

Alberta Regulation 129/2017

Marketing of Agricultural Products Act

ALBERTA BEEKEEPERS COMMISSION AMENDMENT REGULATION

Filed: July 4, 2017

For information only: Made by the Alberta Beekeepers Commission on April 3, 2017 and approved by Alberta Agricultural Products Marketing Council on April 13, 2017 pursuant to section 26 of the Marketing of Agricultural Products Act.

1 The *Alberta Beekeepers Commission Regulation (AR 73/2006)* is amended by this Regulation.

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

(1.1) Commencing with the 2017-18 crop year, every producer with 100 or more colonies in Alberta must, instead of the service charge referred to in subsection (1), pay to the Commission a service charge of \$50 plus \$1.05 per colony per year.

Alberta Regulation 130/2017

Municipal Government Act

ASSESSMENT AND TAXATION REGULATIONS (EXPIRY DATE EXTENSION) AMENDMENT REGULATION

Filed: July 5, 2017

For information only: Made by the Minister of Municipal Affairs (M.O. MAG:011/17) on June 26, 2017 pursuant to sections 322, 370, 484.1 and 527,1 of the Municipal Government Act.

1 The *Matters Relating to Assessment Complaints Regulation (AR 310/2009)* is amended in section 57 by striking out “September 30, 2017” and substituting “December 31, 2018”.

2 The *Matters Relating to Assessment and Taxation Regulation (AR 220/2004)* is amended in section 29 by striking out “November 30, 2017” and substituting “December 31, 2018”.

Alberta Regulation 131/2017
Municipal Government Act
CROWSNEST PASS (EXPIRY DATE EXTENSION)
AMENDMENT REGULATION

Filed: July 5, 2017

For information only: Made by the Minister of Municipal Affairs
(M.O. MSL:050/17) on June 26, 2017 pursuant to section 615 of the Municipal
Government Act.

**1 The *Crowsnest Pass Regulation* (AR 197/2002) is
amended by this Regulation.**

**2 Section 10 is amended by striking out “August 31, 2017”
and substituting “August 31, 2018”.**

Alberta Regulation 132/2017

Railway (Alberta) Act
RAILWAY AMENDMENT REGULATION

Filed: July 6, 2017

For information only: Made by the Minister of Transportation (M.O. 24/17) on June
30, 2017 pursuant to section 30 of the Railway (Alberta) Act.

**1 The *Railway Regulation* (AR 177/2002) is amended by
this Regulation.**

**2 Section 2 is amended by adding the following after
clause (f):**

- (g) any additional engineering and design plans and specifications demonstrating safety and feasibility to the Rail Administrator’s satisfaction.

**3 Section 4 is amended by adding the following after
clause (c)(iv):**

- (v) security management plan satisfactory to the Railway Administrator;

4 Section 6 is amended by repealing subsection (2) and substituting the following:

- (2) A holder of an approval who wishes to obtain a new approval or renew an approval must submit with the application
- (a) the information required by the Railway Administrator, and
 - (b) the results of a safety audit satisfactory to the Railway Administrator if the terms of the current approval requires periodic safety audits.

5 The following is added after section 7:

Railway Administrator amendments

7.1 If the Railway Administrator considers it appropriate to do so, the Railway Administrator may, with the consent of an approval holder, amend an approval with respect to any matter.

6 Section 15 is amended by adding the following after subsection (2):

- (3) **Section 4.3 is amended by striking out “minister” and substituting “Railway Administrator”.**

7 Section 18(3) is amended

- (a) **in clause (b) by striking out “3.32” wherever it occurs and substituting “3.33”,**
- (b) **in clause (c) by striking out “3.33” wherever it occurs and substituting “3.34”.**

8 Section 19(4) is repealed and the following is substituted:

- (4) **Schedule 1 is amended by striking out section 492(3).**

9 Section 21 is amended

- (a) **in subsection (1) by striking out “(TCO-06)”;**
- (b) **by repealing subsection (3) and substituting the following:**

(3) Section 3 is amended

- (a) by striking out clause 3.10 and substituting the following:**

3.10 “Department” and “Department’s regional office concerned” means the Railway Administrator (Alberta);

- (b) by striking out clause 3.16 and substituting the following:**

3.16 “railway company” means a person to whom section 2 of the *Railway (Alberta) Act* applies;

- (c) by striking out clause 3.17 and substituting the following:**

3.17 “railway safety inspector” means a railway safety officer (Alberta);

10 Section 23 is amended

- (a) in subsection (1) by striking out “(TC O 0-150)” and substituting “(TCO 0-184)”;**

- (b) in subsection (2) by striking out “operating in Canada. These rules apply to all railway companies”.**

11 Section 25 is repealed.

12 Section 26(3)(a) is amended by striking out “2.51” and substituting “2.5.1”.

13 Section 27 is amended

- (a) in subsection (1) by striking out “The *Railway-Highway Crossing at Grade Regulations* (SOR/80-748)” and substituting “The *Grade Crossing Regulations* SOR/2014-275”;**

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

(2) Section 3 is amended

- (a) **in section (1) by striking out** “of the Agency or in an agreement filed with the Agency under subsection 101(1) of the *Canada Transportation Act*” **and substituting the following:**

“an exemption granted by the Railway Administrator”;

- (b) **in section (2) by striking out** “of the Agency or in an agreement filed with the Agency under subsection 101(1) of the *Canada Transportation Act*” **and substituting the following:**

“an exemption granted by the Railway Administrator”;

- (c) **by striking out subsection (3) and substituting the following:**

(3) Section 98 is amended by striking out “Minister” **and substituting** “Railway Administrator”.

14 Section 28 is repealed and the following is substituted:

Grade Crossings Standards

28 The Grade Crossing Standards, under the *Canada Transportation Act* (Canada) are declared in force.

15 Section 30(1) is repealed and the following is substituted:

Canadian Rail Operating Rules

30(1) The *Canadian Rail Operating Rules*, approved by the Minister of Transport (Canada) under the *Railway Safety Act* (Canada), are declared in force.

