Alberta Regulation 380/2003

Income and Employment Supports Act

TEMPORARY EMPLOYMENT AND JOB CREATION PROGRAMS REGULATION


Table of Contents

Definitions 1
Employers 2
Programs 3
Repeal 4
Expiry 5
Coming into force 6

Definitions

1 In this Regulation,

(a) “Act” means the Income and Employment Supports Act;

(b) “non-profit organization” means an organization

(i) incorporated under the Societies Act,

(ii) registered under Part 9 of the Companies Act,

(iii) formed under the Agricultural Societies Act,

(iv) formed under the Cemetery Companies Act,

(v) registered under Part 21 of the Business Corporations Act if the extra-provincial corporation does not carry on business for the purpose of gain, or

(vi) incorporated by a private Act of the Parliament of Canada or of the Legislature if the corporation

(A) does not pay dividends to its shareholders or any part of its income to any member for that member’s personal benefit, and

(B) does not distribute property to its shareholders or members on its winding-up or dissolution.
2 The following are employers for the purposes of the section 27(1)(a) of the Act:

(a) the Government of Alberta or an agent for all purposes of the Government of Alberta;

(b) a municipality;

(c) an Indian band under the Indian Act (Canada);

(d) a Metis settlement;

(e) a school jurisdiction under the School Act;

(f) a municipal library system or community board under the Libraries Act;

(g) a nursing home under the Nursing Homes Act operating as a society under the Societies Act;

(h) the Board of Trustees of the Alberta Blue Cross Plan under the ABC Benefits Corporation Act;

(i) an authority under the Regional Airports Authorities Act;

(j) a board under the Universities Act;

(k) a college board or a board of a private college under the Colleges Act;

(l) a board under the Technical Institutes Act;

(m) the board under the Banff Centre Act;

(n) a non-profit organization;

(o) a regional health authority, community health council or provincial health board under the Regional Health Authorities Act;

(p) an existing non-regional health authority referred to in section 1(c) of the Regional Health Authorities Act;

(q) the Alberta Cancer Board under the Cancer Programs Act.

3 For the purposes of Part 4 of the Act, the following are prescribed as “job training programs” and “temporary job creation programs”:

(a) Work Foundations Program;

(b) Training for Work/Job Skills Training;
(c) Alberta Job Corps Program;

(d) Student Temporary Employment Program.

Repeal

4 The Student and Temporary Employment Regulation (AR 52/99) is repealed.

Expiry

5 For the purpose of ensuring that this Regulation is reviewed for ongoing relevancy and necessity, with the option that it may be repassed in its present or an amended form following a review, this Regulation expires on March 31, 2010.

Coming into force

6 This Regulation comes into force on January 1, 2004.

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Alberta Regulation 381/2003

Income and Employment Supports Act

RECOVERY, ADMINISTRATIVE PENALTIES AND APPEALS REGULATION

Filed: December 17, 2003


Table of Contents

Definition 1
Notices 2
Debts due - sponsors 3

Administrative penalties

Administrative penalties 4
Appeal of administrative penalty 5

Appeals

No appeals from certain decisions of the Director 6
Appointment to appeal panel 7
Health Benefits Review Committee 8
Part 2, Division 5 Review Committee 9
Expiry 10
Coming into force 11
1 In this Regulation, “Act” means the Income and Employment Supports Act.

2(1) A notice under section 25(2) of the Act that an amount is required to be paid by a training provider

   (a) must be in writing, and

   (b) must indicate that the right to appeal must be exercised within 30 days of the date of receipt of the notice.

(2) A notice under section 35(5) of the Act that a repayment is required

   (a) must be in writing, and

   (b) must indicate that the right to appeal must be exercised within 30 days of the date of receipt of the notice.

(3) A notice under section 36(3) of the Act that a repayment is required from the financial administrator or third party

   (a) must be in writing, and

   (b) must indicate that the right to appeal must be exercised within 30 days of the date of receipt of the notice.

(4) A notice under section 37(2) of the Act of an amount payable

   (a) must be in writing, and

   (b) must indicate that the right to appeal must be exercised within 30 days of the date of receipt of the notice.

(5) A notice under section 38(5) must be in writing.

(6) A notice given under this section may be

   (a) served personally on the person, or

   (b) sent by ordinary mail to the address of the person according to the records of the Director.

3(1) A sponsor who owes an amount payable to the Government pursuant to subsection 145(2) of the Immigration and Refugee Protection Act (Canada) may appeal the requirement to pay to an appeal panel under section 43 of the Act.

(2) The appeal must be brought within 30 days from when the sponsor received notice of the requirement to pay under section 37(2).
Administrative Penalties

4(1) For the purposes of section 24(1)(a) of the Act, an administrative penalty is payable in respect of a contravention of the following:

   (a) sections 21 and 23(3) of the Act, and

   (b) sections 4, 5 and 9 of the Training Provider Regulation.

(2) The notice to a training provider to pay an administrative penalty must be given in writing and must contain the following information:

   (a) the name of the training provider required to pay the administrative penalty;

   (b) particulars of the contravention;

   (c) the amount of the administrative penalty and the date by which it must be paid;

   (d) a statement of the right to appeal.

(3) A notice given under this section may be

   (a) served personally on the training provider,

   (b) sent by ordinary mail to the address of the training provider according to the records of the Director, or

   (c) sent by electronic means to the training provider.

(4) Subject to section 24(4)(c) of the Act and subsection (5) of this Regulation, the amount of an administrative penalty for each day that the contravention occurs or continues is $1000.

(5) In a particular case, the Director may, subject to section 24(4)(c) of the Act, increase or decrease the amount of the administrative penalty referred to in subsection (4) on considering the following factors:

   (a) the degree of wilfulness in the contravention;

   (b) whether or not there was any mitigating circumstances relating to the contravention;

   (c) whether or not steps have been taken to prevent reoccurrence of the contravention;

   (d) whether or not the person who receives the notice of administrative penalty has a history of non-compliance;

   (e) whether or not the person who receives the notice of administrative penalty has derived any economic benefit from the contravention.
5(1) A training provider may appeal the director’s decision to impose an administrative penalty or any other decision of the Director that gives rise to a debt under section 25(1) of the Act by serving the Minister with a notice of appeal within 30 days of being notified under section 25(2) of the Act.

(2) The Minister must, within 30 days of being served with a notice of appeal, appoint a committee to hear the appeal.

(3) The committee, after reviewing the Director’s decision, may confirm, vary or reverse the decision.

(4) The decision of the committee is final.

Appeals

6 Decisions of the Director that may not be appealed to an appeal panel under section 47 of the Act are as follows:

(a) decisions to pay health benefits under section 21(2) of the Income Supports Health and Training Benefits Regulation;

(b) eligibility or continuing eligibility for or the amount or value of assistance provided under Part 2, Division 4 of the Act;

(c) provision of employment and training benefits under the Employment and Training Benefits for Persons with Disabilities Regulation;

(d) decisions referred to in section 5(1).

Appointment to appeal panel

7(1) An initial appointment to the appeal panel under section 47 of the Act is for one year.

(2) A person may be appointed for additional consecutive terms of 3 years.

(3) Subject to subsection (4), the cumulative periods of appointment must not exceed 10 years.

(4) If, in the opinion of the Minister, it is necessary for the effective operation of the panel, the Minister may appoint a person for one additional term of 3 years.

Health Benefits Review Committee

8(1) The Minister shall appoint a Health Benefits Review Committee consisting of 3 employees of the Department of Human Resources and Employment.
(2) The Review Committee may review decisions referred to in section 6(a) at the written request of an applicant.

(3) The request must be made within 30 days of the date a person is notified of the decision.

(4) Any one of the members may review the decision.

(5) The decision of the Committee or a member of the Committee is final.

9(1) The Minister shall appoint a review committee consisting of 3 employees of the Government for the purpose of reviewing decisions made under the Employment and Training Benefits for Persons with Disabilities Regulation, except sections 4 and 5.

(2) An applicant or recipient affected by a decision referred to in section (1) may request the review committee to review the decision.

(3) The request must be made within 30 days of the date the applicant or recipient is notified of the decision.

(4) The decision of the review committee is final.

10 For the purpose of ensuring that this Regulation is reviewed for ongoing relevancy and necessity, with the option that it may be repassed in its present or an amended form following a review, this Regulation expires on March 31, 2010.

11(1) Sections 1, 2(2) to (5) and 3 come into force on the day Part 6 of the Income and Employment Supports Act comes into force.

(2) Sections 2(1), 4 and 5 come into force on the day Part 3 of the Income and Employment Supports Act comes into force.

(3) Sections 6 to 9 come into force on the day Part 7 of the Income and Employment Supports Act comes into force.
Alberta Regulation 382/2003
Insurance Act
FAIR PRACTICES REGULATION

Made by the Lieutenant Governor in Council (O.C. 591/2003) on December 17, 2003 pursuant to section 511 of the Insurance Act.

Table of Contents

Definition 1
Prohibited practices 2
Notice of refusal, termination, change 3
Expiry 4
Related amendment 5

Definition

1 In this Regulation, “contract” means a contract of automobile insurance.

Prohibited practices

2(1) An insurer shall not, on or after this Regulation comes into force,

(a) refuse to issue a contract,

(b) refuse to renew a contract entered into before, on or after this Regulation comes into force,

(c) terminate a contract entered into before, on or after this Regulation comes into force, or

(d) refuse to provide or continue any coverage or endorsement in respect of a contract entered into before, on or after this Regulation comes into force solely on any one or more of the grounds set out in subsection (3).

(2) An insurance agent or an insurance broker shall not submit an application for automobile insurance to a servicing carrier of the Facility Association solely on any one or more of the grounds referred to in subsection (3).

(3) The grounds for the purposes of subsections (1) and (2) are as follows:

(a) the age of the insured, the applicant or any other person who is or would be an insured under the contract;

(b) the gender or marital status of the insured, the applicant or any other person who is or would be an insured under the contract;
(c) an individual living in the insured’s household holds a valid driver’s licence but does not drive or will not be driving the insured’s vehicle;

(d) the age of the vehicle that is or would be described in the contract, unless the vehicle

   (i) is an antique motor vehicle as defined in the Operator Licensing and Vehicle Control Regulation (AR 320/2002), or

   (ii) has been substantially modified for enhanced performance;

(e) whether the insured, the applicant or any other person who is or would be an insured under the contract

   (i) is or has been insured by the Facility Association,

   (ii) has been refused insurance or refused a renewal of insurance by an insurer,

   (iii) has made a claim under a policy of automobile insurance as a result of an incident for which the insured, applicant or other person was not at fault,

   (iv) has an unsatisfactory claims record, if the claims record includes a claim resulting from an incident for which the insured, applicant or other person was not at fault,

   (v) failed to make a payment to an insurer, other than the first payment of a periodic payment plan, unless the payment was made more than 30 days after the date on which it was due,

   (vi) had a lapse in coverage under a contract for less than 24 months, unless the lapse resulted directly or indirectly from the suspension of the driver’s licence of the insured, applicant or other person, or

   (vii) possesses a characteristic that is unrelated to the underwriting of the risk covered by the contract;

(f) the credit rating of the insured, the applicant or any other person under the contract.

