

Bill No. 78 of 1944.

A BILL TO AMEND THE OLD AGE PENSIONS ACT,
ALBERTA.

NOTE.

This Bill amends *The Old Age Pensions Act, Alberta*, chapter 269, R.S.A., 1942, by validating an Order in Council which was made on September 23rd, 1943, authorizing an agreement with the Dominion Government whereby the maximum amount of old age and blind pensions was to be increased by five dollars per month. The Order in Council became effective on September 1st last and was made subject to validation by the legislature.

W. S. GRAY,
Acting Legislative Counsel.

(This note does not form any part of the Bill but is offered in explanation of its provisions.)

BILL

No. 78 of 1944.

An Act to amend The Old Age Pensions Act, Alberta.

(Assented to _____, 1944)

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

1. *The Old Age Pensions Act, Alberta*, being chapter 269 of the Revised Statutes of Alberta, 1942, is hereby amended by adding immediately after section 7 thereof the following new section:

“**7a.** A certain Order in Council dated the 23rd day of September, 1943, and intituled O.C. 1551-43, which is set out in Schedule B, is hereby validated, ratified and confirmed, and shall be deemed to have been in force at all times since the 23rd day of September, 1943.”

2. The said Act is further amended by renaming the Schedule thereto as “Schedule A”.

3. The said Act is further amended by adding at the end thereof the following new Schedule:

“SCHEDULE B.

O.C. 1551-43.

“Approved and Ordered

(Signed) J. C. BOWEN,
Lieutenant Governor.

Edmonton, Thursday, September 23rd, 1943.

“The Executive Council has had under consideration the report of the Honourable the Acting Provincial Treasurer, dated September 16th, 1943, stating that:

“Whereas the payment of Old Age Pensions in the Province is governed by *The Old Age Pensions Act*, being chapter 156 of the Revised Statutes of Canada, 1927, as amended; *The Old Age Pensions Act, Alberta*, being chapter 269 of the Revised Statutes of Alberta, 1942; certain Agreements entered into between the Government of Canada and the Government of Alberta, pursuant to the said Acts and certain regulations made by the Governor General in Council, which regulations have been adopted as regulations under *The Old Age Pensions Act, Alberta*, by Orders of the Lieutenant Governor in Council; and

“Whereas the Governor General in Council, by Order in Council numbered P.C. 6367, dated the 10th day of August, 1943, under the authority of *The War Measures Act*, being chapter 206, R.S.C., 1927, and notwithstanding anything contained in *The Old Age Pensions Act*, being chapter 156, R.S.C., 1927, has authorized the Minister of Finance of Canada to make supplementary agreements with the several Provinces, with the object of increasing the maximum pension payable from two hundred and forty dollars (\$240.00) yearly to three hundred dollars (\$300.00) yearly, subject to certain conditions; and

“Whereas, notwithstanding anything contained in *The Old Age Pensions Act, Alberta*, it is expedient and in the public interest that the Province should enter into such an agreement; and

“Whereas it is expedient and in the public interest that Municipalities, Improvement Districts and Special Areas should bear no portion of the increased cost of such pensions;

“Therefore, upon the recommendation of the Honourable the Acting Provincial Treasurer, the Executive Council advises that the Provincial Treasurer be, and he is hereby authorized to enter into a supplementary agreement with the Minister of Finance of Canada embodying the following provisions:

“The maximum pension payable shall be three hundred dollars (\$300.00) yearly, (except in the case of a blind person who marries a blind person, in which case the maximum pension shall be one hundred and fifty dollars (\$150.00) yearly) which shall be subject to reduction as follows:

“(a) In the case of an Old Age Pensioner by the amount of the Income of the pensioner in excess of sixty-five dollars (\$65.00) a year.

“(b) In the case of a blind pensioner who is un-married or a widower without a child or children, or a widow without a child or children, by the amount of the income of the pensioner in excess of one hundred and forty dollars (\$140.00) a year.

“(c) In the case of a blind pensioner who is married or a widower with a child or children or a widow with a child or children, by the amount of the income of the pensioner in excess of three hundred and forty dollars (\$340.00) a year.

“(d) In the case of a blind pensioner married to a blind person receiving a pension in respect of blindness under *The Old Age Pensions Act*, by the amount of the income of the pensioner in excess of one hundred and forty dollars (\$140.00) a year.