16 Section 33(1) is amended by striking out “(TC O-17B)” and substituting “(TC O-0-68)”.

17 Section 45 is amended by striking out “August 31, 2017” and substituting “August 31, 2022”.

Alberta Regulation 133/2017
Marketing of Agricultural Products Act
ALBERTA OAT GROWERS COMMISSION PLAN
AMENDMENT REGULATION

Filed: July 6, 2017

For information only: Made by the Lieutenant Governor in Council (O.C. 231/2017) on July 5, 2017 pursuant to section 23 of the Marketing of Agricultural Products Act.

1 The *Alberta Oat Growers Commission Plan Regulation* (AR 133/2012) is amended by this Regulation.

2 Section 10(1)(b) is amended by adding "and by Council" after "special Commission meeting".

3 Section 24 is repealed and the following is substituted:

Board of directors

24 The Commission shall have a board of directors consisting of a minimum of 4 directors and a maximum of 7 directors.

4 Section 40 is amended by striking out "July 31, 2017" and substituting "July 31, 2022".

Alberta Regulation 134/2017

Meat Inspection Act
MEAT INSPECTION (EXPIRY DATE EXTENSION)
AMENDMENT REGULATION

Filed: July 6, 2017

For information only: Made by the Lieutenant Governor in Council (O.C. 232/2017) on July 5, 2017 pursuant to section 11 of the Meat Inspection Act.

1 The *Meat Inspection Regulation* (AR 42/2003) is amended by this Regulation.

2 Section 80 is amended by striking out "August 1, 2017" and substituting "July 31, 2020".

Alberta Regulation 135/2017

Various Acts

HEALTH REGULATIONS AMENDMENT REGULATION

Filed: July 6, 2017

For information only: Made by the Lieutenant Governor in Council (O.C. 233/2017) on July 5, 2017 pursuant to Various Acts.

1 The *Co-ordinated Home Care Program Regulation* (AR 296/2003) is amended in section 10 by striking out “October 31, 2017” and substituting “October 31, 2022”.

2 The *Mandatory Testing and Disclosure Regulation* (AR 190/2007) is amended in section 8 by striking out “September 30, 2017” and substituting “September 30, 2020”.

3 The *Mental Health Regulation* (AR 19/2004) is amended in section 5 by striking out “November 30, 2017” and substituting “November 30, 2020”.

4 The *Out-of-Country Health Services Regulation* (AR 78/2006) is amended in section 14 by striking out “August 15, 2017” and substituting “August 15, 2020”.

5 The *Regional Health Authority Membership Regulation* (AR 164/2004) is amended by repealing section 12.

6 The *Treatment Services Regulation* (AR 248/85) is amended in section 8 by striking out “November 30, 2017” and substituting “November 30, 2019”.

Alberta Regulation 136/2017

Alberta Health Care Insurance Act

ALBERTA HEALTH CARE INSURANCE AMENDMENT REGULATION

Filed: July 6, 2017

For information only: Made by the Lieutenant Governor in Council (O.C. 234/2017) on July 5, 2017 pursuant to sections 16 and 33 of the Alberta Health Care Insurance Act.

1 The *Alberta Health Care Insurance Regulation* (AR 76/2006) is amended by this Regulation.

2 The following is added after section 17:

**Part 4.1
Physician Resource Planning**

Committees

17.1(1) The Minister may establish any committees that the Minister considers necessary for the purposes of physician resource planning.

(2) The Minister may, with respect to any committee established under this section,

- (a) appoint or provide for the manner of the appointment of its members,
- (b) prescribe the term of office of any member,
- (c) designate a chair, vice-chair and secretary, and
- (d) authorize, fix or provide for the payment of remuneration and expenses to its members.

(3) Remuneration and expenses referred to in subsection (2) must be determined

- (a) in accordance with any applicable regulations under the *Alberta Public Agencies Governance Act*, or
- (b) by the Minister if no regulations under the *Alberta Public Agencies Governance Act* are applicable.

(4) A committee established pursuant to this section may, with the approval of the Minister, make rules governing the calling of its meetings, the procedure to be used at its meetings, the conduct of business at its meetings, reporting and any other matters as required.

(5) A committee established pursuant to this section may exercise the powers and shall perform the duties and functions that the Minister approves or confers or imposes on it.

(6) The Minister may require any person appointed to a committee established under this section, before beginning the person's duties, to take an oath that the person will not, except as authorized by the Minister, divulge any information received by the person in the course of the person's duties as a member of the committee.

Setting of number of additional physicians

17.2(1) Each year, the Minister may, by order, set out the number of additional physicians needed to provide insured services in Alberta.

(2) In making an order under subsection (1), the Minister shall take into account the following:

- (a) any advice provided by a committee established under section 17.1;
- (b) existing health resources;
- (c) Albertans' health needs;
- (d) the affordability and sustainability of paying benefits for insured services provided by the number of additional physicians to be set out in the order in view of the financial resources allocated for the payment of benefits;
- (e) short, medium and long-term planning for allocation of physician resources;
- (f) any other matter the Minister considers appropriate.

(3) The Minister may amend an order made under subsection (1) at any time.

(4) The Minister shall, on or before April 1, 2018, make an order under subsection (1) to take effect April 1, 2018, but is not required to make a subsequent order.

Alberta Regulation 137/2017

Land Titles Act

PROOF OF IDENTITY AMENDMENT REGULATION

Filed: July 6, 2017

For information only: Made by the Lieutenant Governor in Council (O.C. 236/2017) on July 5, 2017 pursuant to section 213 of the Land Titles Act.

1 The *Proof of Identity Regulation* (AR 174/2008) is amended by this Regulation.

2 The title of the Regulation is amended by adding “AND HANDLING OF DOCUMENTS” after “IDENTITY”.

3 The following is added after section 1:

Handling of paper version of document

1.1(1) After an electronic version of an application, instrument, plan, caveat or other document is registered in the Land Titles Office, the subscriber

- (a) shall, subject to subsection (2), return the paper version of the document to the person on whose behalf the electronic version is registered, or
- (b) shall retain the paper version of the document.