3 An insurer who, on or after this Regulation comes into force,

   (a) refuses to issue a contract,

   (b) refuses to renew a contract entered into before, on or after this Regulation comes into force,
(c) terminates a contract entered into before, on or after this Regulation comes into force,

(d) refuses to provide or continue any coverage or endorsement in respect of a contract entered into before, on or after this Regulation comes into force, or

(e) changes the classification of risk assumed under a contract of automobile insurance, if the change results in an increased premium,

must provide the insured or the applicant with notice of the refusal, termination or change together with clear written reasons that are sufficient to permit the insured or the applicant to determine why the insurer acted as it did without the need to refer to any other information.

4 For the purpose of ensuring that this Regulation is reviewed for ongoing relevancy and necessity, with the option that it may be repassed in its present or an amended form following a review, this Regulation expires on May 1, 2006.

5(1) The Enforcement and Administration Regulation (AR 129/2001) is amended by this section.

(2) The Schedule is amended by adding the following after section 4:

5 Fair Practices Regulation

- sections 2 and 3.

Alberta Regulation 383/2003

Public Sector Pension Plans Act

PUBLIC SECTOR PENSION PLANS (LEGISLATIVE PROVISIONS) (MATRIMONIAL RELATIONSHIP BREAKDOWN) AMENDMENT REGULATION

Filed: December 17, 2003

Made by the Lieutenant Governor in Council (O.C. 593/2003) on December 17, 2003 pursuant to section 6; Schedules 1, 2, 4, 5 and 6, section 12; Schedules 1, 2, 4 and 5, section 4 of the Public Sector Pension Plans Act.

1 The Public Sector Pension Plans (Legislative Provisions) Regulation (AR 365/93) is amended by this Regulation.
2 Section 3(1) is repealed and the following is substituted:

3(1) This Part applies to all the pension plans referred to in section 1(a), (b), (d) and (e) of the Act.

3 Section 13 is repealed and the following is substituted:

13(1) Interpretation provisions in Part 3 apply in this section.

(2) Notwithstanding Part 3, either pension partner may file a matrimonial property order under this section that reflects the laws that were applicable with respect to the division and distribution of benefits before June 24, 2003, and in that case those laws continue to apply with respect to the division and distribution of the participant pension partner’s benefit.

(3) The right of the pension partners to file under subsection (2) expires, and this section is repealed, at the end of December 2004.

4 The following is added after Part 2:

Part 3
Division and Distribution of Benefits on Relationship Breakdown

20 The provisions of the Employment Pension Plans Act and the Employment Pension Plans Regulation (AR 35/2000) respecting the division and distribution of benefits on the breakdown of the relationship of pension partners to whom that legislation relates, as adapted for the purposes of the Plans and contained in this Part, apply with respect to the Plans and, for the convenience of the user of this Regulation, the provisions of that legislation, as adapted where applicable, are set out in full rather than adopted by reference.

21(1) In this Part,

(a) “Closed Management Plan” means the pension plan referred to in section 1(f) of the Act;

(b) “Court” means the Court of Queen’s Bench;

(c) “delayed division” means a division where the distribution is to be delayed under section 30(1)(c)(ii);

(d) “division date” means

(i) where the participant pension partner’s pension commencement occurred before the making of the
matrimonial property order, the time when that order is made,

(ii) where there is a delayed division, the participant pension partner’s event date, or

(iii) in any other case, the end date;

(e) “division factor” means the fraction constituting the proportion of the total pre-division benefit that is awarded or given to the non-participant pension partner in the matrimonial property order;

(f) “end date” means the time marking the end of the period of joint accrual;

(g) “event date” means the time

(i) as of when the participant pension partner, having terminated, is paid a lump sum or has a lump sum transferred,

(ii) when the participant pension partner commences a pension,

(iii) when the participant pension partner dies, or

(iv) as of when the participant pension partner transfers the pension entitlement to another registered pension plan under a reciprocal agreement or other transfer arrangement,

whichever event occurs first;

(h) “file” means file under section 37;

(i) “matrimonial property order” or “order” means a matrimonial property order within the meaning of the Matrimonial Property Act, or a similar order enforceable in Alberta of a court outside Alberta, that affects the payment or distribution of a pension partner’s benefits and, to avoid doubt, includes a consent order of the Court adopting an agreement entered into between pension partners in proceedings under the Matrimonial Property Act providing for the division and distribution of a benefit;

(j) “non-participant pension partner’s share” means the share referred to in section 29;

(k) “participant pension partner” means, in relation to the Plan, the pension partner who is or was the participant in
question, and “non-participant pension partner” means the other pension partner;

(l) “pensionable age” means, in relation to the participant pension partner and

(i) in relation to the Local Authorities Pension Plan and the Public Service Pension Plan, the age of 65 years,

(ii) in relation to the Management Employees Pension Plan, the age of 60 years, and

(iii) in relation to the Special Forces Pension Plan and the Closed Management Plan, the age of 55 years;

(m) “pension partner” means a pension partner or former pension partner, or a spouse or former spouse in the case of the Closed Management Plan, to whom this Part applies by virtue of section 22;

(n) “period of joint accrual” means the period whose beginning and end are specified in the matrimonial property order in accordance with section 25(1)(a);

(o) “Plan” means the applicable pension plan referred to in section 22(1);

(p) “plan rules” means the plan rules of the Plan in question and, in the case of the Closed Management Plan, means the rules of that Plan, as contained in Schedule 6 to the Act, the regulations thereunder and the old plan within the meaning of that Schedule;

(q) “total entitlement” means the total benefit, or the value of that benefit, accrued to the participant pension partner, calculated in accordance with section 27;

(r) “total pre-division benefit” means the proportion of the total benefit, or the value of that proportion, that is accrued during the period of joint accrual, calculated in accordance with section 28.

(2) For the purposes of this Part, a participant pension partner is vested at the relevant time if that person, were he to terminate at that time, would be entitled to receive a pension immediately or in the future.

(3) Where, under this Part, a commuted value is to be paid or transferred, then in construing this Part in relation to the Closed Management Plan, the relevant provisions in the Management Employees Pension Plan (AR 367/93) are to be treated as applying to the Closed Management Plan.
(4) Subject to subsection (3), where a term from the plan rules of the Management Employees Pension Plan applies by virtue of section 1(2) and that term is not used in the Closed Management Plan, then, for the purposes of this Part, the term is to be treated as having the equivalent meaning under the Closed Management Plan or as close to it as the comparative contexts allow.

(5) To avoid uncertainty, for the purposes of this Part, pensionable service accumulated by the participant pension partner during the period of joint accrual includes

(a) all pensionable service that is credited to the participant pension partner before the end date by reason of a transfer into the Plan of money under a reciprocal agreement or other transfer arrangement and that relates to service performed during the period of joint accrual, and

(b) all other prior service to the extent that it was paid for during the period of joint accrual, but does not include any other prior service.

22(1) This Part applies to all the pension plans referred to in section 3(1) and also to the Closed Management Plan.

(2) Subject to section 33, this Part applies with respect to the division and distribution of benefits where, as between pension partners, a matrimonial property order is filed with the Minister, and this Part applies notwithstanding any other provision of the Act, the regulations and the plan rules, and notwithstanding any other rule of law or equity to the contrary, except that section 13 prevails over this Part to the extent of inconsistencies between them.

(3) This Part applies only with respect to a matrimonial property order made on or after June 24, 2003.

23(1) Notwithstanding the Matrimonial Property Act or any other rule of law or equity to the contrary, the Court shall not make a matrimonial property order dividing or distributing a benefit or any portion of a benefit except in a manner that complies with this Part.

(2) Nothing in subsection (1) prevents the Court from distributing, under the Matrimonial Property Act, property that is not a benefit in a manner that takes account of how a benefit is to be divided or distributed in compliance with this Part.

24 Subject to this Part, the entitlement of any person to a benefit is subject to entitlements arising under a matrimonial property order filed with the Minister.
25  A matrimonial property order must specify
    (a) the beginning and end of the period that the benefit is considered to have jointly accrued for the purposes of the *Matrimonial Property Act*,
    (b) whether or not there is to be a delayed division, and
    (c) the division factor, which must not exceed 50%.

26  Benefits must be divided between the pension partners, and the non-participant pension partner’s share distributed, in accordance with this Part and, subject to the foregoing, in accordance with the applicable matrimonial property order.

27  The total entitlement, to be calculated as of division date,
    (a) if the participant pension partner is not then vested, is equal to the value of the participant pension partner’s employee contributions,
    (b) if the participant pension partner has already commenced to receive a pension, is the pension itself,
    (c) if the non-participant pension partner is entitled to choose and chooses a delayed division, is the commuted value of the participant pension partner’s pension or the value of any other benefit as at the event date, and includes the employee contribution excess, if any, or
    (d) if the participant pension partner is then vested and has not yet commenced to receive a pension and the non-participant pension partner is not entitled to or does not choose a delayed division, is equal to the commuted value of the pension, calculated as if the participant pension partner had terminated at the end date and on the assumption that the participant pension partner will commence to receive the pension
        (i) if pensionable age has not yet been reached, at pensionable age, or
        (ii) if pensionable age has already been reached,
            (A) on the date mentioned in the matrimonial property order, if such a date is so mentioned, or
            (B) if not so mentioned, on the day following the day on which the order is made.
28 The total pre-division benefit is to be calculated, as of the division date, according to the following formula:

\[
A = \frac{B \times C}{D}
\]

where

\[A = \text{the total pre-division benefit}\]
\[B = \text{the total entitlement}\]
\[C = \text{the aggregate of all the pensionable service accumulated by the participant pension partner in the period of joint accrual}\]
\[D = \text{the participant pension partner’s total pensionable service}.\]

29(1) The non-participant pension partner’s share is to be calculated as the total pre-division benefit multiplied by the division factor.

(2) Where the non-participant pension partner’s share is paid or transferred after the division date, interest is to be paid on it or it is to be re-computed in the same manner as the plan rules require, where applicable, in the case of a benefit paid or transferred after termination.

30(1) The non-participant pension partner’s share shall,

(a) if the participant pension partner was not vested at the end date, and at the non-participant pension partner’s option, either be paid as a lump sum or transferred to a retirement savings vehicle belonging to the non-participant pension partner,

(b) if at the end date the participant pension partner was vested but was not yet within 10 years of pensionable age and has not yet commenced to receive a pension, be transferred to a retirement savings vehicle belonging to the non-participant pension partner, or

(c) if at the end date the participant pension partner was vested and was within 10 years of or had already attained pensionable age and has not yet commenced to receive a pension, at the non-participant pension partner’s option, either

(i) be transferred to a vehicle referred to in clause (b), or
(ii) be paid or so transferred at the participant pension partner’s event date.

(2) Notwithstanding subsection (1), if and to the extent that the non-participant pension partner’s share were a benefit under the plan rules which the plan rules would treat

(a) as locked in, the share is locked in, or

(b) as not locked in, the share is not locked in.

