

Alberta Regulation 208/2014

Traffic Safety Act

**DRIVERS' HOURS OF SERVICE (EXTENSION OF EXPIRY DATE)
AMENDMENT REGULATION**

Filed: December 4, 2014

For information only: Made by the Minister of Transportation (M.O. 27/14) on October 23, 2014 pursuant to section 156 of the Traffic Safety Act.

1 The *Drivers' Hours of Service Regulation (AR 317/2002)* is amended by this Regulation.

2 Section 22 is amended by striking out "January 1, 2015" and substituting "March 15, 2018".

Alberta Regulation 209/2014

Alberta Corporate Tax Act

**ALBERTA CORPORATE TAX (QUALIFYING ENVIRONMENTAL TRUSTS)
AMENDMENT REGULATION**

Filed: December 5, 2014

For information only: Made by the Lieutenant Governor in Council (O.C. 444/2014) on December 4, 2014 pursuant to section 56 of the Alberta Corporate Tax Act.

1 The *Alberta Corporate Tax Regulation (AR 119/2008)* is amended by this Regulation.

2 The following is added after section 5.1:

Qualifying environmental trusts and

Alberta QET tax credits

5.2 (1) If the Government of Canada has agreed to administer the tax imposed by section 25.1(1) of the Act, the provisions of Part XII.4 of the federal Act, other than subsections 211.6(1) and (2), apply instead of Part 8 of the Act for the purposes of section 25.1(2) of the Act.

(2) A corporation entitled to a tax credit under section 26.92(1) of the Act may deduct from its tax otherwise payable under the Act for a taxation year an amount not exceeding the lesser of

- (a) the corporation's Alberta QET tax credit for the particular year, and
 - (b) the corporation's tax otherwise payable under the Act for the particular year.
- (3)** The amount deducted under subsection (2) is deemed to have been paid on account of the corporation's tax payable under the Act for the particular year on the corporation's balance-due day for the particular year.
- (4)** For the purposes of section 26.92(3) of the Act, the amount by which a corporation's Alberta QET tax credit for the particular year exceeds the amount referred to in subsection (2)(b)
- (a) may be applied by the Provincial Minister to pay any tax, interest or penalty owing by the corporation for that or any taxation year pursuant to the Act, or any other amount owing to the Crown in right of Alberta, and the part of the amount not so applied shall be paid to the corporation, and
 - (b) is deemed to have been paid by the corporation on the later of the corporation's balance-due day for the particular year and the day on which the corporation's application for the Alberta QET tax credit was received by the Provincial Minister.
- (5)** Subject to subsection (6), for the purposes of section 26.92(4) of the Act, a corporation entitled to a tax credit under section 26.92(1) of the Act applies for the Alberta QET tax credit by making a claim for the Alberta QET tax credit in its return for the particular year in accordance with Part 8 of the Act.
- (6)** For the purposes of section 26.92(4) of the Act, a corporation that applies for the Alberta QET tax credit shall submit to the Provincial Minister a letter or statement from each qualifying environmental trust of which the corporation is a beneficiary, specifying as applicable in respect of the last taxation year of the qualifying environmental trust,
- (a) the income subject to tax as reported by the qualifying environmental trust for federal income tax purposes pursuant to subsection 211.6(3) of the federal Act and the Alberta tax paid on that income pursuant to section 25.1(1) of the Act and subsection 211.6(4) of the federal Act, and
 - (b) the corporation's share of the income subject to tax and the corporation's share of the Alberta tax on that income.

Alberta Regulation 210/2014

Teachers' Pension Plans Act

**TEACHERS' PENSION PLANS (LEGISLATIVE PROVISIONS)
(BOARD MEMBERSHIP INCREASE) AMENDMENT REGULATION**

Filed: December 5, 2014

For information only: Made by the Lieutenant Governor in Council (O.C. 446/2014) on December 4, 2014 pursuant to sections 5 and 23 of the Teachers' Pension Plans Act.

