

## Guide to the 2022 Speaker Index

**Committee mandate:** The Select Special Committee on Real Property Rights was established by the Legislative Assembly on March 22, 2021, through the passage of Government Motion 69 of the 30th Legislature, Second Session. The committee’s deadline to report to the Legislative Assembly with recommendations was extended by Government Motion 106 of the Second Session from December 15, 2021, to June 15, 2022, and further extended to June 30, 2022, by Government Motion 28 of the Third Session.

The committee’s mandate was limited to consideration of:

- whether the legal remedies available to a real property owner who is deprived of the use of their real property are adequate;
- whether the real property rights should be expanded or, in the case of an individual, constitutionally protected;
- whether the law of adverse possession should be abolished;
- whether the expropriation processes provided under the Expropriation Act are adequate;
- any other matter that the committee decides is necessary to ensure the completeness of its review.

The Legislative Assembly referred Bill 206, Property Rights Statutes Amendment Act, 2020, to the committee for review on April 12, 2021, in accordance with Standing Order 78.1. Bill 206 was dropped from the Order Paper at the end of the 30th Legislature, Second Session.

The committee could review as part of its mandate any part of the following statutes: Alberta Bill of Rights, Alberta Land Stewardship Act, Expropriation Act, Land Titles Act, Law of Property Act, Limitations Act, Responsible Energy Development Act. The committee could review any other act which the committee determined was necessary to ensure the completeness of its review.

The committee tabled its final report on June 20, 2022.

There are two indexes for the transcripts of meetings of the Select Special Committee on Real Property Rights, a **subject index** and a **speaker index**. Interim indexes are unedited and are not considered official. Committee activities during the 30th Legislature, Third Session (February 22, 2022 – ) are as follows.

### Abbreviations

#### *Political parties*

Ind.	Independent (no party affiliation)
NDP	New Democratic Party
UCP	United Conservative Party

Abbreviations not included in the above list are in the subject index in alphabetical order.

### Committee meeting dates and page ranges with links to transcripts:

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- Long, Martin M. (West Yellowhead, UCP; Parliamentary Secretary for Small Business and Tourism)**
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**McCanna, John (Participant, Fort Macleod public meeting, Real Property Rights Review)**

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**McNiven, Kathy (Participant, Hanna public meeting, Real Property Rights Review)**

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  - Landowner rights, sale of mineral rights to substances on the surface of land ... RP169–70, 176–77
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  - Section 1(1)(p), definition of “minerals” ... RP169
- Property rights review, public input
  - Public meeting, Hanna ... RP169–70, 176–77
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  - Acquisition of mineral rights for red shale and bentonite ... RP169, 176–77

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- Alberta Energy Regulator
  - Statements of concern, definition of “directly and adversely affected” ... RP162
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  - Pore space ownership ... RP162
- Committee on Real Property Rights, Select Special Mandate, committee to expand its review to include Surface Rights Act, motion on (Milliken: carried) ... RP194
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**Milliken, Nicholas (Calgary-Currie, UCP) (continued)**

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  - Section 45, amendments by provincial Legislatures ... RP199
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  - Property rights protection, committee recommendation that Justice and Solicitor General ministry identify the textual changes to the Constitution and the process and associated steps necessary to constitutionally entrench real property rights in Alberta and report its findings to the Assembly by July 15, 2023, motion on (Milliken: carried) ... RP198–99
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  - Liability management framework, committee recommendation that minister consider oil and gas prices in the determination of mandatory closure spend targets, motion on (Schmidt: defeated) ... RP198
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  - Landowner compensation ... RP188–89
- Family farms
  - Intergenerational transfer ... RP147
- Flood plains
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  - Landowner rights, compensation for regulatory takings ... RP143
  - Landowner rights, electric power line construction ... RP147–48
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- Historical Resources Act
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  - Subdivision and development appeals, costs ... RP196
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- Responsible Energy Development Act
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- Sand and gravel mines and mining
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  - Committee recommendation that the act be amended to reduce the cost of appeals by owners or occupiers and to establish an arbitration process to resolve disputes, motion on (Rutherford: carried) ... RP196
- Transportation/utility corridors
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**Moses, Gary (Participant, St. Paul public meeting, Real Property Rights Review)**