(3) Notwithstanding subsections (1) and (2), the non-participant pension partner’s share under the Closed Management Plan is not locked in except to the extent that it is based on commuted value.

(4) Notwithstanding subsection (1), where a pension has already commenced to be paid at the time the matrimonial property order is made, the non-participant pension partner’s share is to be paid directly to the non-participant pension partner in the form of a pension which, for the purposes of the Plan, is a portion of the participant’s pension partner’s pension.

31(1) References in this section to the participant pension partner’s benefit, if the event date is that individual’s death, are to the benefit payable on the death.

(2) After the division date, the Minister shall adjust the participant pension partner’s benefit using the relevant calculations set out in this section.

(3) If the participant pension partner’s pension commencement occurred before the making of the matrimonial property order or in the event of a delayed division, the participant pension partner’s benefit as at the division date shall be decreased by the amount of the total pre-division benefit multiplied by the division factor.

(4) If subsection (3) does not apply, the participant pension partner’s benefit shall be reduced at the participant pension partner’s event date to take into account the non-participant pension partner’s share in accordance with subsections (5) to (7).

(5) If the participant pension partner is not vested at the event date, the participant pension partner’s benefit shall be reduced by the sum of the non-participant pension partner’s share at the end date and interest thereon from the end date to the event date.

(6) If the participant pension partner’s benefit is a pension, the pension shall be reduced by $A$ where
A = B x C x D x E

B = the total pre-division benefit, calculated on the assumption (whether so or not) that the participant pension partner was vested at the end date

C = the division factor

D = the factor, equal to or greater than 1, representing the compound effect of the annual cost of living increases, if any, between the end date and the event date, based on actual inflation measured annually in that period, with cost-of-living increases being determined using a formula that is consistent with the assumption for cost-of-living increases applying after termination and prior to pension commencement inherent in the commuted value calculation under the Plan

E = the factor representing the reduction to be applied when pension commencement occurs before pensionable age that is certified by an actuary and approved in writing by the Minister for the purposes of this provision in respect of the Plan.

(7) If the participant pension partner is vested at the event date and the participant pension partner’s benefit is a lump sum or transferable amount, that amount, excluding any employee contribution excess, shall be adjusted by multiplying it by the ratio of (F-A)/F, where

F = the pension that would have been payable had a pension rather than a lump sum or transfer been chosen, calculated as if the participant pension partner had terminated on the event date and on the assumption that the participant pension partner would have commenced to receive the pension on attaining the age of 55 years or at the event date, if later,

and

A = the amount A, as set out in subsection (6).

32 If the full amount of the non-participant pension partner’s share has been distributed pursuant to this Part,

(a) that pension partner has no further entitlement to any benefit or any other right under the Plan, and

(b) the Minister and the Plan have no further obligation to that pension partner and have no liability to either pension partner or any other person by reason only of the fact that the matrimonial property order was complied with.
Disclosure of information

33(1) In this section, references to pension partners, participant pension partners or non-participant pension partners include pension partners or former pension partners, within the meaning of the plan rules, who are or were married to each other, where a matrimonial property order is being contemplated.

(2) The Minister shall provide to both pension partners, as soon as reasonably practicable after receiving both a written request for it from either and proof that is satisfactory to the Minister of their matrimonial relationship, a written statement specifying

(a) an estimate of the total entitlement, calculated however as of the date of the request rather than the division date, or such earlier date as is specified in the request,

(b) the date on which the participant pension partner became a participant,

(c) the amount of pensionable service accumulated by the participant pension partner up to the date referred to in clause (a) and, if applicable, the amount of pensionable service accumulated during the period of joint accrual,

(d) the date, if applicable, on which the participant pension partner terminated, and

(e) other information whose disclosure is contemplated by subsection (5), on request for it.

(3) The Minister is not required to provide the statement referred to in subsection (2) more than once in a calendar year.

(4) The Minister shall provide to the participant pension partner, as soon as reasonably practicable after the division takes place, a written statement containing

(a) the date the division became effective, and

(b) a summary and description of the remaining benefits to which the participant pension partner will be entitled after the distribution of the non-participant pension partner’s share.

(5) A non-participant pension partner is a prescribed person for the purposes of section 9.2(2)(d) of the Act to the extent that the Minister considers that the employment information (within the meaning of section 9.2(1) of the Act) is required

(a) to determine the entitlement under this Part of a married or formerly married individual referred to in subsection (1), or
(b) to complete the division and distribution pursuant to a filed matrimonial property order.

34(1) If, on the filing of a matrimonial property order, the Minister is unable to comply with it because it is incomplete, it does not comply with this Part or there is doubt as to what exactly the Minister must do to comply with it, the Minister may apply to the Court to redress the situation arising from that inability so to comply.

(2) An application to the Court under subsection (1) is to be by originating notice in the case of a consent order referred to in section 21(1)(i) or by notice of motion in the case of any other matrimonial property order, in either case supported by an affidavit on 7 days’ notice or any shorter period that the Court allows.

(3) The costs of an application under subsection (1) are to be borne by both or either of the pension partners, as decided by the Court and, to the extent that any such costs are paid by the Minister, the Minister has a right of action in debt against the pension partner or pension partners for the costs, according to the Court’s decision on the costs.

35(1) The division or distribution of a benefit under a matrimonial property order does not constitute an assignment, charge, anticipation, giving as security or surrender of an interest of or in the benefit or any rights for the purposes of the plan rules.

(2) Section 14 applies with respect to both pension partners’ shares.

36 Subject to section 34(3), the Minister shall charge no fee for any services under this Part.

37 For the purposes of this Part, a matrimonial property order is filed only if it or a certified copy of it is served on the Minister by

(a) leaving it at an office of the Alberta Pensions Administration Corporation and receiving a receipt for its delivery signed by any of that corporation’s employees, or

(b) by sending it by registered or certified mail to an office of that corporation.

5(1) This Regulation is deemed to have come into force on June 24, 2003.

(2) The Public Sector Pension Plans (Legislative Provisions) (Relationship Breakdown, 2003) Amendment Regulation (AR 206/2003) is deemed never to have been enacted and,
notwithstanding sections 35 and 36 of the Interpretation Act, any rights and obligations purporting to be conveyed by that Regulation and to be acquired and accrued are to be regarded as never having existed.

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Alberta Regulation 384/2003

Income and Employment Supports Act

TRAINING PROVIDER REGULATION

Filed: December 17, 2003

Made by the Minister of Alberta Human Resources and Employment (M.O. 88/03) on December 17, 2003 pursuant to section 26 of the Income and Employment Supports Act.

Table of Contents

Definitions 1
Approval of training programs 2
Tuition-funded programs 3
Duties of training providers 4
Training provider records 5
Withdrawal 6
Acceptable attendance 7
Acceptable progress 8
Refunds 9
Financial security 10
Expiry 11
Coming into force 12

Definitions

1(1) In this Regulation,

(a) “academic term” means a period of study in an approved training program of not more than 6 months within an academic year;

(b) “academic year” means a period of study in an approved training program of a minimum 9 months but not more than 12 months;

(c) “acceptable attendance” means acceptable attendance in accordance with section 7;

(d) “acceptable progress” means acceptable progress in accordance with section 8;

(e) “approved training program” means a program that has been approved by the Director under section 2;
(f) “books and supplies” means such books and supplies as are essential to the successful completion of an approved training program, but does not include computer hardware;

(g) “Department” means the Department of Human Resources and Employment;

(h) “learner start date” means the first day of the academic year of the approved training program in which the full-time learner is enrolled;

(i) “learner with a disability” means a learner who because of chronic or permanent physiological or psychological loss of function is limited in his or her ability to perform activities necessary to participate in training;

(j) “learner withdrawal date” means the date determined in accordance with section 6;

(k) “mandatory fees” means flat-rate charges incurred by all the learners in an approved training program for libraries, technology, laboratories and any other facilities the use of which is necessary to both assist in instruction and program completion, but does not include tuition fees and fees for health and dental benefits;

(l) “prescribed fees” means mandatory fees and student association fees;

(m) “student association fees” means the fees that are payable to a students association for student association activities but effective August 1, 2004 do not include fees for health and dental benefits;

(n) “tuition-funded program” means an approved training program whereby the training provider charges tuition fees and other prescribed fees to learners accepted for enrolment in the program, which fees are paid by the Department on behalf of learners, up to a total funding allocation prescribed by the Director.

(2) For the purpose of this Regulation, a full-time learner is a person who

(a) subject to clauses (b) to (f), enrolls in not less than 60% of an approved training program for full-time learners;

(b) for learners in the Literacy, Adult Basic Education, and English as a Second Language programs, enrolls in an approved training program for not less than 20 hours per week;

(c) for learners in an upgrading program at the Grade 10 to 12 level that is intended to prepare learners for further academic or
technical training or employment, enrolls in not less than 18 hours per week per academic term;

(d) for learners in an integrated training program approved under section 2, enrolls in not less than 25 hours per week in the integrated training program;

(e) for learners in an occupational training program approved under section 2, meets the requirements established by the training provider and accepted by the Department;

(f) for learners with a disability eligible to receive training benefits under section 12 of the Act, enrolls in not less than 40% of an approved training program for full-time learners.

2 The Director may approve a training program offered by a person if

(a) the person has, at the request of the Director, applied in the form and manner provided by the Director and within the time specified by the Director, for the approval of a proposed training program;

(b) the person has the capacity to carry out the following, in circumstances where the Director determines it is necessary:

   (i) provide assessment services as required by the Director;

   (ii) provide case management services as required by the Director;

   (iii) provide adequate instruction in the proposed training program;

   (iv) monitor and report on the progress of learners as required by the Director,

(A) while the learners are enrolled in the proposed training program, and

(B) after the learners have completed the proposed training program;

(c) in the opinion of the Director, the person can or is reasonably likely to be able to meet performance expectations established by the Director;

(d) there are employment opportunities for graduates of the proposed training program or the program will prepare the learner for further training leading to employment;

(e) the person is able to provide financial security in a form acceptable to the Director, if required by the Director;
(f) the tuition fees and mandatory fees to be charged for the program are at levels acceptable to the Director;

(g) the person has demonstrated that it has met the requirements of any certification or accreditation process required by the Director;

(h) in the case of a person offering vocational training that requires licensing under the *Private Vocational Schools Act*, the person is so licensed;

(i) the person agrees in writing to comply with

   (i) this Regulation and other enactments relating to policies governing the proposed training program, and

   (ii) any terms or conditions of approval for the proposed training program.

---

**Tuition-funded programs**

3(1) In the case of a tuition-funded program, the Director may determine from time to time the total funding allocation for a training provider or the total number of learners that may be accepted into approved training programs.

(2) A training provider shall not exceed any maximum funding allocation or accept more than the number of learners approved by the Director.