(2) Subsection (1)(a) applies only if the subscriber retains and stores an electronic reproduction of the paper version of the document.

4 Section 2 is repealed.

Alberta Regulation 138/2017

An Act to Cap Regulated Electricity Rates

**RATE CAP (COMMISSION APPROVED REGULATED RATE
TARIFFS REGULATION**

Filed: July 7, 2017

For information only: Made by the Minister of Energy (M.O. 67/2017) on July 5, 2017 pursuant to section 6 of An Act to Cap Regulated Electricity Rates and section 108 of the Electric Utilities Act.

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Interpretation

1(1) In this Regulation,

- (a) “Act” means *An Act to Cap Regulated Electricity Rates*;
- (b) “approved deferral account statement” means a deferral account statement that has been approved by the Commission under section 4;
- (c) “business day” means a day other than a Saturday or a holiday as defined in the *Interpretation Act*;
- (d) “deferral account” means a deferral account established under section 3(1);
- (e) “deferral account statement” means a deferral account statement required to be submitted under this Regulation;
- (f) “load settlement” means load settlement as defined in the *Electric Utilities Act*.

(2) This Regulation applies with respect to owners referred to in section 2(1) of the Act.

Determination of payments

2(1) In respect of a month during which an owner determines electric energy charges in accordance with section 2(1)(b) of the Act, the owner may be paid the full difference between

- (a) the amount the owner would charge if the owner determined the electric energy charges for the month in accordance with section 2(1)(a) of the Act, and
- (b) the amount the owner charges when the owner determines the electric energy charge in accordance with section 2(1)(b) of the Act.

(2) The amount payable to an owner in respect of a month must

- (a) be determined initially using forecast values in accordance with section 3(3)(a),
- (b) be adjusted to an amount determined using actual values in accordance with section 3(3)(b), and
- (c) be finally reviewed and either confirmed or varied by the Commission under section 6.

Deferral account

3(1) An owner shall establish a deferral account for the purpose of the administration of payments under section 4 of the Act.

(2) Subject to section 7, during the period beginning on June 1, 2017 and ending on May 31, 2021, an owner shall include with the owner's submission to the Commission under section 12 of the *Regulated Rate Option Regulation* for a calendar month

- (a) the actual consumption in kWh of regulated rate customers in each rate class determined through the final load settlement calculations for the most recent 6 months for which that information is available, and
- (b) a completed deferral account statement for the calendar month, in the form prescribed by the Minister, for the Commission's approval.

(3) An owner shall show the following in the owner's deferral account statement:

- (a) for the calendar month for which the owner is making the owner's submission under section 12 of the *Regulated Rate Option Regulation*
 - (i) the monthly rate per kWh submitted by the owner for each rate class,
 - (ii) the forecast consumption in kWh for regulated rate customers in each rate class,
 - (iii) zero in respect of each rate class for which the monthly rate per kWh being submitted by the owner does not exceed 6.8 cents per kWh,
 - (iv) the amount determined by the following formula in respect of each rate class for which the monthly rate per kWh being submitted by the owner exceeds 6.8 cents per kWh:

$$a = (mrs - 6.8 \text{ cents per kWh}) \times fc$$

where

a is the amount to be shown in respect of that rate class,

mrs is the monthly rate per kWh for that rate class submitted by the owner, and

fc is the forecast consumption in kWh for that month for regulated rate customers in that rate class,

and

- (v) the total of the amounts shown under subclauses (iii) and (iv), including any applicable goods and services tax imposed under Part IX of the *Excise Tax Act* (Canada) on those amounts;
- (b) for each calendar month for which the monthly rates per kWh determined in accordance with the owner's new RRO rate energy price setting plan as posted under section 13 of the *Regulated Rate Option Regulation* and the actual consumption in kWh determined through the final load settlement calculations of regulated rate customers in each rate class are available but have not previously been included in a deferral account statement,
- (i) the monthly rate per kWh determined in accordance with the owner's new RRO energy price setting plan for each rate class for that month,
 - (ii) the actual consumption in kWh of regulated rate customers in each rate class for that month determined through the final load settlement calculations,
 - (iii) for each rate class, the amount previously shown in the deferral account statement in respect of the month under clause (a)(iii) or (iv),
 - (iv) for each rate class, the recalculation, determined using the rate and consumption referred to in subclauses (i) and (ii) in accordance with the instructions set out in the deferral account statement form, of the amount shown under subclause (iii), and
 - (v) for each rate class, the amount obtained by subtracting the amount shown under subclause (iii) from the amount shown under subclause (iv);
- (c) the balance adjustment for the deferral account, being the total of the amounts shown under clause (b)(v) for the months included under clause (b), including any applicable goods and services tax imposed under Part IX of the *Excise Tax Act* (Canada) on those amounts;
- (d) the deferral account balance, if any, payable to the owner or repayable to the Government of Alberta, determined by

adding the total amount shown under clause (a)(v) and the balance adjustment shown under clause (c).

Approval of deferral account statement

- 4(1)** The Commission may determine the process by which it approves a deferral account statement.
- (2)** In considering whether to approve a deferral account statement, the Commission shall confirm the calculation of amounts in the deferral account statement.
- (3)** An owner shall
 - (a)** provide to the Commission any records or other information the Commission may require to confirm the information and amounts set out in deferral account statements submitted by the owner, and
 - (b)** retain records sufficient to enable the Commission to audit the deferral account statements submitted by the owner.
- (4)** An owner shall submit a corrected deferral account statement for the Commission's approval under this section if
 - (a)** the Commission determines that there is an error in a deferral account statement or that there has been a change in information set out in a deferral account statement and the Commission requires the owner to submit a corrected deferral account statement, or
 - (b)** the owner determines that there is a material error in a deferral account statement or that there has been a material change in information set out in a deferral account statement.
- (5)** The Commission must determine whether to approve a deferral account statement on or before the first day of the calendar month in respect of which the deferral account statement was submitted.
- (6)** An owner shall submit a deferral account statement to the Minister within 5 business days after the deferral account statement is approved by the Commission.
- (7)** On request of the Minister, the Commission shall review an approved deferral account statement in detail to confirm the accuracy of any of the information or amounts set out in the deferral account statement.

