

Bill No. 23 of 1938

**A BILL TO AMEND THE MUNICIPAL HOSPITALS
ACT, 1929.**

NOTE.

Section 2 of the Bill enables the Hospital Board, with the approval of the Minister, to defer from time to time the acquisition of a hospital and to enter into agreements with any other Board or any other hospital for the provision of hospital facilities for the residents of the municipal hospital district, and every agreement so made is declared to be valid and binding upon the parties thereto. This section is retro-active to the first day of April, 1937.

Section 3 of the Bill provides that where a vote is taken for the addition to or detachment of any area from a hospital district and the addition or detachment is not approved, the expenditures incurred in taking the vote are to be paid by the municipality or improvement district in which the vote is taken, and if the vote is taken in more than one municipality or improvement district then by each municipality or improvement district in that proportion which the amount of the last requisition made upon that municipality or improvement district bears to the total of all the requisitions last made upon all the municipalities or improvement districts in which such vote is taken.

Section 4 of the Bill strikes out subsection (4) of section 55 of the Act.

The amendments made by sections 5 and 6 provide for the establishment of a reserve fund and for expending that fund in altering, improving or adding to hospital buildings, lands or equipment, erecting and equipping a new hospital, nurses' home and acquiring any property real or personal required for the purpose of so doing.

The amendment made by section 7 clarifies the provisions of section 67*a* which relate to the maximum tax and makes provision for the case of ratepayers who hold land under agreements for sale. A further amendment provides that a non-resident ratepayer shall be entitled to hospital facilities as if he were a resident ratepayer. A further amendment provides that on, from and after the first of January, 1939, all sums collected by any contributing council on account of the hospital tax levied by that contributing council shall be applied by that contributing council in paying requisitions made upon it pursuant to this Act.

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. 23 of 1938.

An Act to amend The Municipal Hospitals Act, 1929.

(Assented to _____, 1938.)

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 Municipal Hospitals Act, 1929, Amendment Act, 1938.*"

2. *The Municipal Hospitals Act, 1929*, being chapter 33 of the Statutes of Alberta, 1929, is hereby amended by inserting immediately after section 28 the following new section:

"28a.—(1) With the approval of the Minister, the Board may, notwithstanding any provision of any scheme for the acquisition of a hospital, defer from time to time the acquisition of any such hospital and may enter into agreements with any other Board or any other hospital for the provision of hospital facilities for the residents of the municipal hospital district, and every agreement so made shall be valid and binding upon the parties thereto.

"(2) This section shall be deemed to have been in force at all times from and after the first day of April, 1937."

3. The said Act is further amended as to section 29 by adding at the end thereof the following new subsection:

"(8) If upon the taking of any vote under this section the proposed addition to or detachment of any area from a hospital district is not approved in the manner set out in subsection (4), the expenditures incurred in taking the vote shall be paid by the municipality or improvement district in which the vote is taken and if the vote is taken in more than one municipality or improvement district then by each municipality or improvement district in which the vote was taken in that proportion which the amount of the last requisition made upon that municipality or improvement district bears to the total of all the requisitions last made upon all the municipalities or improvement districts in which such vote is taken."

4. The said Act is further amended as to section 55 by striking out subsection (4) thereof.

5. The said Act is further amended as to section 65 by striking out subsection (2) and by substituting therefor the following:

“(2) The Board may, with the approval of the Minister, at any time when it has a sufficient amount in cash in its reserve fund, do all or any of the acts and things following, namely: alter, improve or add to its hospital buildings, lands or equipment; erect and equip a new hospital; erect and equip a nurses’ home; and acquire any property real or personal required for the purpose of so doing; and for the purpose of defraying any expenditures incurred in so doing, the Board may, without any vote, issue debentures for the amount of such expenditures, but shall not sell any debentures so issued until it has received the permission of the Minister so to do.”

6. The said Act is further amended as to section 66 by striking out paragraph (b) of subsection (1) and by substituting therefor the following:

“(b) the amount of the estimated expenditure of the district (including such amount, if any, as may be approved by the Minister, to provide a reserve fund for the retirement of debentures or for the defrayal of any of the expenditures referred to in section 65), less the estimated revenue, if any, to be derived from the hospital or hospitals;”

7. The said Act is further amended as to section 67a,—

(a) by- adding at the end of subsection (1) the following:

“For the purposes of this subsection ‘the ratepayer’ means the registered owner of any parcel, except only where there is a subsisting agreement for the sale of such parcel, in which case the purchaser of the parcel shall be deemed to be ‘the ratepayer’ so long as that agreement subsists.”;

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

“(2) A non-resident ratepayer who is assessed for the minimum tax shall be entitled to hospital facilities as if he were a resident ratepayer.”

(c) by striking out subsections (3) and (4) and by substituting therefor the following:

“(3) On, from and after the first day of January, 1939, all sums collected by any contributing council on account of the hospital tax levied by that contributing council shall be applied by that contributing council in paying requisitions made upon it pursuant to this Act.”

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

SIXTH SESSION
EIGHTH LEGISLATURE
1 GEORGE VI
1938

BILL

An Act to amend The Municipal
Hospitals Act, 1929.

Received and read the

First time.....

Second time.....

Third time.....

HON. DR. CROSS.

EDMONTON:
A. Shnitka, King's Printer
1938