---

**Duties of training providers**

4(1) A training provider shall, if applicable,

(a) use the funds granted to a learner in accordance with any terms or conditions of approval for the approved training program,

(b) ensure that income support payments provided under Part 2, Division 1, of the Act or assistance under the *Grants, Donations and Loans Regulation* (AR 315/83) payable to full-time learners are distributed only to the eligible learner and only if the learner to whom the funds are payable continues to meet the eligibility requirements of the Act and this Regulation or under the *Grants, Donations and Loans Regulation*;

(c) return to the Director all payments referred to in clause (b) that have not been distributed within 5 days after the date determined by the Director,

(d) ensure that learners are enrolled in the approved training programs for which they are eligible and have been approved, and monitor their continuing eligibility,
(e) charge tuition fees and prescribed fees and the cost of books and supplies within any funding limits approved by the Director for the approved training program,

(f) charge only the tuition fees and prescribed fees that have been approved for the approved training program, and no other program related fees,

(g) charge the same tuition fees and prescribed fees and charge the same prices for books and supplies to learners as are charged to other students in the same program,

(h) charge comparable tuition fees and prescribed fees and charge comparable prices for books and supplies to learners as are charged to other students in comparable programs delivered by the training provider,

(i) ensure that the premises at which the approved training program will be provided comply with the municipal zoning bylaws and applicable municipal and provincial public health, safety, fire and building standards,

(j) ensure that instructors have the qualifications to teach the approved training program,

(k) maintain the requirements of any certification or accreditation process required as a condition of the approval of the approved training program,

(l) notify the Director, within the time and in the form and manner determined by the Director, about

    (i) learners who have withdrawn, or are considered to have withdrawn in accordance with section 6 from an approved training program,

    (ii) learners who have been expelled by the training provider,

    (iii) learners who have not met the acceptable attendance standards, and

    (iv) learners who have not met the acceptable progress standards,

(m) at the request of the Director, provide confirmation of any changes in enrolment,

(n) monitor and report, as the Director requires, on further training taken and employment achieved by learners, at such intervals and for such period following completion of their approved training program, as the Director requires,
(o) for each approved training program, continue to meet the performance expectations required by the Director,

(p) for each approved training program, maintain the amount of financial security required in the approval of the training program, and

(q) use the forms and electronic systems determined by the Director.

(2) Effective August 1, 2004, the charge for a student association fee may not exceed $100 in each academic term to a total maximum not exceeding $200 in an academic year.

5(1) A training provider must maintain records for each learner in an approved training program, in the form and manner determined by the Director, containing the information required by the Director, if the information is necessary to administer an approved training program including, without limitation, the following:

(a) records of all income support payments and payment of training benefits distributed to learners by the training provider;

(b) tuition fees and prescribed fees paid on behalf of learners;

(c) records of learner attendance, withdrawal or expulsion;

(d) learner progress records;

(e) records regarding further training taken and employment achieved by a learner after completion of an approved training program.

(2) A training provider must retain the records at such place and for such period as is determined by the Director and may only dispose of the records in accordance with the standards and procedures determined by the Director.

(3) A training provider must ensure that the personal information that it collects with respect to learners in an approved training program under the Act or this Regulation is used and disclosed by it only for the purpose of providing the approved training program unless the collection, use or disclosure of the information for some other purpose is authorized by law, including the Freedom of Information and Protection of Privacy Act.

(4) On reasonable notice and at reasonable times, a training provider must allow the Director or persons authorized by the Director to enter the premises where the records are kept and to inspect them.
Withdrawal

6 A learner is considered to have withdrawn from an approved training program on the earliest of the following dates:

(a) the day the learner notifies the training provider or the Director that he or she is withdrawing or has withdrawn;

(b) the day the learner is expelled by the training provider;

(c) the day the learner ceases to meet the requirements for acceptable attendance;

(d) the day the learner ceases to meet the requirements for acceptable progress;

(e) the day the learner completes the program, if it is earlier than the scheduled completion date.

Acceptable attendance

7(1) Subject to subsection (5), a full-time learner meets the requirements for acceptable attendance if the learner is present for all scheduled training in each academic term except for the absences set out in subsection (2).

(2) A full-time learner must not be absent for more than 5 days on which classes are scheduled without having provided to the training provider, at the time the reason for the absence arises, a verified or verifiable medical or equivalent reason that in the opinion of the training provider excuses the absence.

(3) The full-time learner may provide the reason under subsection (2) as soon as practicable if the learner can demonstrate to the training provider that he or she was not reasonably able to provide it when it arose.

(4) A full-time learner may not be absent from classes for more than 3 consecutive weeks for any reason.

(5) A full-time learner participating in off site distance programs meets the requirements for acceptable attendance, if the learner meets the requirements determined by the Director for the particular program.

Acceptable progress

8(1) A full-time learner meets the requirements for acceptable progress if the learner, unless otherwise determined by the Director, passes all courses in which the learner must be enrolled to be a full-time learner and demonstrates the essential competencies needed to successfully complete the program and to progress to the next level of training or to become employed.

(2) A part-time learner meets the requirements for acceptable progress if the learner, unless otherwise determined by the Director, passes all courses in which the learner is enrolled and demonstrates the essential competencies needed to successfully complete the courses and to progress to the next level of training or to become employed.
9(1) Training providers must in accordance with this section refund to the Minister of Human Resources and Employment funds paid under a tuition-funded program to the training provider.

(2) Refunds of tuition fees and prescribed fees for a full-time learner must be calculated in accordance with the following:

(a) 100% of the academic term tuition fees and prescribed fees for a learner who was accepted and enrolled in an approved training program and whose funding application has been approved by the Department, but who never attended the program, less an administration fee;

(b) 75% of the academic term tuition fees and mandatory fees for a learner if the time period between the learner start date and the learner withdrawal date is at least 1% and not more than 20% of the academic term;

(c) 40% of the academic term tuition fees and mandatory fees for a learner if the time period between the learner start date and the learner withdrawal date is at least 21% and not more than 40% of the academic term;

(d) no refunds shall be paid when the time period between the learner start date and the learner withdrawal date is 41% or more of the academic term.

(3) The refund of tuition fees and prescribed fees must be paid to the Minister by the training provider within 90 days from the scheduled commencement date of the academic term from which the learner withdrew.

(4) For the purposes of this section, a full-time learner is no longer enrolled in an approved training program once the learner has withdrawn or is deemed to have withdrawn from the program in accordance with section 6.

(5) The amount of administration fee referred to in subsection (2)(a) that a training provider may charge cannot exceed $50 per academic year per learner.

10(1) If the Director requires, a training provider must provide the Minister with financial security in a form and amount that is acceptable to the Director.

(2) The Director may declare any security that has been provided by the training provider under subsection (1) to be forfeited to the Crown in right of Alberta if

(a) the training provider is unable to provide or complete an approved training program, or
(b) the training provider is required to make refunds under section 9 and the training provider is unable or refuses to make the refund.

Expiry

11 For the purpose of ensuring that this Regulation is reviewed for ongoing relevancy and necessity, with the option that it may be repassed in its present or an amended form following a review, this Regulation expires on March 31, 2010.

Coming into force

12 This Regulation comes into force on January 1, 2004.

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Alberta Regulation 385/2003

Change of Name Act

CHANGE OF NAME AMENDMENT REGULATION

Filed: December 18, 2003

Made by the Minister of Government Services (M.O. R:2015/03) on December 15, 2003 pursuant to section 30 of the Change of Name Act.

1 The Change of Name Regulation (AR 16/2000) is amended by this Regulation.

2 Section 5 is amended by striking out “November 30, 2004” and substituting “November 30, 2009”.

3 The Schedule is amended by repealing Form 1 and substituting the attached Form 1.
**Application for Change of Name**

**Section 1: APPLICANT INFORMATION**

<table>
<thead>
<tr>
<th>Full Legal Name</th>
<th>Given Name(s)</th>
<th>Middle Name(s)</th>
<th>Last Name</th>
</tr>
</thead>
<tbody>
<tr>
<td>Marmon Name</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Sex</th>
<th>Male</th>
<th>Female</th>
</tr>
</thead>
<tbody>
<tr>
<td>Date of Birth</td>
<td>month by name</td>
<td>day</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Place of Birth</th>
<th>Marital Status (check one only)</th>
<th>Married</th>
<th>Never been married</th>
<th>Divorced</th>
<th>Widowed</th>
</tr>
</thead>
<tbody>
<tr>
<td>Address</td>
<td>Street</td>
<td>City/Town</td>
<td>Telephone Number</td>
<td>Telephone Number (Business)</td>
<td></td>
</tr>
<tr>
<td>Province</td>
<td>Postal Code</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

**NOTE:** If born in a province other than Alberta, you must provide a copy of an **official government birth certificate.** If born outside of Canada, a copy of a birth certificate (with certified English translation), an immigration document, or a copy of the front and back of a Canadian citizenship card must be provided.

The items listed below are **not acceptable** as supporting documents:
- Passport
- Driver’s Licence
- Alberta Health Care Card
- Social Insurance Card
- Baptismal Certificate
- Commemoration of Canadian Citizenship
- Notice of Birth Registration
- Treaty Cards

**Reason for this application:**

- [ ] Are you changing your own name? Yes [ ] No
- [ ] Are you changing your spouse’s name (of the opposite sex), who you are legally married to? Yes [ ] No
- [ ] Are you changing a child’s name? Yes [ ] No
- [ ] Are you changing your partner’s name, who is presently in an Adult Interdependent Relationship with you? Yes [ ] No
- [ ] If the answer is Yes to question No. 4, provide information about your partner and their current marital status:
  - [ ] Male
  - [ ] Female
  - [ ] Married
  - [ ] Never been married
  - [ ] Divorced
  - [ ] Widowed

"Spouse" means the husband or wife of a legally married person (who is of the opposite sex).

"Adult Interdependent Relationship (AIR)" - see page 8
### ALTA. REG. 385/2003

**CHANGE OF NAME**

---

**BOX 001 Legally Married**
- **Check ✓ if you are currently living in a relationship with your current partner.**
- **Yes** if you are currently living in an Adult Interdependent Relationship, if **No**, go to Box 102 on Page 3.

- **Date of Spouse’s Birth**
- **Place of Birth**
- **Date of Marriage**
- **Place of Marriage**

**Full Legal Name of Spouse**
- **Given Name(s)**
- **Last Name (if spouse is female, give maiden last name)**

---

**BOX 002 Divorced**
- **Your final divorce papers must be submitted with this application.**

- **Date of Marriage**
- **Place of Marriage**
- **Date of Divorce**
- **Place of Divorce / Court Annulment**

**Full Legal Name of Former Spouse**
- **Given Name(s)**
- **Last Name (if spouse is female, give maiden last name)**

---

**BOX 003 Widowed**
- **Check ✓ if you are currently living in an Adult Interdependent Relationship with your current partner.**
- **Yes** if you are currently living in an Adult Interdependent Relationship, if **No**, go to Box 104 in this application.

- **Date of Marriage**
- **Place of Marriage**
- **Date of Death**
- **Place of Death**

**Full Legal Name of Former Spouse**
- **Given Name(s)**
- **Last Name (if spouse is female, give maiden last name)**

---

**BOX 004 Currently Living in an Adult Interdependent Relationship**
- **If you have never been legally married and are not currently living in an Adult Interdependent Relationship, if **Yes**, go to Box 102 on Page 3.**

- **Date of Partner’s Birth**
- **Place of Birth**

**Full Legal Name of Partner**
- **Given Name(s)**
- **Last Name (if partner is female, give maiden last name)**

---

**REG 3152 (2003)12**

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- 1424 -
I would like to change my Spouse/Partner’s Name

Note:
- If your spouse/partner was born in a province other than Alberta, you must provide a copy of an official government birth certificate.
- If born outside of Canada, a copy of your spouse/partner’s birth certificate (with certified English translation), an immigration document, or a copy of the front and back of a Canadian citizenship card must be submitted with this application.