1 The *Teachers' Pension Plans (Legislative Provisions) Regulation (AR 204/95)* is amended by this Regulation.

2 Section 2(1) is amended by striking out "is 3" and substituting "is 4".

3 Section 3(2) is amended by striking out "5" and substituting "7".

Alberta Regulation 211/2014

Unclaimed Personal Property and Vested Property Act

GENERAL AMENDMENT REGULATION

Filed: December 5, 2014

For information only: Made by the Lieutenant Governor in Council (O.C. 447/2014) on December 4, 2014 pursuant to section 64 of the Unclaimed Personal Property and Vested Property Act.

1 The *General Regulation (AR 104/2008)* is amended by this Regulation.

2 Section 6(2)(c) and (c.1) are repealed and the following is substituted:

- (c) subject to clause (d), for a security or any other equity interest in a business organization, the later of
 - (i) 7 years after the earlier of the date of the first

- (A) dividend, share split or other distribution that was unclaimed by the apparent owner, and
 - (B) event or action that the apparent owner did not respond to or complete as required,
- and
- (ii) one year after the date specified by the Minister for the purposes of this clause;
- (c.1) for the contents of a safety deposit box, the later of
- (i) 7 years after the date of the last indication by the apparent owner of interest in the contents of the safety deposit box, and
 - (ii) one year after the date specified by the Minister for the purposes of this clause;

Alberta Regulation 212/2014

Guarantees Acknowledgment Act

**GUARANTEES ACKNOWLEDGMENT FORMS
AMENDMENT REGULATION**

Filed: December 5, 2014

For information only: Made by the Lieutenant Governor in Council (O.C. 448/2014) on December 4, 2014 pursuant to section 7 of the Guarantees Acknowledgment Act.

1 The *Guarantees Acknowledgment Forms Regulation* (AR 66/2003) is amended by this Regulation.

2 The Schedule is repealed and the following is substituted:

Schedule

Form

Guarantees Acknowledgment Act
(Section 3)

CERTIFICATE

I HEREBY CERTIFY THAT:

1 (guarantor's name) , the guarantor in the guarantee dated made between and , which this certificate is attached to or noted on, appeared in person before me and acknowledged that he/she had executed the guarantee.

2 I satisfied myself by examination of the guarantor that he/she is aware of the contents of the guarantee and understands it.

CERTIFIED by (print name) , Barrister and Solicitor at the of , in the Province of Alberta, this day of , 20 .

Signature

STATEMENT OF GUARANTOR

I am the person named in this certificate.

Signature of Guarantor

3 This Regulation comes into force on the coming into force of the *Notaries and Commissioners Act*.

Alberta Regulation 213/2014

Judgment Interest Act

JUDGMENT INTEREST AMENDMENT REGULATION

Filed: December 5, 2014

For information only: Made by the Lieutenant Governor in Council (O.C. 449/2014) on December 4, 2014 pursuant to section 4 of the Judgment Interest Act.

1 The *Judgment Interest Regulation (AR 215/2011)* is amended by this Regulation.

2 Section 1 is amended by adding the following after clause (v):

- (w) the interest rate from January 1, 2015 to December 31, 2015 is prescribed at 1.05% per year.

Alberta Regulation 214/2014

Dairy Industry Act

DAIRY INDUSTRY AMENDMENT REGULATION

Filed: December 5, 2014

For information only: Made by the Lieutenant Governor in Council (O.C. 469/2014) on December 4, 2014 pursuant to section 39 of the Dairy Industry Act.

1 The *Dairy Industry Regulation* (AR 139/99) is amended by this Regulation.

2 Section 82 is amended by striking out “January 31, 2015” and substituting “January 31, 2017”.

Alberta Regulation 215/2014

Farm Implement Act

**FARM IMPLEMENT (EXTENSION OF EXPIRY DATE)
AMENDMENT REGULATION**

Filed: December 5, 2014

For information only: Made by the Lieutenant Governor in Council (O.C. 470/2014) on December 4, 2014 pursuant to section 30 of the Farm Implement Act.

1 The *Farm Implement Regulation* (AR 204/83) is amended by this Regulation.

2 Section 10 is amended by striking out “March 31, 2015” and substituting “March 31, 2016”.

Alberta Regulation 216/2014

Fur Farms Act

**FUR FARMS (EXTENSION OF EXPIRY DATE)
AMENDMENT REGULATION**

Filed: December 5, 2014

For information only: Made by the Lieutenant Governor in Council (O.C. 471/2014) on December 4, 2014 pursuant to section 18 of the Fur Farms Act.