Payment

5(1) The amount of a deferral account balance that is payable to an owner as shown in an approved deferral account statement shall be paid within 30 days after the Minister receives the approved deferral account statement.

(2) An owner shall pay a deferral account balance that is repayable to the Government of Alberta as shown in an approved deferral account statement within 30 days after the deferral account statement is approved by the Commission.

Final review and disposition of deferral account

6(1) An owner shall apply to the Commission for a final review and disposition of the owner's deferral account within 6 months after May 31, 2021.

(2) In conducting a final review and disposition of an owner's deferral account the Commission shall review the deferral account statements submitted by the owner in respect of the period beginning on June 1, 2017, and ending on May 31, 2021, to confirm the information and amounts set out in the deferral account statements and determine whether

- (a) an amount remains owing to the owner under section 2(1) of this Regulation, or
- (b) the owner has been overpaid an amount under section 2(1) of this Regulation.

(3) An owner shall provide to the Commission any records or other information the Commission may require to confirm the information and amounts set out in deferral account statements submitted by the owner.

(4) If, on a final review, the Commission determines that an amount is owing to an owner under section 2(1), the amount shall be paid to the owner within 30 days after the date of the Commission's determination.

(5) If, on a final review, the Commission determines that an owner has been overpaid under section 2(1), the owner shall repay the amount to the Minister within 30 days after the date of the Commission's determination.

Transitional

7 An owner shall include the owner's deferral account statements for June, July and August 2017 with the owner's submission to the

Commission under section 12 of the *Regulated Rate Option Regulation* for September 2017.

Amendments to the Regulated Rate Option Regulation

8 The *Regulated Rate Option Regulation* (AR 262/2005) is amended

(a) in section 6

(i) in subsection (1) by adding the following after clause (d):

(d.1) not have regard to a rate established by or under section 2(1)(b) or (2)(b) of *An Act to Cap Regulated Electricity Rates*,

(ii) by adding the following after subsection (2):

(3) Subsection (2) does not apply with respect to a deferral account established under *An Act to Cap Regulated Electricity Rates*.

(b) by repealing the heading before section 24 and sections 24 and 25;

(c) by repealing the heading “Expiry”;

(d) by repealing section 28.

Application

9 This Regulation, except section 8, is effective on and from June 1, 2017.

Alberta Regulation 139/2017

An Act to Cap Regulated Electricity Rates

RATE CAP (BOARD ON COUNCIL APPROVED REGULATED RATE TARIFFS) REGULATION

Filed: July 7, 2017

For information only: Made by the Minister of Energy (M.O. 68/2017) on July 5, 2017 pursuant to section 6 of An Act to Cap Regulated Electricity Rates.

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Interpretation

1(1) In this Regulation,

- (a) “Act” means *An Act to Cap Regulated Electricity Rates*;
- (b) “approved deferral account statement” means a deferral account statement that has been approved by the Market Surveillance Administrator under section 6;
- (c) “billing rate” means the rate determined in accordance with section 3(3);
- (d) “business day” means a day other than a Saturday or a holiday as defined in the *Interpretation Act*;
- (e) “deferral account” means a deferral account established under section 5;
- (f) “deferral account statement” means a deferral account statement required to be submitted under this Regulation;
- (g) “load settlement” means load settlement as defined in the *Electric Utilities Act*;
- (h) “reference rate” means the rate determined in accordance with section 3(1);
- (i) “reimbursement rate” means the rate determined in accordance with section 3(2).

(2) This Regulation applies with respect to owners referred to in section 2(2) of the Act.

**Applicable rate per kWh for the purposes
of section 2(2)(b)(i) of the Act**

2 An owner's billing rate per kWh for a rate class for a calendar month is the owner's applicable rate per kWh for that rate class for that calendar month for the purposes of section 2(2)(b)(i) of the Act.

**Determination of reference, reimbursement
and billing rates**

3(1) The reference rate per kWh for a calendar month is the average of the residential rates for owners whose regulated rate tariffs are approved by the Commission under section 103(2) of the *Electric Utilities Act* for that calendar month as posted by the Commission on its internet page under the *Regulated Rate Option Regulation*, plus 10%.

(2) The reimbursement rate per kWh for an owner for a rate class for a calendar month is determined as follows:

- (a) if the reference rate for the calendar month is greater than 6.8 cents per kWh and the monthly rate submitted for approval by the owner under section 12 of the *Regulated Rate Option Regulation* for that rate class for the calendar month is greater than the reference rate, the reimbursement rate for the owner for that rate class for the calendar month is the reference rate minus 6.8 cents per kWh;
- (b) if the reference rate for the calendar month is greater than 6.8 cents per kWh and the monthly rate submitted for approval by the owner under section 12 of the *Regulated Rate Option Regulation* for that rate class for the calendar month is greater than 6.8 cents per kWh but is not greater than the reference rate, the reimbursement rate for the owner for that rate class for the calendar month is the monthly rate submitted by the owner minus 6.8 cents per kWh;
- (c) if the reference rate for the calendar month or the monthly rate submitted for approval by the owner under section 12 of the *Regulated Rate Option Regulation* for that rate class for the calendar month is less than or equal to 6.8 cents per kWh, the reimbursement rate for the owner for that rate class for the calendar month is 0.