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**Murfin, Lindsye (Participant, Eckville public meeting, Real Property Rights Review)**

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  - Section 6, duty to allow access ... RP192
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**Newton, William (Participant, Fort Macleod public meeting, Real Property Rights Review)**

- Carbon capture and storage
  - Pore space ownership ... RP160
- Constitution of Canada
  - Property rights protection (proposed) ... RP159
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- Freehold lands
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**Nielsen, Christian E. (Edmonton-Decore, NDP)**

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- Auditor General
  - Committee recommendation that Auditor General conduct a performance audit of AER and AUC in respect of significant delays in adjudicating matters involving real property owners, motion on (Nielsen: defeated) ... RP202
- Committee on Real Property Rights, Select Special Mandate, committee to expand its review to include Surface Rights Act, motion on (Milliken: carried) ... RP194

**Nielsen, Christian E. (Edmonton-Decore, NDP)**

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- Expropriation
  - Landowner compensation, committee recommendation that government examine its process for compensation in respect of the expropriation of real property, specifically with respect to determining fair market value of real property, motion on (Hanson: carried) ... RP201-2
- Freehold lands
  - Adverse possession (squatters' rights), proposed abolishment, committee to adopt the recommendations in ALRI's report Adverse Possession and Lasting Improvements to Wrong Land with respect to the abolition of adverse possession, motion on (Yao: carried unanimously) ... RP201
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  - Real property rights, motion on Oil and Gas Conservation Act ruled out of order ... RP203
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- Responsible Energy Development Act
  - Committee recommendation that the act be amended to specify persons considered to be directly and adversely affected by an application or decision relating to the use of a body of water, motion on (Schmidt: defeated) ... RP200
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- Surface Rights Act
  - Committee recommendation that the act be amended to reduce the cost of appeals by owners or occupiers and to establish an arbitration process to resolve disputes, motion on (Rutherford: carried) ... RP197
  - Committee recommendation that the timeline to resolve matters referred under the act to the LPRT be reviewed and that the act be amended to allow the Lieutenant Governor in Council to prescribe timelines to resolve disputes, motion on (Rowswell: carried) ... RP197
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- Wildlife conservation and management
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**Patten, Dan (Participant, Edson public meeting, Real Property Rights Review)**

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**Patten, Dan (Participant, Edson public meeting, Real Property Rights Review) (continued)**

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**Petek, Rosaline (Participant, Fort Macleod public meeting, Real Property Rights Review)**

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- Communications planning
  - Property rights review, public meeting advertising ... RP155
- Freehold lands
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**Redcrow, Sheila (Participant, St. Paul public meeting, Real Property Rights Review)**

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- Saddle Lake First Nation
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**Reed, Curtis (Participant, Eckville public meeting, Real Property Rights Review)**

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**Reszel, Kyle (Participant, St. Paul public meeting, Real Property Rights Review)**

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- Property rights review, public input
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**Robert, Nancy (Clerk of Journals and Committees, Research and Committee Services, Legislative Assembly Office)**

- Motions (procedure)
  - Auditor General, committee recommendation that Auditor General conduct a performance audit of AER and AUC in respect of significant delays in adjudicating matters involving real property owners (Nielsen: defeated), motion ruled in order ... RP202
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**Roszell, Dennis (Participant, Eckville public meeting, Real Property Rights Review)**

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  - Landowner rights, compensation for regulatory takings ... RP132
  - Landowner rights, compensation for regulatory takings, committee recommendation that government develop a comprehensive structure to compensate real property owners if regulatory changes remove reasonable uses of their property, motion on (Rowswell: carried) ... RP202
  - Landowner rights, energy resource development ... RP147
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**Rutherford, Brad (Leduc-Beaumont, UCP)**

