provincial corporation may*

*(a) acquire improved real estate in Canada for the purpose of producing income, and*

*(b) acquire improved real estate in Canada that is or is to be occupied by the corporation for its own use.*

**Coming into force**

**3 This Act comes into force on proclamation.**



### **3** Coming into force.





# Record of Debate

STAGE	DATE	MEMBER	FROM	TO	TOTAL	CUMULATIVE TOTAL