(3) The billing rate per kWh for an owner for a rate class for a calendar month is determined as follows:

- (a) if the reference rate for the calendar month is greater than 6.8 cents per kWh and the monthly rate submitted for approval by the owner under section 12 of the *Regulated Rate Option Regulation* for that rate class for the calendar month is

greater than the reference rate, the owner's billing rate per kWh for that rate class for the calendar month is the monthly rate submitted for approval by the owner minus the reimbursement rate;

- (b) if the monthly rate submitted for approval by the owner under section 12 of the *Regulated Rate Option Regulation* for that rate class for the calendar month is greater than 6.8 cents per kWh but is less than the reference rate for the calendar month, the owner's billing rate per kWh for that rate class for the calendar month is equal to 6.8 cents per kWh;
- (c) if the reference rate for the calendar month or the monthly rate submitted for approval by the owner under section 12 of the *Regulated Rate Option Regulation* for that rate class for the calendar month is less than or equal to 6.8 cents per kWh, the owner's billing rate per kWh for that rate class for the calendar month is equal to the monthly rate the owner submitted for approval.

(4) Subject to subsection (5), an owner shall

- (a) post on an easily accessible internet page
 - (i) the owner's billing rates for the months of June, July and August 2017 within 5 business days after September 1, 2017, and
 - (ii) the owner's billing rate for September 2017 and each subsequent calendar month to and including May 2021 within 5 business days after the commencement of the calendar month,
- (b) ensure that there is a link on the internet page to a historic file of the owner's previous billing rates, if any, for the most recent 12 months, and
- (c) ensure that the address of the internet page is shown on the bill of each regulated rate customer to whom the billing rate applies, with directions that current and historical billing rates may be found on the internet page.

(5) An owner may communicate the information described in subsection (4) using a method other than the internet, but must ensure that

- (a) the method used to communicate the information will permit regulated rate customers to whom a billing rate applies to access the information easily,

- (b) the billing rate for each calendar month is available within 5 business days after the commencement of the calendar month,
 - (c) the billing rates, if any, for the most recent 12 months are available at least once in a calendar month, and
 - (d) information about the method to be used to communicate the current and historical billing rates is shown on the bill of each regulated rate customer to whom the billing rate applies.
- (6) The Commission shall
- (a) calculate the reference rate for a calendar month, and
 - (b) post the reference rate for a calendar month on the Commission's internet page on the first day of the calendar month, except that the Commission shall post the reference rates for the months of June, July and August 2017 on or before September 1, 2017.
- (7) A reference rate posted for a calendar month under subsection (6) is final and not subject to change except that the Commission may correct an error made in calculating the reference rate.

Determination of payments

- 4(1)** In respect of a month during which an owner determines electric energy charges in accordance with section 2(2)(b)(i) of the Act, the owner may be paid the full difference between
- (a) the amount the owner would charge if the owner determined the electric energy charges for the month in accordance with section 2(2)(a) of the Act, and
 - (b) the amount the owner charges when the owner determines the electric energy charge in accordance with section 2(2)(b)(i) of the Act.
- (2) The amount payable to an owner in respect of a month must
- (a) be determined initially using forecast values in accordance with section 5(4)(a),
 - (b) be adjusted to an amount determined using actual values in accordance with section 5(4)(b), and
 - (c) be finally reviewed and either confirmed or varied by the Market Surveillance Administrator under section 8.

Deferral account

5(1) An owner shall establish a deferral account for the purpose of the administration of payments under section 4 of the Act.

(2) Subject to subsection (3) and section 9, within 5 business days after the commencement of each calendar month during the period beginning June 1, 2017 and ending on May 31, 2021, an owner shall provide to the Market Surveillance Administrator

- (a) the actual consumption in kWh of regulated rate customers in each rate class determined through the final load settlement calculations for the most recent 6 months for which that information is available, and
- (b) a completed deferral account statement for the calendar month, in the form prescribed by the Minister, for the Market Surveillance Administrator's approval.

(3) An owner is not required to provide the information specified in subsection (2)(a) or a deferral account statement under subsection (2)(b) to the Market Surveillance Administrator for a calendar month that is prior to the first calendar month during the period beginning on June 1, 2017 and ending on May 31, 2021 that the reference rate exceeds 6.8 cents per kWh.

(4) An owner shall show the following in the owner's deferral account statement:

- (a) for the calendar month for which the owner is making the owner's submission under section 12 of the *Regulated Rate Option Regulation*
 - (i) the monthly rate per kWh submitted by the owner for each rate class,
 - (ii) the forecast consumption in kWh for regulated rate customers in each rate class,
 - (iii) the reference rate,
 - (iv) the reimbursement rate for each rate class,
 - (v) the billing rate for each rate class,
 - (vi) zero in respect of each rate class if the reference rate does not exceed 6.8 cents per kWh, or zero in respect of each rate class for which the monthly rate per kWh being submitted by the owner does not exceed 6.8 cents per kWh,

- (vii) the amount determined by the following formula in respect of each rate class for which the monthly rate per kWh being submitted by the owner exceeds 6.8 cents per kWh:

$$a = arr \times fc$$

where

a is the amount to be shown in respect of that rate class,

arr is the reimbursement rate for that rate class, and

fc is the forecast consumption in kWh for that month for regulated rate customers in that rate class,

and

- (viii) the total of the amounts shown under subclauses (vi) and (vii), including any applicable goods and services tax imposed under Part IX of the *Excise Tax Act* (Canada) on those amounts;
- (b) for each calendar month for which the monthly rates per kWh determined in accordance with the owner's new RRO rate energy price setting plan as posted or made available under section 14 of the *Regulated Rate Option Regulation* and the actual consumption in kWh determined through the final load settlement calculations of regulated rate customers in each rate class are available but have not previously been included in a deferral account statement,
- (i) the monthly rate per kWh determined in accordance with the owner's new RRO energy price setting plan for each rate class for that month,
- (ii) the actual consumption in kWh of regulated rate customers in each rate class for that month determined through the final load settlement calculations,
- (iii) the reference rate and, as updated if applicable, the reimbursement rate and billing rate for each rate class,
- (iv) for each rate class, the amount previously shown in the deferral account statement in respect of the month under clause (a)(vi) or (vii),

- (v) for each rate class, the recalculation, determined in accordance with the instructions set out in the deferral account statement form, of the amount shown under subclause (iv), and
- (vi) for each rate class, the amount obtained by subtracting the amount shown under subclause (iv) from the amount shown under subclause (v);
- (c) the balance adjustment for the deferral account, being the total of the amounts shown under clause (b)(vi) for the months included under clause (b), including any applicable goods and services tax imposed under Part IX of the *Excise Tax Act* (Canada) on those amounts;
- (d) the deferral account balance, if any, payable to the owner or repayable to the Government of Alberta, determined by adding the total amount shown under clause (a)(viii) and the balance adjustment shown under clause (c).