1 The *Fur Farms Regulation* (AR 299/96) is amended by this Regulation.

2 Section 4 is amended by striking out “March 31, 2015” and substituting “March 31, 2020”.

Alberta Regulation 217/2014

Government Organization Act

**DESIGNATION AND TRANSFER OF RESPONSIBILITY
AMENDMENT REGULATION**

Filed: December 5, 2014

For information only: Made by the Lieutenant Governor in Council (O.C. 472/2014) on December 4, 2014 pursuant to sections 16, 17 and 18 of the Government Organization Act.

1 The *Designation and Transfer of Responsibility Regulation* (AR 80/2012) is amended by this Regulation.

2 Section 8(1.01)(a) is repealed.

3 Section 9 is amended

(a) in subsection (1) by adding the following after clause (ff):

(ff.1) *Supportive Living Accommodation Licensing Act;*

(b) by repealing subsection (3.1) and substituting the following:

(3.1) The powers, duties and functions of the Minister in the *Health Grants Regulation* (AR 146/2002) are transferred to the common responsibility of the Minister of Health and the Minister of Seniors.

(c) by repealing subsections (5) to (8) and substituting the following:

(5) Notwithstanding section 14.1(2), the responsibility for that part of the public service associated with the parts of the appropriation transferred under subsection (6) is transferred to the Minister of Health.

(6) Notwithstanding section 14.1(3), the responsibility for the administration of the unexpended balance of the following parts of the 2014-15 Government appropriation for Health is transferred from the Minister of Seniors to the Minister of Health:

- (a) element 15.3, Supportive Living Accommodations Licensing and Monitoring, of program 15, Seniors Services;
- (b) the portions of program 1, Ministry Support Services, related to the part of the appropriation transferred under clause (a).

4 Section 14 is amended by adding the following after subsection (5):

(5.1) The powers, duties and functions of the Minister in the *Municipal Affairs Grants Regulation* (AR 123/2000) are transferred to the responsibility of the Minister of Municipal Affairs.

5 Section 14.1 is amended

(a) in subsection (1)

(i) in clause (d) by adding “, except sections 2, 5 and 6” after “Act”;

(ii) by repealing clause (f);

(b) by adding the following after subsection (1):

(1.1) The responsibility for sections 2, 5 and 6 of the *Seniors Benefit Act* is transferred to the common responsibility of the Minister of Seniors and the Minister of Health.

(1.2) The powers, duties and functions of the Minister in sections 8.3, 8.4 and 10 of the *Seniors Benefit Act General Regulation* (AR 213/94) are transferred to the common responsibility of the Minister of Seniors and the Minister of Health.

(c) in subsection (3)

(i) by adding the following after clause (b):

(b.1) element 19.5, Affordable Supportive Living Initiative, of program 19, Infrastructure Support;

(ii) in clause (c) by striking out “and (b)” and substituting “, (b) and (b.1)”.

(d) by repealing subsection (5).

6 Section 18 is amended by adding the following after subsection (7):

(8) The responsibility for the administration of the Regulatory Review Secretariat is transferred to the President of Treasury Board and Minister of Finance.

(9) The responsibility for that part of the public service responsible for administering the Regulatory Review Secretariat is transferred to the President of Treasury Board and Minister of Finance.

(10) The responsibility for the administration of the unexpended balance of element 1.1, Office of the Premier / Executive Council, of program 1, Office of the Premier / Executive Council, related to the Regulatory Review Secretariat, of the 2014-15 Government appropriation for Executive Council is transferred to the President of Treasury Board and Minister of Finance.

Alberta Regulation 218/2014

Municipal Government Act

WELL DRILLING EQUIPMENT TAX RATE REGULATION

Filed: December 9, 2014

For information only: Made by the Minister of Municipal Affairs (M.O. L:166/14) on December 2, 2014 pursuant to section 390 of the Municipal Government Act.