**BOX 201 Spouse/Partner’s Married Last Name**

1. Is your spouse/partner a **female** who is using a **last name that was assumed by a legal marriage** (to a spouse of the opposite sex)?
   - Yes ▶ Her **Last Name** assumed by legal marriage is: ____________________________
   - No ▶ Proceed to Box 202

   Proceed to Question 2 of Box 201

2. Do you want to change your spouse/partner’s **Last Name** that she assumed by a legal marriage?
   - Yes ▶ I would like to change my spouse/partner’s **Last Name** assumed by marriage to: ____________________________
   - No ▶ Proceed to Box 202

   Proceed to Box 202

**BOX 202 Spouse/Partner’s Last Name**

1. My spouse/partner’s **Last Name** as recorded on their Birth Record is: ____________________________

   Proceed to Question 2 of Box 202

2. Do you want to change your spouse/partner’s **Last Name** as indicated on their Birth Record?
   - Yes ▶ I would like to change my spouse/partner’s **Last Name** to: ____________________________
   - No ▶ Proceed to Box 203

   Proceed to Box 203

**BOX 203 Spouse/Partner’s Given Name(s)**

1. My spouse/partner’s **Given Name(s)** as recorded on their Birth Record are: ____________________________

   Proceed to Question 2 of Box 203

2. Do you want to change your spouse/partner’s **Given Name(s)** as indicated on their Birth Record?
   - Yes ▶ I would like to change my spouse/partner’s **Given Name(s)** to: ____________________________
   - No

   - Yes
   - No
**Adult Interdependent Partner's Current Marital Information**

Only complete this page when:

- you are living in an Adult Interdependent Relationship, and
- you are changing your partner's name, and
- your partner is a female and using a last name assumed by a legal marriage (to a spouse of the opposite sex).

**BOX 204 Legally Married**

(Click '✓' to state that:)
- My partner is legally married

- If your partner was legally married in a province other than Alberta, a copy of her official government marriage certificate must be submitted with this application.
- If legally married outside of Canada, a copy of her marriage certificate (with certified English translation) or another official document verifying her marital status and spouse’s name, must be submitted with this application.

<table>
<thead>
<tr>
<th>Full Legal Name of Your Partner's Spouse</th>
<th>Given Name(s)</th>
<th>Last Name</th>
</tr>
</thead>
<tbody>
<tr>
<td>Date of Marriage</td>
<td>month by name</td>
<td>day</td>
</tr>
</tbody>
</table>

**OFFICE USE ONLY**

<table>
<thead>
<tr>
<th>Registration Number</th>
<th>Amendment Number</th>
<th>Amend</th>
<th>Yes</th>
<th>No</th>
</tr>
</thead>
</table>

**BOX 205 Divorced**

(Click '✓' to state that:)
- My partner is divorced.

- If your partner was legally married in a province other than Alberta, a copy of her official government marriage certificate must be submitted with this application.
- If legally married outside of Canada, a copy of her marriage certificate (with certified English translation) or another official document verifying her marital status and spouse’s name, must be submitted with this application.

OR

- If a marriage certificate is not available, a copy of your partner's final divorce papers must be submitted with this application.

<table>
<thead>
<tr>
<th>Full Legal Name of Your Partner's Former Spouse</th>
<th>Given Name(s)</th>
<th>Last Name</th>
</tr>
</thead>
<tbody>
<tr>
<td>Date of Marriage</td>
<td>month by name</td>
<td>day</td>
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<th>Amend</th>
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<th>No</th>
</tr>
</thead>
</table>

**BOX 206 Widowed**

(Click '✓' to state that:)
- My partner is widowed.

- If your partner was legally married in a province other than Alberta, a copy of her official government marriage certificate must be submitted with this application.
- If legally married outside of Canada, a copy of her marriage certificate (with certified English translation) or another official document verifying her marital status and spouse’s name, must be submitted with this application.

<table>
<thead>
<tr>
<th>Full Legal Name of Your Partner's Former Spouse</th>
<th>Given Name(s)</th>
<th>Last Name</th>
</tr>
</thead>
<tbody>
<tr>
<td>Date of Marriage</td>
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<td>day</td>
</tr>
</tbody>
</table>

**OFFICE USE ONLY**

<table>
<thead>
<tr>
<th>Registration Number</th>
<th>Amendment Number</th>
<th>Amend</th>
<th>Yes</th>
<th>No</th>
</tr>
</thead>
</table>
Information for Changing a Minor Unmarried Child(ren) / Ward(s) Names(s)

Failure to submit the necessary document(s) or meet the necessary requirements will result in application delays.

Custody Requirements:
To change the name of a minor unmarried child(ren), you must have lawful custody of the child(ren). When custody has been awarded through the courts (i.e. Divorce Judgment, Decree Nisi, Consent Order) proof of lawful custody must be submitted with this application.

Consent Requirements:
To change the name of a minor unmarried child(ren), you must have the consent of:

- The other parent (by birth or adoption)
- All lawful guardians
- Any person named on the child’s birth record as a parent
- Spouse/partner of the applicant (who is not the child’s parent) when the child’s last name is being changed to that Spouse/partner’s last name
- Child’s consent - consent of child(ren) 12 years of age or older

NOTE: If the required consent(s) cannot be obtained, you may apply to the Alberta Court of Queen’s Bench for a Court Order dispensing with consent(s).

Supporting Document Requirements:
If the child(ren) were born in a province other than Alberta you must provide a copy of an official government birth certificate showing parentage. If born outside of Canada, a copy of the child’s birth certificate showing parentage (with certified English translation), an immigration document, or a copy of the front and back of a Canadian citizenship card must be provided.

A Change of Name may not be required when:

- a child is born in Alberta,
AND
- the mother and biological father jointly request to change their child’s last name and add the father’s information to the child’s birth registration. This process is called a Paternity. *
- the biological parents marry after the birth of their child and jointly request to change the child’s last name. This process is called a Legitimization. *
- the parent(s) want to change their child’s given name(s), who is under the age of 10 years. *
- the parent(s) want to correct the given names of a child, who is 10 and up to 18 years of age. If documentary evidence cannot be provided to prove the child has been known by the desired name, a change of name application must be completed.

* Under the Vital Statistics Act, these types of changes may be eligible to be processed as an amendment to the birth registration. The cost for the amendment procedure is $20.00. (Some exceptions may apply.)
# Change of Name

**Child 1: I would like to change my Child/Ward’s Name**

*For Supporting Documentation requirements see page 6.*

**All questions on this page must be answered.**

1. Are you the mother/father (by birth or adoption) of this child?  
   - Yes  
   - No

2. What is your current status/relationship with the other natural parent of this child?  
   - [Box Options]

   - [Complete all boxes on page 6.]

3. Is there a Court Document granting the applicant custody/guardianship of this child?  
   - Yes  
   - No

4. For this child, are you changing their given name(s) only?  
   - Yes  
   - No

5. Are you changing the child’s last name to include:  
   - the current last name of a parent (by birth or adoption).  
   - the same last name of the mother/father who are also changing their last name in this application.  
   - a current spouse’s last name who is not the child’s parent (by birth or adoption).  
   - a current Adult Interdependent Partner’s last name who is not the child’s parent (by birth or adoption).  
   - none of the above.  

   - Complete Box 304, on Page 2.

---

**Box 301 C1 Child’s Last Name**

1. This child’s Last Name as recorded on their Birth Record is:  
   - [Field]

2. Do you want to change this child’s Last Name as indicated on their Birth Record?  
   - Yes  
   - No  
   - Proceed to Box 302 C1

**Box 302 C1 Child’s Given Name(s)**

1. This child’s Given Name(s) as recorded on their Birth Record is:  
   - [Field]

2. Do you want to change this child’s Given Name(s) as indicated on their Birth Record?  
   - Yes  
   - No  
   - Proceed to Box 303 C1

**Box 303 C1 Child’s Birth Details**

- [Fields: Sex, Date of Birth (month, day, year), Place of Birth, Include Province or County]

---

**Office Use Only**

- Registration Number  
- Amendment Number  
- Amend  
- Yes  
- No

---

- 1429 -
### CHILD 1  Applicant’s Current Relationship with this Child’s Other Natural Parent

**BOX 394 C1 Divorced**
- **(check) Yes** to indicate that:
  - I am divorced from this child’s other parent

<table>
<thead>
<tr>
<th>Full Name of Your Former Spouse</th>
<th>Given Name(s)</th>
<th>Last Name (prior to marriage)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Date of Marriage</td>
<td>month by name</td>
<td>day year</td>
</tr>
<tr>
<td>Place of Marriage</td>
<td></td>
<td>Include Province or Country</td>
</tr>
<tr>
<td>Date of Divorce</td>
<td>month by name</td>
<td>day year</td>
</tr>
<tr>
<td>Place of Divorce/Court Announcement</td>
<td></td>
<td>Include Province or Country</td>
</tr>
<tr>
<td>If child’s other parent is deceased:</td>
<td></td>
<td>Place of Death</td>
</tr>
<tr>
<td>Date of Death</td>
<td>month by name</td>
<td>day year</td>
</tr>
</tbody>
</table>

**OFFICE USE ONLY**
- Registration Number
- Amendment Number
- Amend
- Yes
- No

**BOX 395 C1 Widowed**
- **(check) Yes** to indicate that:
  - I am widowed from this child’s other parent

<table>
<thead>
<tr>
<th>Full Name of Your Former Spouse</th>
<th>Given Name(s)</th>
<th>Last Name (at time of death)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Date of Marriage</td>
<td>month by name</td>
<td>day year</td>
</tr>
<tr>
<td>Place of Marriage</td>
<td></td>
<td>Include Province or Country</td>
</tr>
<tr>
<td>Date of Death</td>
<td>month by name</td>
<td>day year</td>
</tr>
<tr>
<td>Place of Death</td>
<td></td>
<td>Include Province or Country</td>
</tr>
</tbody>
</table>

**OFFICE USE ONLY**
- Registration Number
- Amendment Number
- Amend
- Yes
- No

**BOX 396 C1 Other Parent is Applicant’s Current Adult Interdependent Partner**
- **(check) Yes** to indicate that:
  - Other parent is my current adult interdependent partner

<table>
<thead>
<tr>
<th>Full Name of your Partner</th>
<th>Given Name(s)</th>
<th>Last Name (at birth)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Date of Partner’s Birth</td>
<td>month by name</td>
<td>day year</td>
</tr>
<tr>
<td>Place of Birth</td>
<td></td>
<td>Include Province or Country</td>
</tr>
</tbody>
</table>

**BOX 397 C1 Other Parent is Applicant’s Former Adult Interdependent Partner**
- **(check) Yes** to indicate that:
  - Other parent is my former adult interdependent partner