Approval of deferral account statement

6(1) The Market Surveillance Administrator may determine the process by which it approves a deferral account statement.

(2) In considering whether to approve a deferral account statement, the Market Surveillance Administrator shall confirm the calculation of amounts in the deferral account statement.

(3) An owner shall

- (a) provide to the Market Surveillance Administrator any records or other information the Market Surveillance Administrator may require to confirm the information and amounts set out in deferral account statements submitted by the owner, and
- (b) retain records sufficient to enable the Market Surveillance Administrator to audit the deferral account statements submitted by the owner.

(4) An owner shall submit a corrected deferral account statement for the Market Surveillance Administrator's approval under this section if

- (a) the Market Surveillance Administrator determines that there is an error in a deferral account statement or that there has been a change in information set out in a deferral account statement and the Market Surveillance Administrator requires the owner to submit a corrected deferral account statement, or

- (b) the owner determines that there is a material error in a deferral account statement or that there has been a material change in information set out in a deferral account statement.

(5) The Market Surveillance Administrator must determine whether to approve a deferral account statement within 10 business days after the first day of the calendar month in respect of which the deferral account statement was submitted.

(6) An owner shall submit a deferral account statement to the Minister within 5 business days after the deferral account statement is approved by the Market Surveillance Administrator.

(7) On request of the Minister, the Market Surveillance Administrator shall review an approved deferral account statement in detail to confirm the accuracy of any of the information or amounts set out in the deferral account statement.

Payment

7(1) The amount of a deferral account balance that is payable to an owner as shown in an approved deferral account statement shall be paid within 30 days after the Minister receives the approved deferral account statement.

(2) An owner shall pay a deferral account balance that is repayable to the Government of Alberta as shown in an approved deferral account statement within 30 days after the deferral account statement is approved by the Market Surveillance Administrator.

Final review and disposition of deferral account

8(1) An owner shall apply to the Market Surveillance Administrator for a final review and disposition of the owner's deferral account within 6 months after May 31, 2021.

(2) In conducting a final review and disposition of an owner's deferral account the Market Surveillance Administrator shall review the deferral account statements submitted by the owner in respect of the period beginning on June 1, 2017, and ending on May 31, 2021, to confirm the information and amounts set out in the deferral account statements and determine whether

- (a) an amount remains owing to the owner under section 4(1) of this Regulation, or
- (b) the owner has been overpaid an amount under section 4(1) of this Regulation.

(3) An owner shall provide to the Market Surveillance Administrator any records or other information the Market Surveillance Administrator may require to confirm the information and amounts set out in deferral account statements submitted by the owner.

(4) If, on a final review, the Market Surveillance Administrator determines that an amount is owing to an owner under section 4(1), the amount shall be paid to the owner within 30 days after the date of the Market Surveillance Administrator's determination.

(5) If, on a final review, Market Surveillance Administrator determines that an owner has been overpaid under section 4(1), the owner shall repay the amount to the Minister within 30 days after the date of the Market Surveillance Administrator's determination.

Transitional

9 Subject to section 5(3), an owner shall provide the information specified in section 5(2)(a) and the owner's deferral account statements under section 5(2)(b) for June, July and August 2017 to the Market Surveillance Administrator within 5 business days after September 1, 2017.

Coming into force and application

10 This Regulation comes into force on the coming into force of section 2(2) of *An Act to Cap Regulated Electricity Rates* and is effective on and from June 1, 2017.

Alberta Regulation 140/2017

Electric Utilities Act

MICRO-GENERATION AMENDMENT REGULATION

Filed: July 7, 2017

For information only: Made by the Minister of Energy (M.O. 69/2017) on July 5, 2017 pursuant to sections 41 and 99 of the Electric Utilities Act.

1 The *Micro-generation Regulation (AR 27/2008)* is amended by this Regulation.

2 Section 1(1) is amended

(a) by repealing clause (a.1)(iii) and substituting the following:

(iii) either

(A) enrolled with the same retailer, with each site charged at the same rate for the supply of electric energy, or

(B) enrolled with the same regulated rate provider, with each site charged at a regulated rate under a regulated rate tariff referred to in section 103 of the Act for the supply of electric energy;

(b) in clause (h)(ii) by adding “annual” before “energy”;

(c) in clause (j) by adding “or aggregated sites” after “into the micro-generator’s micro-generation site”;

(d) by adding the following after clause (l):

(l.1) “service provider” means a retailer or a regulated rate provider;

3 Section 4(4)(b) is amended by striking out “to retailers” and substituting “and aggregated sites to service providers”.

4 Section 7 is amended

(a) in subsections (1), (2) and (3) by striking out “retailer” and substituting “service provider”;

(b) by repealing subsection (5) and substituting the following:

(5) Subject to subsection (5.1), a micro-generator’s service provider shall credit the micro-generator for electric energy supplied out of the micro-generator’s micro-generation site at the following rates:

(a) in the case of small micro-generation, at the rate the service provider charged the micro-generator for electric energy supplied to the micro-generation site;

(b) in the case of large micro-generation, at the hourly pool price for each hour in the billing period.

(5.1) If a retailer and a micro-generator agree, in writing, the retailer may credit the micro-generator for electric energy supplied out of the micro-generator's micro-generation site at a different rate than what is set out in subsection (5).

