

Bill No. 92 of 1936.

A BILL TO AMEND THE IRRIGATION DISTRICTS
ACT.

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NOTE.

This Bill makes provision for the submission by the board to a vote of the electors of any question relating to the business and welfare of the district for the purpose of obtaining an expression of opinion; and makes a number of other amendments of a routine character for the purpose of removing ambiguities.

R. ANDREW SMITH,
Legislative Counsel.

(This note does not form any part of the Bill and is offered merely as a partial explanation of some of its provisions.)

BILL

No. 92 of 1936.

An Act to amend The Irrigation Districts Act.

(Assented to _____, 1936.)

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

1. This Act may be cited as "*The Irrigation Districts Act Amendment Act, 1936.*"

2. *The Irrigation Districts Act*, being chapter 114 of the Revised Statutes of Alberta, 1922, is hereby amended by inserting therein, immediately after section 16 thereof, the following new section:

"**17.**—(1) For the purpose of obtaining an expression of the opinion of the voters of the district upon any matter relating to the business and welfare of the district, the board may by by-law provide for the formulation and submission to the voters of the district of a question as to any such matter, the appointment of a returning officer and the date for the holding of a poll, and any such question shall be submitted to the voters of the district by means of a vote by ballot in the same manner, *mutatis mutandis*, as is provided in the Act in the case of the submission of a by-law as to the issue of debentures.

"(2) In this section the expression 'voter' means any person entitled to vote at an election of trustees of the district."

3. The said Act is further amended as to section 28*a* thereof by striking out subsection (2) thereof and by substituting therefor the following:

"(2) Such notice shall be mailed or posted up, as the case may be, at least twenty-one clear days before the date fixed for such meeting which shall be held not later than the thirtieth day of April."

4. The said Act is further amended as to section 30 thereof by striking out the word "February", where the same occurs therein, and by substituting therefor the word "April".

5. The said Act is further amended as to section 32 thereof by striking out the words "in the last week of February", where the same occur in subsection (1) thereof, and by substituting therefor the words "in the month of April".

6. The said Act is further amended by inserting therein, immediately after section 32 thereof, the following new section:

“32a.—(1) In the case where one annual meeting only of the water users is held by the board and where it is more convenient to hold the annual election for a trustee or trustees on the same date as the annual meeting, the secretary shall give notice of the meeting in Form GG to the effect that he will receive nominations for the vacancy or vacancies on the board up to within seven days of the date of the meeting.

“(2) The nominations shall be signed by at least two voters of the district and shall contain a signed statement by the nominee that, if elected, he will be willing to serve as a trustee.

“(3) Immediately after the close of the annual meeting the secretary, acting as returning officer, shall proceed to take a vote by ballot for the election of the trustee or trustees, as the case may be, and the procedure in so doing shall be as prescribed in Part II.”

7. The said Act is further amended as to section 58 thereof,—

(a) by striking out the words “ten voters”, where the same occur in subsection (1) thereof, and by substituting therefor the words “two voters”;

(b) by striking out subsection (2) thereof and by substituting therefor the following:

“(2) In the case of elections other than the first election the date of nominations for the board shall be at least seven clear days prior to the date of the annual meeting where the election is held on the date of such meeting, and in all other cases within seven clear days after the date of the annual meeting.

“(3) No nomination shall be received unless it is accompanied by a statement in writing signed by the person nominated to the effect that he is qualified to be elected and that he will accept office if elected.”

8. The said Act is further amended as to Form B in the schedule thereto by providing space for two signatures instead of ten, and by adding at the end thereof the following:

“I hereby agree, if elected, to serve as a trustee on the board of trustees of the

Irrigation District for the term for which I am elected.
“.....
“Signature of Candidate.”

9. The said Act is further amended as to Form BB in the schedule thereto by striking out the word “ten”, where the same occurs therein, and by substituting therefor the word “two”, and by adding at the end thereof the following:

"I hereby agree, if elected, to serve as a trustee on the board of trustees of the Irrigation District for the term for which I am elected.

"Signature of Candidate."

10. The said Act is further amended as to Form G in the schedule thereto by striking out the words "day in January", where the same occur therein, and by substituting therefor the word "date", and by striking out the word "January", where it occurs therein, and by substituting therefor a blank space.

11. The said Act is further amended by inserting therein, immediately after Form G in the schedule thereto, the following new form:

"FORM GG.

"NOTICE.

"(Section 28a).

"Notice is hereby given that a meeting of the water users of Irrigation District will be held at (description of place) on the (here fill in date on which it is intended to hold meeting) at o'clock for the purpose of receiving the auditor's report of the finances of the district up to the preceding thirty-first day of December, and for the purpose of receiving the reports of the manager, secretary-treasurer and trustees of the district.

"Take notice further that immediately at the close of the meeting on the above date an election will be held for place on the board of trustees. Nominations will be received by the secretary up to and including the day of , 19 The nominations must be in the form prescribed by the Act, and forms may be obtained from the secretary on request.

"Dated at this day of , 19

"Secretary."

12. This Act shall come into force on the day upon which it is assented to.

No. 92.

FIRST SESSION
EIGHTH LEGISLATURE
1 EDWARD VIII
1936

BILL

An Act to amend The Irrigation
Districts Act.

Received and read the

First time

Second time.....

Third time.....

HON. MR. CHANT.

EDMONTON:
A. Shnitka, King's Printer
1936