Table of Contents

- 1 Calculation of tax for 2015
- 2 Calculation of tax for 2016
- 3 Calculation of tax for 2017
- 4 Calculation of tax for 2018
- 5 Calculation of tax for 2019
- 6 Expiry
- 7 Coming into force

Calculation of tax for 2015

1 The tax under Division 6 of Part 10 of the *Municipal Government Act* must be calculated in 2015 as follows:

- (a) if the depth of the well is 900 metres or less, \$0.44 per metre of depth, with the minimum tax being \$290;
- (b) if the depth of the well is more than 900 metres but not more than 1500 metres, \$435 plus \$0.87 for each metre of depth exceeding 900;
- (c) if the depth of the well is more than 1500 metres but not more than 1800 metres, \$957 plus \$1.02 for each metre of depth exceeding 1500;
- (d) if the depth of the well is more than 1800 metres but not more than 2400 metres, \$1450 plus \$2.18 for each metre of depth exceeding 1800;
- (e) if the depth of the well is more than 2400 metres but not more than 3000 metres, \$2900 plus \$5.22 for each metre of depth exceeding 2400;
- (f) if the depth of the well is more than 3000 metres but not more than 3600 metres, \$6382 plus \$8.27 for each metre of depth exceeding 3000;
- (g) if the depth of the well is more than 3600 metres but not more than 4200 metres, \$11 893 plus \$17.40 for each metre of depth exceeding 3600;
- (h) if the depth of the well is more than 4200 metres but not more than 4800 metres, \$23 496 plus \$21.76 for each metre of depth exceeding 4200;
- (i) if the depth of the well is more than 4800 metres, \$38 000 plus \$26.11 for each metre of depth exceeding 4800.

Calculation of tax for 2016

2 The tax under Division 6 of Part 10 of the *Municipal Government Act* must be calculated in 2016 as follows:

- (a) if the depth of the well is less than or equal to 500 metres, the minimum tax is \$780;
- (b) if the depth of the well is more than 500 metres but not more than 1000 metres, \$780 plus \$2.00 for each metre of depth exceeding 500 metres;
- (c) if the depth of the well is more than 1000 metres, \$1780 plus \$4.00 for each metre of depth exceeding 1000 metres.

Calculation of tax for 2017

3 The tax under Division 6 of Part 10 of the *Municipal Government Act* must be calculated in 2017 as follows:

- (a) if the depth of the well is less than or equal to 500 metres, the minimum tax is \$798;
- (b) if the depth of the well is more than 500 metres but not more than 1000 metres, \$798 plus \$2.05 for each metre of depth exceeding 500 metres;
- (c) if the depth of the well is more than 1000 metres, \$1820 plus \$4.09 for each metre of depth exceeding 1000 metres.

Calculation of tax for 2018

4 The tax under Division 6 of Part 10 of the *Municipal Government Act* must be calculated in 2018 as follows:

- (a) if the depth of the well is less than or equal to 500 metres, the minimum tax is \$816;
- (b) if the depth of the well is more than 500 metres but not more than 1000 metres, \$816 plus \$2.09 for each metre of depth exceeding 500 metres;
- (c) if the depth of the well is more than 1000 metres, \$1862 plus \$4.19 for each metre of depth exceeding 1000 metres.

Calculation of tax for 2019

5 The tax under Division 6 of Part 10 of the *Municipal Government Act* must be calculated in 2019 as follows:

- (a) if the depth of the well is less than or equal to 500 metres, the minimum tax is \$835;
- (b) if the depth of the well is more than 500 metres but not more than 1000 metres, \$835 plus \$2.14 for each metre of depth exceeding 500 metres;
- (c) if the depth of the well is more than 1000 metres, \$1905 plus \$4.28 for each metre of depth exceeding 1000 metres.

Expiry

6 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 December 31, 2019.

Coming into force

7 This Regulation comes into force on January 1, 2015.

Alberta Regulation 219/2014

Notaries and Commissioners Act

COMMISSIONERS FOR OATHS REGULATION

Filed: December 10, 2014

For information only: Made by the Minister of Justice and Solicitor General (M.O. J 51/2014) on December 10, 2014 pursuant to section 24 of the Notaries and Commissioners Act.