(c) by repealing subsection (6) and substituting the following:

(6) For small micro-generation,

- (a) service providers must submit for each micro-generator's micro-generation site a generation credit summary report to the ISO on a monthly basis listing
 - (i) electric energy supplied out of the site during the relevant month,
 - (ii) the rate the service provider charged the micro-generator for electric energy supplied to the micro-generation site for the month, and
 - (iii) the total credit, consisting of the amount in subclause (i) multiplied by the rate in subclause (ii),
- (b) the ISO must
 - (i) compensate service providers for the amount determined under clause (a)(iii), and
 - (ii) recover the amount in subclause (i) through the applicable ISO tariff or fee, as determined by the Commission,

and

- (c) unless the Commission directs otherwise, load settlement agents are not required to include in load settlement calculations the amount determined under clause (a)(i).

(d) in subsection (7) by striking out "retailers" wherever it occurs and substituting "service providers".

5 Section 8 is amended by striking out "retailer" wherever it occurs and substituting "service provider".

Alberta Regulation 141/2017

Alberta Housing Act

**MANAGEMENT BODY OPERATION AND ADMINISTRATION
AMENDMENT REGULATION**

Filed: July 7, 2017

For information only: Made by the Minister of Seniors and Housing
(M.O. H:001/17) on July 5, 2017 pursuant to section 34 of the Alberta Housing Act.

1 The *Management Body Operation and Administration Regulation* (AR 243/94) is amended by this Regulation.

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

(d.1) “record” has the meaning given to it in the *Freedom of Information and Protection of Privacy Act*;

3 Section 4 is amended by striking out “Deputy Minister” and substituting “Minister”.

4 Section 5 is amended

(a) in clause (c) by adding “or adult interdependent partner” after “the member’s spouse” wherever it occurs;

(b) by repealing clause (d) and substituting the following:

(d) “spouse” means the spouse of a married person but does not include a spouse who is living separate and apart from the person if the person and spouse have separated pursuant to a written separation agreement or if their support obligations and family property have been dealt with by a court order.

5 Section 5.2 is amended

(a) by repealing subsection (1) and substituting the following:

Monetary interest

5.2(1) Subject to subsection (3), a member has a monetary interest in a matter if

- (a) the matter could monetarily affect the member or an employer of the member, or
- (b) the member knows or should know that the matter could monetarily affect the member's family.

(b) by repealing subsection (3) and substituting the following:

(3) A member does not have a monetary interest by reason only of any interest

- (a) that the member, an employer of the member or a member of the member's family may have as a tenant of the housing accommodation that is operated and administered by the management body,
- (b) that the member or a member of the member's family may have by reason of being appointed by the board as a director of a company incorporated for the purpose of carrying on business for and on behalf of the management body or by reason of being appointed as the representative of the board on another body,
- (c) that the member or a member of the member's family may have with respect to any allowance, honorarium, remuneration or benefit to which the member or member of the member's family, may be entitled by being appointed by the board to a position described in clause (b),
- (d) that the member may have with respect to any allowance, honorarium, remuneration or benefit to which the member may be entitled by being a member,
- (e) that the member or a member of the member's family may have by being employed by the Government of Canada, the Government of Alberta or a federal or provincial Crown corporation or agency, except with respect to a matter directly affecting the department, corporation or agency of which the member or member of the member's family is an employee,
- (f) that a member of the member's family may have by having an employer, other than the management body, that is monetarily affected by a decision of the management body,
- (g) that the member or a member of the member's family may have by being a member or director of a credit

union, a co-operative association or a non-profit organization formed under an enactment or a service club,

- (h) of the member, an employer of the member or a member of the member's family, that is held in common with the majority of the tenants of the housing accommodation that is operated and administered by the management body,
- (i) that is so remote or insignificant that it cannot reasonably be regarded as likely to influence the member, or
- (j) that a member may have by discussing or voting on a matter that applies to businesses or business activities when the member, an employer of the member or a member of the member's family has an interest in a business, unless the only business affected by the matter is the business of the member, the employer of the member or the member's family.

6 Section 5.3(a)(i) is amended by striking out "including the adult interdependent partner of the member,".

7 Section 5.4 is amended by striking out "pecuniary interest" **wherever it occurs and substituting** "monetary interest".

8 Section 5.5 is amended by striking out "pecuniary interest" **and substituting** "monetary interest".

9 Section 5.6(1) is amended

- (a) **in clause (g) by striking out** "pecuniary interest" **and substituting** "monetary interest";
- (b) **in clause (h) by striking out** "pecuniary benefit" **and substituting** "monetary benefit".

10 Section 5.8(2) is amended by striking out "pecuniary benefit" **and substituting** "monetary benefit".

11 Section 7 is amended

(a) in subsection (2) by striking out “state the day, hour and place of every such meeting” **and substituting** “state the day and time of every such meeting and the place or manner in which each meeting will be held.”;

(b) by repealing subsection (4) and substituting the following:

(4) Notice of a special meeting setting out in writing the time of the meeting, the place or manner in which the meeting will be held and in general terms the nature of the business to be transacted at the meeting shall be given to each member of the board

- (a) by mailing the notice to the member’s address at least 6 days before the day of the meeting,
- (b) by e-mailing the notice to the member at an e-mail address provided by the member at least 3 days before the day of the meeting, if the member has consented in writing to the receipt of notice by e-mail, or
- (c) by personally delivering the notice to the member or any adult person at the member’s residence at least 3 days before the date of the meeting.

(c) by repealing subsection (5) and substituting the following:

(5) The chair may orally or by notice in writing call a special meeting of the board on shorter notice than that required under subsection (4), but the special meeting may not be held unless

- (a) the notice states the time of the meeting, the place or manner in which the meeting will be held and in general terms the nature of the business to be transacted at the meeting, and
- (b) at least 2/3 of the members of the board give written consent to the holding of the meeting.

12 Section 9 is amended

(a) in subsection (1) by striking out “may” **and substituting** “shall”;

(b) in subsection (2) by striking out “Where a management body holds an annual meeting it” **and substituting** “A management body”.