“(e) In the case of a blind pensioner who marries a blind person by the amount of the income of the pensioner in excess of one hundred and seventy dollars (\$170.00) a year.

“The Executive Council further advises, upon the recommendation of the Honourable the Acting Provincial Treas-

urer, that the supplementary agreement aforesaid shall be as near as may be in the form attached, and marked "Exhibit A", and shall come into force on, from and after September 1st, 1943.

"The Executive Council further advises, upon the recommendation of the Honourable the Acting Provincial Treasurer, that no portion of the increased cost of such pensions shall be charged to Municipalities, Improvements Districts or Special Areas.

"The Executive Council further advises, upon the recommendation of the Honourable the Acting Provincial Treasurer, that validating legislation shall be introduced at the next Session of the Legislature.

"(Signed) ERNEST C. MANNING.
Chairman.

"EXHIBIT A.

"Memorandum of Agreement made the 25th day of September, 1943.

"Between:

The Governor General of the Dominion of Canada in Council, represented by the Minister of Finance of Canada, hereinafter called the Dominion,

of the First Part.

and

The Lieutenant Governor of the Province of Alberta, in Council, represented by the Provincial Treasurer for Alberta, hereinafter called the Province,

of the Second Part.

"Whereas under the terms of agreements dated the 30th day of April, 1932, entered into between the Dominion and the Province pursuant to the provisions of *The Old Age Pensions Act, chapter 156, R.S.C., 1927*, as amended, and of *The Old Age Pensions Act of Alberta, chapter 269 of the Revised Statutes of Alberta, 1942*, the Province agreed to pay old age pensions and pensions in respect of blindness to the persons and under the conditions specified in the Act first above cited and the regulations made thereunder, and the Dominion agreed to pay to the Province quarterly an amount equal to seventy-five per centum of the net sum so paid out during the preceding quarter by the Province for such pensions;

"And whereas under the provisions of Dominion Order in Council P.C. 6367 dated August 10th, 1943, the Dominion is, in effect, authorized to enter into a supplementary agreement with the Province for the payment to the Province out of the War Appropriation of additional amounts based on a maximum pension of \$300.00 yearly (in place of \$240.00 yearly), subject to reductions as provided in the Order in Council aforesaid;

"And whereas the Province desires to enter into a supplementary agreement with the Dominion as aforesaid;

“And whereas the Minister of Finance for Canada and the Provincial Treasurer for Alberta have been respectively authorized to enter into a supplementary agreement accordingly;

“Now, in consideration of the premises and the respective agreements by and on behalf of the parties hereto, hereinafter set forth, this memorandum of agreement witnesseth that the parties hereto agree that the agreements aforesaid shall be modified as follows:

“The maximum pension payable shall be \$300.00 yearly, (except in the case of a blind person who marries a blind person, in which case the maximum pension shall be \$150.00 yearly) which shall be subject to reduction as follows,—

- “(a) In the case of an old age pensioner, by the amount of the income of the pensioner in excess of \$65.00 a year;
- “(b) In the case of a blind pensioner who is unmarried or a widower without a child or children or a widow without a child or children, by the amount of the income of the pensioner in excess of \$140.00 a year;
- “(c) In the case of a blind pensioner who is married or a widower with a child or children or a widow with a child or children, by the amount of the income of the pensioner in excess of \$340.00 a year;
- “(d) In the case of a blind pensioner married to a blind person receiving a pension in respect of blindness under *The Old Age Pensions Act*, by the amount of the income of the pensioner in excess of \$140.00 a year;
- “(e) In the case of a blind pensioner who marries a blind person, by the amount of the income of the pensioner in excess of \$170.00 a year.

“In witness whereof, the Honourable J. L. Ilsley, Minister of Finance of Canada has hereunto set his hand on behalf of the Dominion and the Honourable Solon E. Low, Provincial Treasurer of Alberta, has hereunto set his hand on behalf of the Province;

“Signed on behalf of the Dominion by the Hon. J. L. Ilsley, Minister of Finance, in the presence of:”

“Signed on behalf of the Province by the Hon. Solon E. Low, Provincial Treasurer, in the presence of:”

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

No. 78.

FOURTH SESSION
NINTH LEGISLATURE
8 GEORGE VI
1944

BILL

An Act to amend The Old Age Pen-
sions Act, Alberta.

Received and read the

First time.....

Second time.....

Third time.....

HON. MR. LOW.

EDMONTON:
A. Shnitka, King's Printer
1944