<table>
<thead>
<tr>
<th>Full Name of my former Partner</th>
<th>Given Name(s)</th>
<th>Last Name (at birth)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Date of Partner’s Birth</td>
<td>month by name</td>
<td>day year</td>
</tr>
<tr>
<td>Place of Birth</td>
<td></td>
<td>Include Province or Country</td>
</tr>
<tr>
<td>If child’s other parent is deceased:</td>
<td></td>
<td>Place of Death</td>
</tr>
<tr>
<td>Date of Death</td>
<td>month by name</td>
<td>day year</td>
</tr>
</tbody>
</table>

REG 31/32 (2003/12)
**ALTA. REG. 385/2003  CHANGE OF NAME**

---

**BOX 301 C2 Child’s Last Name**

1. This child’s Last Name as recorded on their Birth Record is:  

2. Do you want to change this child’s Last Name as indicated on their Birth Record?  
   - Yes ▶ I would like to change this child’s Last Name to:  
   - No ▶ Proceed to Box 302 C2  
   Proceed to Question 2 of Box 301 C2

**BOX 302 C2 Child’s Given Name(s)**

1. This child’s Given Name(s) as recorded on their Birth Record is:  

2. Do you want to change this child’s Given Name(s) as indicated on their Birth Record?  
   - Yes ▶ I would like to change this child’s Given Name(s) to:  
   - No ▶ Proceed to Box 303 C2  
   Proceed to Question 2 of Box 302 C2

**BOX 303 C2 Child’s Birth Details**

<table>
<thead>
<tr>
<th>Sex</th>
<th>Male</th>
<th>Female</th>
<th>Date of Birth</th>
<th>Place of Birth</th>
<th>Include Province or Country</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td></td>
<td>month-day-year</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

**OFFICE USE ONLY**

Registration Number  
Amendment Number  
Amand  
Yes  
No
# Application for Change of Name

**Box 304 C2** Divorced

- Check (☑) to state that: I am divorced from this child's other parent

<table>
<thead>
<tr>
<th>Full Name of Your Former Spouse</th>
<th>Given Name(s)</th>
<th>Last Name (prior to this marriage)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Date of Marriage</td>
<td>month by name</td>
<td>day, year</td>
</tr>
<tr>
<td>Date of Divorce</td>
<td>month by name</td>
<td>day, year</td>
</tr>
<tr>
<td>If this child's other parent is deceased: Date of Death</td>
<td>month by name</td>
<td>day, year</td>
</tr>
</tbody>
</table>

**Box 305 C2** Widowed

- Check (☑) to state that: I am widowed from this child’s other parent

<table>
<thead>
<tr>
<th>Full Name of Your Former Spouse</th>
<th>Given Name(s)</th>
<th>Last Name (at time of death)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Date of Marriage</td>
<td>month by name</td>
<td>day, year</td>
</tr>
<tr>
<td>Date of Death</td>
<td>month by name</td>
<td>day, year</td>
</tr>
</tbody>
</table>

**Box 306 C2** Other Parent is Applicant’s Current Adult Interdependent Partner

- Check (☑) to state that: Other parent is my current adult interdependent partner

<table>
<thead>
<tr>
<th>Full Name of your Partner</th>
<th>Given Name(s)</th>
<th>Last Name (at birth)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Date of Partner’s Birth</td>
<td>month by name</td>
<td>day, year</td>
</tr>
</tbody>
</table>

**Box 307 C2** Other Parent is Applicant’s Former Adult Interdependent Partner

- Check (☑) to state that: Other parent is my former adult interdependent partner

<table>
<thead>
<tr>
<th>Full Name of your former Partner</th>
<th>Given Name(s)</th>
<th>Last Name (at birth)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Date of Partner’s Birth</td>
<td>month by name</td>
<td>day, year</td>
</tr>
<tr>
<td>If this child’s other parent is deceased: Date of Death</td>
<td>month by name</td>
<td>day, year</td>
</tr>
</tbody>
</table>

**ALTA. REG. 385/2003**

CHANGE OF NAME
**ALTA. REG. 385/2003 CHANGE OF NAME**

---

**CHILD 3: I would like to change my Child/ Ward's Name**

For Supporting Documentation requirements see page 6.

For the purpose of the Change of Name Act, "Parent" or "Natural Parent" is the mother and/or father of a child, by birth or adoption.

1. Are you the mother/father (by birth or adoption) of this child?  
   - Yes  
   - No

2. What is your current status/relationship with the other natural parent of this child?  
   - Check (*) ONE box only - and ensure the corresponding box number shown on the left is also completed.
   - BOX 001  
     - Presently legally married to the other natural parent of this child.
   - BOX 101 C1  
     - Currently in an Adult Interdependent Relationship with the other natural parent of this child.
   - BOX 201 C1  
     - Divorced from the other natural parent of this child and the other parent is living.
   - BOX 301 C1  
     - Divorced from the other natural parent of this child and the other parent is deceased.
   - BOX 401 C1  
     - Formerly married Adult Interdependent Relationship and the other natural parent is living.
   - BOX 501 C1  
     - Formerly married Adult Interdependent Relationship and the other natural parent is deceased.
   - BOX 601 C1  
     - Widowed from the other natural parent of this child.
   - BOX 701 C1  
     - Widowed from a former Adult Interdependent Partner who is the other natural parent of this child.
   - None of the above.

3. Is there a Court Document granting the applicant custody/guardianship of this child?  
   - Yes  
   - No

4. For this child, are you changing their given name(s) only?  
   - Yes  
   - No

5. Are you changing the child's last name to include:  
   - Check (*) ONE box only
   - the current last name of a parent (by birth or adoption).
   - the same last name of the mother/father who is also changing their last name in this application.
   - a current spouse's last name who is not the child's parent (by birth or adoption).
   - a current Adult Interdependent Partner's last name who is not the child's parent (by birth or adoption).
   - none of the above.

---

**BOX 301 C3 Child's Last Name**

1. This child's Last Name as recorded on their Birth Record is:

2. Do you want to change this child's Last Name as indicated on their Birth Record?  
   - Yes  
     - I would like to change this child's Last Name to:
   - No  
     - Proceed to Box 302 C3

---

**BOX 302 C3 Child's Given Name(s)**

1. This child's Given Name(s) as recorded on their Birth Record is:

2. Do you want to change this child's Given Name(s) as indicated on their Birth Record?  
   - Yes  
     - I would like to change this child's Given Name(s) to:
   - No  
     - Proceed to Box 303 C3

---

**BOX 303 C3 Child's Birth Details**

[Table with columns for Sex, Date of Birth, Place of Birth, etc.]

---

**OFFICE USE ONLY**

[Fields for Registration Number, Amendment Number, etc.]

---

*Page 11*
### CHILD 3  Applicant's Current Relationship with this Child's Other Natural Parent

**BOX 304 C3 Divorced**

Yes: I am divorced from this child's other parent

- **Full Name of Your Former Spouse**
  - Given Name(s):  
  - Last Name (prior to this marriage):  

- **Date of Marriage**
  - month by name:  
  - day of the month:  
  - year:  

- **Place of Marriage**
  - Include Province or Country:  

- **Date of Divorce**
  - month by name:  
  - day of the month:  
  - year:  

- **Place of Divorce/Court Announcement**
  - Include Province or Country:  

- **Divorce Certificate No.**

**OFFICE USE ONLY**

- Registration Number:  
- Amendment Number:  
- Amend:  
- Yes:  
- No:  

**BOX 305 C3 Widowed**

Yes: I am widowed from this child's other parent

- **Full Name of Your Former Spouse**
  - Given Name(s):  
  - Last Name (at time of death):  

- **Date of Marriage**
  - month by name:  
  - day of the month:  
  - year:  

- **Place of Marriage**
  - Include Province or Country:  

- **Date of Death**
  - month by name:  
  - day of the month:  
  - year:  

- **Place of Death**
  - Include Province or Country:  

**OFFICE USE ONLY**

- Registration Number:  
- Amendment Number:  
- Amend:  
- Yes:  
- No:  

**BOX 306 C3 Other Parent is Applicant’s Current Adult Interdependent Partner**

Yes: Other parent is my current adult interdependent partner

- **Full Name of your Partner**
  - Given Name(s):  
  - Last Name (at birth):  

- **Date of Partner’s Birth**
  - month by name:  
  - day of the month:  
  - year:  

- **Place of Birth**
  - Include Province or Country:  

**BOX 307 C3 Other Parent is Applicant’s Former Adult Interdependent Partner**

Yes: Other parent is my former adult interdependent partner

- **Full Name of my former Partner**
  - Given Name(s):  
  - Last Name (at birth):  

- **Date of Partner’s Birth**
  - month by name:  
  - day of the month:  
  - year:  

- **Place of Birth**
  - Include Province or Country:  

- **If this child’s other parent is deceased:**
  - **Date of Death**
    - month by name:  
    - day of the month:  
    - year:  

- **Place of Death**
  - Include Province or Country:  

REG 31/32 (2003/12)
Affidavit of Applicant

I, ___________________________ make oath and say:

Name of Applicant

- I am at least 18 years of age and a bona fide resident of Alberta.
- I am not changing my name to avoid criminal or civil liabilities.
- I understand that any existing criminal record(s) will be cross-referenced to the proposed name(s) of any adult who has consented to change their name in this application.
- I have lawful custody/guardianship of any child(ren) named in this application.
- I understand that I must disclose and submit all court documents pertaining to the custody/guardianship of any child(ren) named in this application.
- I understand that to change a child’s name, the other parent/guardian/person listed on the birth registration, (if living) must consent, or I must obtain a Court Order dispensing with that parent’s consent.
- The information contained in this application is correct to the best of my knowledge.

Sworn or affirmed before me at ___________________________, Alberta

City / Town / Municipality

on ___________________________, Date

Signature of a Commissioner for Oaths / Notary Public in and for the Province of Alberta

Print or Stamp Name and Appointment Expiry Date

Name:

Expiry Date
The applicant and their partner must complete the statutory declarations who:
- the applicant is currently living in an Adult Interdependent Relationship (within the meaning of the Adult Interdependent Relationship Act), and
- the applicant is applying to change:
  - their partner’s name, and/or
  - the name of a child of this relationship, or
  - the name of a child (who is not from this relationship) to the last name of their current partner.

I, ___________________________ solemnly declare that I am currently living in an interdependent relationship (within the meaning of the Adult Interdependent Relationship Act), with the person named below.

And I make this solemn declaration conscientiously, believing it to be true knowing that it is of the same force and effect as if made under oath.

Declared before me at ___________________________

City / Town / Municipality

on ___________________________

Date

Signature of a Commissioner for Oaths in and for the Province of Alberta: ___________________________

Print or Stamp Name and Appointment/Expiry Date: ___________________________

[Signature]

[Name]

[Expiry Date]

I, ___________________________ solemnly declare that I am currently living in an interdependent relationship (within the meaning of the Adult Interdependent Relationship Act), with the person named above.

And I make this solemn declaration conscientiously, believing it to be true knowing that it is of the same force and effect as if made under oath.