Table of Contents

1	Expiry of appointment
2	Code of conduct
3	Directives governing the duties and conduct of commissioners
4	Applications
5	Fees
6	Written directions and notices
7	Records and information
8	Repeal
9	Expiry
10	Coming into force

Schedule

Expiry of appointment

1 Unless revoked, an appointment under Part 2 of the Act expires on the 3rd anniversary of the commissioner for oaths' birthday after the date of his or her appointment.

Code of conduct

2 The code of conduct referred to in section 18(1) of the Act is set out in the Schedule.

Directives governing the duties and conduct of commissioners

3 A directive referred to in section 18(2) of the Act must be published in the form and manner determined by the Minister.

Applications

4(1) The application referred to in section 20 of the Act shall be submitted in a form and manner satisfactory to the Minister.

(2) The application shall be supported by an affidavit satisfactory to the Minister, if the Minister so requires.

Fees

5(1) Subject to subsection (2), the fee payable for an appointment under Part 2 of the Act is \$50.

(2) No fee is payable under subsection (1) for an appointment as commissioner for oaths for the purposes of employment with

- (a) the Government of Alberta or Canada or an agency of either,
- (b) the Metis Settlements General Council or a Metis settlement, or
- (c) a municipality.

Written directions and notices

6(1) A written direction issued to a commissioner for oaths under section 22 of the Act must be sent to the last known address or e-mail address of that individual.

(2) The refusal of an application or a notice of the suspension or revocation of an appointment referred to in section 23 of the Act must be

- (a) provided in writing, and

- (b) sent to the applicant or commissioner for oaths at that individual's last known address or e-mail address.

Records and information

7(1) For the purposes of section 24(e) of the Act, the Minister may collect, use and disclose information, including personal information, for the purposes of

- (a) confirming that a commissioner for oaths has an office or status referred to in section 16(1) or (2) of the Act,
- (b) authenticating a commissioner for oaths' signature,
- (c) considering and approving applications, issuing written directions or suspending or revoking appointments under Part 2 of the Act and providing, publishing or issuing notices of suspensions or revocations, and
- (d) any other purpose required for the administration of the Act.

(2) The Minister may collect, use or disclose information referred to in this section indirectly, without the consent of the commissioner for oaths to which the information relates.

Repeal

8 The *Commissioners for Oaths Fee Regulation* (AR 65/2003) is repealed.

Expiry

9 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 April 30, 2024.

Coming into force

10 This Regulation comes into force on the coming into force of the *Notaries and Commissioners Act*.

Schedule

**Code of Conduct for
Commissioners for Oaths**

1 A commissioner for oaths must

- (a) discharge all of the commissioner for oaths' responsibilities with honesty, dignity and integrity;
- (b) treat all persons fairly, courteously and with respect;
- (c) provide services in a professional, ethical and responsible manner;
- (d) comply with the terms and conditions of the commissioner for oaths' appointment;
- (e) comply with
 - (i) the *Notaries and Commissioners Act*,
 - (ii) the applicable regulations under the *Notaries and Commissioners Act*,
 - (iii) any other law or directives that govern the conduct of commissioners for oaths in the discharge of their responsibilities, and
 - (iv) any direction issued to the commissioner for oaths under section 22 of the Act;
- (f) act in a manner that maintains and upholds the honour and reputation of the office of commissioner for oaths;
- (g) maintain up-to-date knowledge on the law and directives governing the duties and conduct of commissioners for oaths;
- (h) hold in strict confidence all information of a confidential nature that comes to the commissioner for oaths' knowledge, except as is required to perform the services of the commissioner for oaths or as otherwise required by law.

2 A commissioner for oaths must not

- (a) mislead or attempt to mislead anyone in the discharge of the commissioner for oaths' responsibilities;
- (b) commission or participate in the preparation or delivery of any document that is false, incomplete, misleading, deceptive or fraudulent;
- (c) commission or participate in the preparation or delivery of any document that
 - (i) has the appearance of being validly issued by a court or other legitimate authority but is not,

- (ii) is intended to or has the effect of deceiving any person,
or
- (iii) otherwise is lacking valid legal effect.