- Committee on Real Property Rights, Select Special
  - May 26, 2022, meeting agenda, committee to approve as amended, motion on (Rutherford: carried) ... RP193
  - May 26, 2022, meeting agenda, leave sought to amend agenda (granted) ... RP193
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**Sandberg, Maryanne V. (Participant, Fort Macleod public meeting, Real Property Rights Review)**

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**Schmidt, Marlin (Edmonton-Gold Bar, NDP)**

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  - Landowner rights, electric power line construction ... RP137
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- Responsible Energy Development Act
  - Committee recommendation that the act be amended to specify persons considered to be directly and adversely affected by an application or decision relating to the use of a body of water, motion on (Schmidt: defeated) ... RP199–201
- Surface Rights Act
  - Committee recommendation that the act be amended to reduce the cost of appeals by owners or occupiers and to establish an arbitration process to resolve disputes, motion on (Rutherford: carried) ... RP196
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**Schwartz, Robert (Participant, Eckville public meeting, Real Property Rights Review)**

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**Strankman, Rick (Participant, Hanna public meeting, Real Property Rights Review)**  
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**Sweet, Heather (Edmonton-Manning, NDP)**  
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**Syson, Joann (Participant, St. Paul public meeting, Real Property Rights Review)**  
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**Terletski, Andrea (Participant, St. Paul public meeting, Real Property Rights Review)**  
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**Terletski, Mike (Participant, St. Paul public meeting, Real Property Rights Review)**  
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**Thornton, Doug (Participant, Fort Macleod public meeting, Real Property Rights Review)**  
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**Toews, Jim (Participant, St. Paul public meeting, Real Property Rights Review)**  
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**Toner, Jim (Participant, Edson public meeting, Real Property Rights Review)**

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  - Right to hunt and fish ... RP119
- Elk
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  - Migratory game birds ... RP121
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  - Regulation on private land ... RP119, 121, 123
- Property rights review, public input
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- Wildlife conservation and management
  - Opportunity for All (documentary film) ... RP121
  - Regional wildlife management advisory committees (proposed) ... RP121-22
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**van Dijken, Glenn (Athabasca-Barrhead-Westlock, UCP)**

- Property rights review
  - Deliberation ... RP197, 204
- Public lands
  - Recreational use, regulation of ... RP204
- Surface Rights Act
  - Committee recommendation that the timeline to resolve matters referred under the act to the LPRT be reviewed and that the act be amended to allow the Lieutenant Governor in Council to prescribe timelines to resolve disputes, motion on (Rowswell: carried) ... RP197

**Wanner, Robert (Participant, Medicine Hat public meeting, Real Property Rights Review)**

- Aboriginal consultation
  - Land-use consultation ... RP150
- Communications planning
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**Watts, Jackie (Participant, Hanna public meeting, Real Property Rights Review)**

- Alberta Energy Regulator
  - Compliance and enforcement ... RP172, 178
- Clubroot (plant pathogen)
  - Prevention plan ... RP173
- Energy industries
  - Land sales (lease for access), landowner complaints ... RP172
- Land and Property Rights Tribunal
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- Property rights review, public input
  - Public meeting, Hanna ... RP172-73, 177-78
- Property tax
  - Unpaid corporate taxes, energy companies ... RP178
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**Webster, David (Participant, Hanna public meeting, Real Property Rights Review)**

- Energy industries
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**Wirsta, Kevin (Participant, St. Paul public meeting, Real Property Rights Review)**

- Alberta Utilities Commission
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  - Property rights protection (proposed) ... RP134
- Freehold lands
  - Landowner rights, energy resource development ... RP135
- Property rights review, public input
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**Yao, Tany (Fort McMurray-Wood Buffalo, UCP)**

- Committee on Real Property Rights, Select Special Mandate ... RP128
- Freehold lands
  - Adverse possession (squatters' rights), proposed abolishment, committee to adopt the recommendations in ALRI's report Adverse Possession and Lasting Improvements to Wrong Land with respect to the abolition of adverse possession, motion on (Yao: carried unanimously) ... RP201
  - Landowner rights, energy resource development ... RP132
- Property rights review
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- Property rights review, public input
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**Young, Jody (Participant, Eckville public meeting, Real Property Rights Review)**

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