Declared before me at ___________________________

City / Town / Municipality

on ___________________________

Date

Signature of a Commissioner for Oaths in and for the Province of Alberta: ___________________________

Print or Stamp Name and Appointment/Expiry Date: ___________________________

[Signature]

[Name]

[Expiry Date]
Province of Alberta - Change of Name Act Consents

CONSENT OF: Applicant's Current Spouse/Partner

I, __________________________ , being a spouse/partner of the applicant named in this application, consent to the change(s) as noted in this application.

X __________________________ X __________________________
Signature of Spouse/Partner Signature of Witness

PRINT Name of Witness Phone Number
Address of Witness City / Town Province Postal Code

CONSENT OF: Other Parent/Guardian/Person Named on the Child's Birth Record

I, __________________________ , being a parent/guardian/person named on this child's birth record, consent to the change(s) as noted in this application.

X __________________________ X __________________________
Signature of Parent/Guardian Signature of Witness

PRINT Name of Witness Phone Number
Address of Witness City / Town Province Postal Code

CONSENT OF: Other Parent/Guardian/Person Named on the Child's Birth Record

I, __________________________ , being a parent/guardian/person named on this child's birth record, consent to the change(s) as noted in this application.

X __________________________ X __________________________
Signature of Parent/Guardian Signature of Witness

PRINT Name of Witness Phone Number
Address of Witness City / Town Province Postal Code
The Albertan Gazette, Part II, January 15, 2004

ALTA. REG. 385/2003

CHANGE OF NAME

Province of Alberta - Change of Name Act Consents

CONSENT OF CHILD 12 YEARS OF AGE OR OLDER

<table>
<thead>
<tr>
<th>Full Name (please print)</th>
<th>Signature of Child</th>
<th>Signature of Witness</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>X</td>
<td>X</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>PRINT Name of Witness</th>
<th>Phone Number</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Address of Witness
City / Town
Province
Postal Code

CONSENT OF CHILD 12 YEARS OF AGE OR OLDER

<table>
<thead>
<tr>
<th>Full Name (please print)</th>
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<tbody>
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Address of Witness
City / Town
Province
Postal Code

CONSENT OF CHILD 12 YEARS OF AGE OR OLDER

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<th>Phone Number</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Address of Witness
City / Town
Province
Postal Code
Alberta Regulation 386/2003

Environmental Protection and Enhancement Act

RELEASE REPORTING AMENDMENT REGULATION

Made by the Minister of Environment (M.O. 63/2003) on December 18, 2003 pursuant to section 121 of the Environmental Protection and Enhancement Act.

1 The Release Reporting Regulation (AR 117/93) is amended by this Regulation.

2 Section 2(a) is amended by striking out “Transportation of Dangerous Goods Control Act” and substituting “Dangerous Goods Transportation and Handling Act”.

3 Section 3 is repealed and the following is substituted:

3(1) Subject to section 2(a), where a release of a substance falling within the Class set out in the first column of the Table in section 8.1(1) of Part 8 of the Transportation of Dangerous Goods Regulations (SOR 2001-286) under the Transportation of Dangerous Goods Act, 1992 (Canada) occurs and the release has caused, is causing or may cause an adverse effect, sections 110 to 112 of the Act and this Regulation apply in respect of the release only if

   (a) the release is at or in excess of the quantity or emission levels set out for the substance in the Table in section 8.1(1) of Part 8 of the Transportation of Dangerous Goods Regulations (SOR 2001-286), or

   (b) the substance is released into a watercourse or into groundwater or surface water.

Subsection (1)(b) applies regardless of whether the quantity or emission level of the release is at or in excess of the levels set out for the substance in the Table in section 8.1(1) of Part 8 of the Transportation of Dangerous Goods Regulations (SOR 2001-286).

4 Section 4(1) is amended by striking out “an oral report under section 111(1) of the Act” and substituting “a report under section 111(1) of the Act by telephone or by electronic means”.

5 The following is added after section 4:
4.1(1) In this section, “reporting system” means a system of reporting by electronic means provided for in an agreement entered into under subsection (2).

(2) A person shall only report under section 111(1) of the Act using electronic means if the person is a party to a subsisting agreement with the Department that provides for the system of reporting by electronic means.

(3) A person reporting under section 111(1) by electronic means shall report only through the reporting system provided by the Department.

(4) No person shall interfere with the operation of the reporting system.

(5) No person shall cause or permit access to the reporting system unless the person is a party to an agreement under subsection (2).

(6) No person shall cause or permit access to the reporting system except to information to which the person is entitled access pursuant to an agreement under subsection (2).

4.2 In compliance with the ongoing regulatory review initiative, this Regulation must be reviewed on or before November 30, 2013 and not less frequently than every 10 years after that date.

6 Section 5 is repealed.

----------------------------------------
Alberta Regulation 387/2003
Local Authorities Election Act
BALLOT BOX REGULATION

Filed: December 19, 2003

Made by the Minister of Municipal Affairs (M.O. L:147/03) on December 12, 2003 pursuant to section 159(2)(b) of the Local Authorities Election Act.

Table of Contents

Definitions 1
Permanent ballot boxes 2
Cardboard ballot boxes 3
Repeal 4
Expiry 5
Schedule

Definitions

1 In this Regulation,

(a) “seal” means a closing device or method applied to a ballot box in accordance with the Act that must be broken in order for the ballot box to be opened;

(b) “tape” means tape that has adhesive on one side and is of sufficient strength that it cannot be removed from a cardboard ballot box without being cut or without defacing the cardboard ballot box.

Permanent ballot boxes

2 Each ballot box must be made of durable material and so constructed that ballots can be deposited into the ballot box and cannot be removed from it unless the seal is broken and the ballot box opened.

Cardboard ballot boxes

3(1) Notwithstanding section 2, an elected authority may use cardboard ballot boxes if each cardboard box used

(a) is constructed of a minimum 175-pound test cardboard,

(b) meets the following minimum dimensions, as shown in the Schedule:

(i) width, 22 centimetres;

(ii) length, 36 centimetres;

(iii) height, 36 centimetres,

(c) has 4 flaps at each side, as shown in the Schedule, that meet or overlap when closed and taped, so as to prevent the removal of ballots unless the ballot box is opened by cutting the tape, and

(d) has one slot for the deposit of ballots, the width of which is 0.5 centimetre and the location and length of which are discretionary.

(2) A cardboard ballot box must be closed and must be sealed by closing the flaps and placing a piece of tape over the entire adjoining edges and the ends of the closed flaps, such that the tape prevents the flaps from being opened without first cutting the tape.

Repeal

4 The Ballot Box Regulation (AR 144/2000) is repealed.
5 For the purpose of ensuring that this Regulation is reviewed for ongoing relevancy and necessity, with the option that it may be repassed in its present or an amended form following a review, this Regulation expires on October 31, 2009.

Schedule

Minimum Dimensions of a Closed Cardboard Ballot Box

Slot location and slot length are discretionary. Slot width is 0.5 centimetre.
Alberta Regulation 388/2003
Public Trustee Act

PUBLIC TRUSTEE COMMON FUND INTEREST RATE REGULATION

Made by the Public Trustee on December 9, 2003 pursuant to section 27(1) of the Public Trustee Act.

Interest rate

1 On and after February 1, 2004 interest payable in respect of estates, the money of which forms the Common Fund, shall

   (a) be at the rate of 6% per annum calculated on the minimum monthly balance held in each estate account, and

   (b) be credited to individual estate accounts on the last day of each month.

Repeal

2 The Public Trustee Common Fund Interest Regulation (AR 212/2003) is repealed.

Coming into force

3 This Regulation comes into force on February 1, 2004.

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Alberta Regulation 389/2003
Marketing of Agricultural Products Act

ALBERTA SHEEP AND WOOL COMMISSION REGULATION

Made by the Alberta Sheep and Wool Commission on December 15, 2003 pursuant to section 26 of the Marketing of Agricultural Products Act.

Table of Contents

Definitions 1
Service charge 2
Payment of sheep service charge 3
Payment of wool service charge 4, 5
Dealer service charge duties 6
Recovery of the service charge 7
Interest 8
Use of funds 9
Information 10
Legal action 11
Transitional 12

- 1443 -
Definitions

1(1) In this Regulation,

(a) “Act” means the *Marketing of Agricultural Products Act*;

(b) “Commission” means the Alberta Sheep and Wool Commission;

(c) “Council” means the Alberta Agricultural Products Marketing Council;

(d) “CSIP” means the Canadian Sheep Identification Program established by the Canadian Sheep Federation in co-operation with the Canadian Food Inspection Agency;

(e) “dealer” means a person who does any of the following:

   (i) buys wool from a producer;

   (ii) acquires wool from a producer for sale on the producer’s behalf;

   (iii) acts as an agent for a buyer of wool from a producer;

   (iv) acts as an agent in the buying or selling of wool and in respect of buying makes direct payment to the producer;

(f) “distributor” means a person authorized by the Commission to sell CSIP ear tags to producers;

(g) “Plan” means the *Alberta Sheep and Wool Commission Plan Regulation* (AR 263/2001);

(h) “producer” means a person who

   (i) breeds, raises, feeds or owns sheep, or

   (ii) sells wool that is sheared from sheep owned by that person;

(i) “purchaser” means a person who purchases wool from a producer and means a person who receives sheared wool in exchange for services provided to a producer;

(j) “service charge” means a service charge payable under section 2.

(2) Words used in this Regulation have the same meaning as they do in the Plan.
Service charge

2(1) A service charge in the amount of $1 for each sheep is payable to the Commission by every producer.

(2) A service charge in the amount of one cent for each pound of wool or 2.2 cents for each kilogram of wool is payable to the Commission by every producer.

Payment of sheep service charge

3(1) With respect to the service charge referred to in section 2(1), the producer must, in accordance with this Regulation and for the purpose of carrying out the objects of the Plan,

(a) pay the service charge to the Commission based on the number of CSIP ear tags purchased by the producer,

(b) provide the Commission with written notice of

(i) the number of CSIP tags purchased,

(ii) the amount of the service charge being paid by the producer, and

(iii) the name and address of the producer,

and

(c) account to the Commission for the service charge, in the form prescribed by the Commission,

by the 25th day of the month next following the month in which the CSIP ear tags were purchased by the producer.

(2) When purchasing CSIP ear tags from the distributor, the producer must authorize the distributor to and the distributor must, in accordance with this Regulation and for the purpose of carrying out the objects of the Plan,

(a) collect the service charge from the producer,

(b) forward the amount of the service charge to the Commission,

(c) provide the Commission written notification of

(i) the number of CSIP tags purchased,

(ii) the amount of the service charge being paid by the producer, and

(iii) the name and address of the producer,

and
(d) account to the Commission for the service charge, in the form prescribed by the Commission,

by the 25th day of the month next following the month in which the CSIP ear tags were purchased.

(3) If the producer or distributor fails to pay the service charge in accordance with this section, the Commission may invoice the producer or distributor for the amount of the service charge owing by the producer or distributor to the Commission.

(4) An invoice under subsection (3) is due and payable on receipt.