Alberta Regulation 220/2014

Notaries and Commissioners Act

NOTARIES PUBLIC REGULATION

Filed: December 10, 2014

For information only: Made by the Minister of Justice and Solicitor General (M.O. J 52/2014) on December 10, 2014 pursuant to section 13 of the Notaries and Commissioners Act.

Table of Contents

- 1** Expiry of appointment
- 2** Code of conduct
- 3** Directives governing the duties and conduct of notaries public
- 4** Applications
- 5** Fees
- 6** Written directions and notices
- 7** Records and information
- 8** Repeal
- 9** Expiry
- 10** Coming into force

Schedule

Expiry of appointment

1 Unless revoked, an appointment under Part 1 of the Act expires 2 years after December 31 of the year in which the appointment was made.

Code of conduct

2 The code of conduct referred to in section 6(1) of the Act is set out in the Schedule.

Directives governing the duties and conduct of notaries public

3 A directive referred to in section 6(2) of the Act must be published in the form and manner determined by the Minister.

Applications

4(1) The application referred to in section 8 of the Act shall be submitted in a form and manner satisfactory to the Minister.

(2) The application shall be supported by an affidavit satisfactory to the Minister, if the Minister so requires.

Fees

5(1) Subject to subsection (2), the fee payable for an appointment under Part 1 of the Act is \$75.

(2) No fee is payable under subsection (1) for an appointment as a notary public for the purpose of employment with

- (a) the Government of Alberta or Canada or an agency of either, or
- (b) a police service.

Written directions and notices

6(1) A written direction issued to a notary public under section 10 of the Act must be sent to the last known address or e-mail address of that individual.

(2) The refusal of an application or a notice of the suspension or revocation of an appointment referred to in section 11 of the Act must be

- (a) provided in writing, and
- (b) sent to the applicant or notary public at that individual's last known address or e-mail address.

Records and information

7(1) For the purposes of section 13(f) of the Act, the Minister may collect, use and disclose information, including personal information, for the purposes of

- (a) confirming that a notary public has an office or status referred to in section 16(1) or (2) of the Act,
- (b) authenticating a notary public's signature,
- (c) considering and approving applications, issuing written directions or suspending or revoking appointments under Part 1 of the Act and providing, publishing or issuing notices of suspensions or revocations, and

(d) any other purpose required for the administration of the Act.

(2) The Minister or the Notary Public Advisory Committee may collect, use or disclose information referred to in this section indirectly, without the consent of the notary public to which the information relates.

Repeal

8 The *Notaries Public Regulation* (AR 68/2003) is repealed.

Expiry

9 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 April 30, 2024.

Coming into force

10 This Regulation comes into force on the coming into force of the *Notaries and Commissioners Act*.

Schedule

Code of Conduct for Notaries Public

- 1** A notary public must
- (a) discharge all of the notary public's responsibilities with honesty, dignity and integrity;
 - (b) treat all persons fairly, courteously and with respect;
 - (c) provide services in a professional, ethical and responsible manner;
 - (d) comply with the terms and conditions of the notary public's appointment;
 - (e) comply with
 - (i) the *Notaries and Commissioners Act*,
 - (ii) the applicable regulations under the *Notaries and Commissioners Act*,
 - (iii) any other law or directives that govern the conduct of notaries public in the discharge of their responsibilities, and

- (iv) any direction issued to the notary public under section 10 of the Act;
- (f) act in a manner that maintains and upholds the honour and reputation of the office of notary public;
- (g) maintain up-to-date knowledge on the law and directives governing the duties and conduct of notaries public;
- (h) hold in strict confidence all information of a confidential nature that comes to the notary public's knowledge, except as is required to perform the services of the notary public or as otherwise required by law.

2 A notary public must not

- (a) mislead or attempt to mislead anyone in the discharge of the notary public's responsibilities;
- (b) notarize or participate in the preparation or delivery of any document that is false, incomplete, misleading, deceptive or fraudulent;
- (c) notarize or participate in the preparation or delivery of any document that
 - (i) has the appearance of being validly issued by a court or other legitimate authority but is not,
 - (ii) is intended to or has the effect of deceiving any person, or
 - (iii) is otherwise lacking valid legal effect.