(5) Despite subsection (1), if the producer establishes to the satisfaction of the Commission that the service charge was collected by the distributor in accordance with subsection (2), the producer is not liable to the Commission for the amount service charge.

4(1) With respect to the service charge referred to in section 2(2), the producer must

(a) pay the service charge to the Commission,

(b) provide the Commission with written notice of

(i) the number of pounds or number of kilograms of wool sold by the producer,

(ii) the amount of the service charge being paid by the producer, and

(iii) the name and address of the producer,

and

(c) account to the Commission for the service charge, in the form prescribed by the Commission,

by the 25th day of the month next following the month in which the wool was sold.

(2) If the total service charge payable for wool sold by a producer in a calendar year is less than $50, that total service charges may, despite subsection (1), be paid to the Commission on or before December 31 of that calendar year.

(3) Despite subsection (1), if the producer establishes to the satisfaction of the Commission that the service charge was deducted by the purchaser or dealer in accordance with section 5 or 6, the producer is not liable to the Commission for the amount service charge.
Payment of wool service charge

5(1) Despite section 4, if wool is sold by a producer directly to a purchaser without engaging the services of a dealer, that purchaser must

(a) deduct the amount of the service charge from the money payable to the producer,

(b) forward the amount deducted to the Commission,

(c) provide the Commission written notification of

   (i) the number of pounds or number of kilograms of the wool sold by the producer,

   (ii) the amount of the service charge being paid on behalf of the producer, and

   (iii) the name and address of the producer,

and

(d) account to the Commission for the service charge, in the form prescribed by the Commission by the 25th day of the month next following the month in which the wool was purchased.

(2) If the total service charge payable for wool bought by a purchaser from a producer without engaging the services of a dealer in a calendar year is less than $50, the total service charges may, despite subsection (1), be paid to the commission on or before December 31 of that calendar year.

Dealer service charge duties

6(1) If a dealer is engaged in the purchase and sale of wool, the dealer must

(a) deduct the amount of the service charge from the money payable to the producer,

(b) forward the amount deducted to the Commission,

(c) provide the Commission written notification of

   (i) the number of pounds or number of kilograms of wool sold by the producer,

   (ii) the amount of the service charge being paid on behalf of the producer, and

   (iii) the name and address of the producer,
(d) account to the Commission for the service charge, in the form prescribed by the Commission

by the 25th day of the month next following the month in which the wool was sold.

(2) If the total service charge payable by a dealer in a calendar year is less than $50, the total service charges may, despite subsection (1), be paid to the Commission on or before December 31 of that year.

7(1) The amount of the service charge that

(a) is not paid to the Commission by the producer in accordance with sections 3(1) and 4(1),

(b) is not collected and forwarded to the Commission by the distributor in accordance with section 3(2), and

(c) is not deducted and forwarded to the Commission by the purchaser or dealer in accordance with section 5(1) or 6(1)

is a debt owing to the Commission and the Commission may take legal action to recover the service charge.

(2) If section 3(2) applies, the producer and distributor are jointly and severally liable to the Commission for the amount of the service charge.

(3) If section 5 applies, the producer and purchaser are jointly and severally liable to the Commission for the amount of the service charge.

(4) If section 6 applies, the producer and dealer are jointly and severally liable to the Commission for the amount of the service charge.

8 Interest at the rate of 1.5% per month is payable to the Commission on any late payment to the Commission of a service charge and any interest owing in respect of that service charge.

9(1) In this section, “funds” includes the following:

(a) service charges;

(b) interest payable under this Regulation;

(c) any other money received or earned by the Commission;

(d) any interest that accrues from maintaining the money referred to in clauses (a), (b) and (c).
(2) Any funds received by the Commission may be used by the Commission for the purpose of paying its expenses and for administering and enforcing

(a) the Act,
(b) the Plan,
(c) this Regulation,
(d) any other regulations made under the Act insofar as those enactments relate to the Plan and the operations of the Commission, and
(e) any direction or order of the Council or the Commission.

(3) The Commission may establish one or more accounts for the payment of any funds that may be required for the purposes referred to in subsection (2).

Information

10(1) The Commission or any authorized representative of the Commission may request a person engaged in the marketing or processing of the regulated product to furnish to the Commission any information relating to the marketing or processing of the regulated product that the Commission considers necessary for the purposes of administering and enforcing

(a) the Plan,
(b) this Regulation, and
(c) any other regulation made under the Act in respect of the Plan or the Commission.

(2) Where a person receives a request for information under subsection (1), that person must deliver the information to the Commission on or before the 25th day of the month next following the month in which the request for the information is made.

Legal action

11 The Commission may recover by legal action

(a) the amount of any service charge that is not deducted and paid as required by this Regulation,
(b) any interest payable under this Regulation, and
(c) any legal costs on a solicitor-client basis incurred in the recovery of any amount referred to in clauses (a) and (b).
Transitional

12 In accordance with section 36 of the Interpretation Act all rights and obligations under the Alberta Sheep and Wool Commission Regulation (AR 319/98) continue as rights and obligations under this Regulation.

Coming into force

13 This Regulation comes into force on January 1, 2004.

Repeal

14 The Alberta Sheep and Wool Commission Regulation (AR 319/96) is repealed.

Expire

15 For the purpose of ensuring that this Regulation is reviewed for ongoing relevancy and necessity, with the option that it may be repassed in its present or an amended form following a review, this Regulation expires on February 28, 2007.

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Alberta Regulation 390/2003

Oil and Gas Conservation Act

OIL AND GAS CONSERVATION AMENDMENT REGULATION

Filed: December 29, 2003

Made by the Alberta Energy and Utilities Board on December 19, 2003 pursuant to section 73 of the Oil and Gas Conservation Act.

1 The Oil and Gas Conservation Regulation (AR 151/71) is amended by this Regulation.

2 Section 16.530(1) is repealed and the following is substituted:

16.530(1) For the 2004-2005 fiscal year of the Board the orphan fund levy payable by a licensee is calculated in accordance with the following formula:

\[
\text{Levy} = \frac{A \times 59\,000\,000}{B}
\]

where

A is the licensee’s deemed liability on January 3, 2004 for all facilities, wells and unreclaimed sites licensed to the licensee, as calculated in accordance with Interim Directive 2001-8, and
B is the sum of the industry's liability on January 3, 2004 for all licensed facilities, wells and unreclaimed sites, as calculated in accordance with Interim Directive 2001-8.

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Alberta Regulation 391/2003

Alberta Energy and Utilities Board Act

ALBERTA ENERGY AND UTILITIES BOARD RULES OF PRACTICE AMENDMENT REGULATION

Filed: December 31, 2003

Made by the Alberta Energy and Utilities Board on December 23, 2003 pursuant to section 29(3) of the Alberta Energy Utilities Board Act.

1 The Alberta Energy and Utilities Board Rules of Practice (AR 101/2001) are amended by this Regulation.

2 Section 55(2) is amended by adding the following after clause (h):

(h.1) in a utilities proceeding, the participant took part in the proceeding for the sole purpose of protecting the participant’s business interests;

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Alberta Regulation 392/2003

Apprenticeship and Industry Training Act

ELECTRICIAN TRADE AMENDMENT REGULATION

Filed: December 31, 2003

Made by the Alberta Apprenticeship and Industry Training Board on December 12, 2002 pursuant to section 33(2) of the Apprenticeship and Industry Training Act.

1 The Electrician Trade Regulation (AR 274/2000) is amended by this Regulation.

2 Section 1(c) is amended by adding the following after subclause (xi):
(xii) grounding and bonding systems;

3 Section 3 is amended

(a) by repealing clause (g)(xi) and substituting the following:

(xii) oil, gas, coal, electric or wood burner control systems, or any combination of them, and associated wiring;

(b) in clause (i) by adding the following after subclause (ii):

(iii) grounding and bonding systems;

(c) by repealing clause (m)(iii) and substituting the following:

(iii) oil, gas, coal, electric or wood burner control systems, or any combination of them, and associated wiring;

4 Section 5(2) is repealed and the following is substituted:

(2) A person who is a certified journeyman in the trade or employs a certified journeyman in the trade may employ one apprentice and one additional apprentice for each additional certified journeyman in the trade that is employed by that person.

5 Section 9 is amended by striking out “August 31, 2004” and substituting “August 31, 2014”.

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Alberta Regulation 393/2003

Apprenticeship and Industry Training Act

HEAVY EQUIPMENT TECHNICIAN TRADE AMENDMENT REGULATION

Filed: December 31, 2003

Made by the Alberta Apprenticeship and Industry Training Board on December 12, 2002 pursuant to section 33(2) of the Apprenticeship and Industry Training Act.

1 The Heavy Equipment Technician Trade Regulation (AR 282/2000) is amended by this Regulation.
2 Section 17(d) is amended by striking out “clauses (a) to (c)” and substituting “clauses (a) to (c.1)”.

3 Section 28(2) is repealed and the following is substituted:

(2) Subject to the Employment Standards Code, a person employing an apprentice referred to in subsection (1) must pay wages to the apprentice that are at least equal to the following percentages of the wages paid to employees who are certified journeymen in the transport trailer mechanic branch of the trade:

(a) 60% in the first period of the apprenticeship program;

(b) 70% in the 2nd period of the apprenticeship program.

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Alberta Regulation 394/2003

Apprenticeship and Industry Training Act

TRADES (EXPIRY CLAUSE) AMENDMENT REGULATION

Filed: December 31, 2003

Made by the Alberta Apprenticeship and Industry Training Board on December 12, 2002 pursuant to section 33(2) of the Apprenticeship and Industry Training Act.

1(1) The Medium Boom Truck Operator Exception Regulation (AR 87/2002) is amended by this section.

(2) Section 8 is amended by striking out “Registration” and substituting “Regulation” and by striking out “June 30, 2004” and substituting “June 30, 2008”.

2(1) The Outdoor Power Equipment Technician Trade Regulation (AR 47/2001) is amended by this section.

(2) Section 21 is amended by striking out “March 31, 2004” and substituting “March 31, 2008”.

3(1) The Automotive Service Technician Trade Regulation (AR 262/2000) is amended by this section.

(2) Section 9 is amended by striking out “August 31, 2004” and substituting “August 31, 2013”.
4(1) The *Boilermaker Trade Regulation* (AR 264/2000) is amended by this section.

(2) Section 9 is amended by striking out “August 31, 2004” and substituting “August 31, 2013”.

5(1) The *Cook Trade Regulation* (AR 271/2000) is amended by this section.

(2) Section 9 is amended by striking out “August 31, 2004” and substituting “August 31, 2012”.

6(1) The *Plumber Trade Regulation* (AR 295/2000) is amended by this section.

(2) Section 9 is amended by striking out “August 31, 2004” and substituting “August 31, 2014”.

7(1) The *Roofers Trade Regulation* (AR 301/2000) is amended by this section.

(2) Section 9 is amended by striking out “August 31, 2004” and substituting “August 31, 2009”.

8(1) The *Welder Trade Regulation* (AR 311/2000) is amended by this section.

(2) Section 9 is amended by striking out “August 31, 2004” and substituting “August 31, 2014”.