13 Sections 10, 11 and 12 are repealed.

14 Section 13 is repealed and the following is substituted:

Records retention

13(1) A management body shall create, organize, retain and dispose of all records and accounts created under the Act in its possession in Alberta in accordance with the applicable records disposition policy or, in the absence of an applicable records disposition policy, in a manner satisfactory to the Minister.

(2) The records and accounts referred to in subsection (1) are the property of the Crown.

15 Section 16 is repealed and the following is substituted:

Business plans

16(1) Each year, a management body must, on or before the date specified by the Minister, prepare and submit to the Minister a business plan that covers a 3-fiscal-year period and that includes

- (a) the operating budget for the upcoming 3-fiscal-year period,
- (b) a capital plan for the upcoming 5-fiscal-year period, and
- (c) any other information required by the Minister.

(2) The business plan referred to in subsection (1) must be submitted in a form and manner satisfactory to the Minister.

16 Sections 17 to 20 are repealed.

17 Section 23(1) is amended by striking out “to him”.

18 Section 26(1) is repealed and the following is substituted:

Investments

26(1) In this section, “securities” has the meaning set out in the *Financial Administration Act*.

19 Section 30(1) is amended by striking out “Deputy Minister” and substituting “Minister”.

20 Section 32(2) is amended by striking out “Deputy Minister” and substituting “Minister”.

21 Section 34 is amended

(a) by repealing subsection (1) and substituting the following:

Insurance

34(1) A management body shall, without limiting its obligations or liabilities, insure its operation and administration of housing accommodation, under a contract of general liability insurance with an insurer licensed in Alberta in an amount satisfactory to the Minister.

(b) in subsection (4) by adding “that is satisfactory to the Minister” after “replacement of the housing accommodation”;

(c) in subsection (5) by adding “that is satisfactory to the Minister” after “replacement of the contents”;

(d) by repealing subsection (6) and substituting the following:

(6) A management body shall maintain an automobile liability insurance policy in respect of the use and operation of each automobile owned or leased by the management body in an amount satisfactory to the Minister.

(e) by repealing subsection (7) and substituting the following:

(7) A management body shall maintain a comprehensive crime insurance policy satisfactory to the Minister, including a fidelity bond, in an amount covering the management body’s exposure for loss resulting from theft, fraud and other similar offences, whether committed by its directors, officers or employees or by other persons, whether acting alone or in collusion with others.

(7.1) The management body’s exposure for loss referred to in subsection (7) must include all money and property entrusted to the management body and any money or property for which the management body may be legally liable.

(7.2) All deductible amounts are the responsibility of the management body.

22 Section 36(1) is amended by striking out “Deputy Minister” and substituting “Minister”.

23 Section 37(1)(c) is amended by striking out “Deputy Minister” and substituting “Minister”.

24 Section 38 is repealed.

25 This Regulation comes into force on September 1, 2017.

Alberta Regulation 142/2017

Alberta Housing Act

HOUSING ACCOMMODATION TENANCIES AMENDMENT REGULATION

Filed: July 7, 2017

For information only: Made by the Minister of Seniors and Housing (M.O. H:002/17) on July 5, 2017 pursuant to section 34 of the Alberta Housing Act.

1 The *Housing Accommodation Tenancies Regulation* (AR 242/94) is amended by this Regulation.

2 Section 9 is repealed.

3 Section 10 is repealed.

4 This Regulation comes in force on September 1, 2017.

Alberta Regulation 143/2017

Alberta Housing Act

LODGE ASSISTANCE PROGRAM AMENDMENT REGULATION

Filed: July 7, 2017

For information only: Made by the Minister of Seniors and Housing
(M.O. H:003/17) on July 5, 2017 pursuant to section 34 of the Alberta Housing Act.

1 The *Lodge Assistance Program Regulation* (AR 406/94) is amended by this Regulation.

2 Section 3 is amended

(a) in subsection (1) by striking out “On and from April 1, 1996, the” and substituting “The”;

(b) in subsection (3) by striking out “citizen”.

3 Section 5 is repealed.

4 This Regulation comes in force on September 1, 2017.

Alberta Regulation 144/2017

Alberta Housing Act

RENT SUPPLEMENT AMENDMENT REGULATION

Filed: July 7, 2017

For information only: Made by the Minister of Seniors and Housing
(M.O. H:004/17) on July 5, 2017 pursuant to section 34 of the Alberta Housing Act.

1 The *Rent Supplement Regulation* (AR 75/95) is amended by this Regulation.

2 Section 7(1) is amended by striking out “to him” and substituting “to the landlord”.

3 Section 10 is repealed.

4 Section 12 is repealed.

5 This Regulation comes in force on September 1, 2017.

Alberta Regulation 145/2017

Alberta Housing Act

SOCIAL HOUSING ACCOMMODATION AMENDMENT REGULATION

Filed: July 7, 2017

For information only: Made by the Minister of Seniors and Housing
(M.O. H:005/17) on July 5, 2017 pursuant to section 34 of the Alberta Housing Act.

**1 The *Social Housing Accommodation Regulation*
(AR 244/94) is amended by this Regulation.**

2 Section 1 is amended

(a) in subsection (1)(l) by striking out “*Income Supports, Health and Training Benefits Regulation* (AR 60/2004)” and substituting “*Income Support, Training and Health Benefits Regulation* (AR 122/2011)”;

(b) in subsection (4)

(i) in clause (g) by adding “registered disability savings plans, registered education savings plans,” after “assets in pension funds,”;

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

(j) a payment or refund, designated by the Minister, that is received, directly or indirectly, from the Government of Alberta or the Government of Canada;

3 Section 8 is amended

(a) by repealing subsection (1) and substituting the following:

Interpretation

8(1) In this Part, “income thresholds for the municipality” means the household income limits prescribed by the Minister.

(b) in subsection (2)(b) by striking out “core need income threshold for the municipality” **and substituting** “income threshold for the municipality”;

(c) in subsection (3)(b) by striking out “unless the individual is married to that member or is the” **and substituting** “unless the individual is the spouse or ”.

4 The heading preceding 14 and sections 14 to 17 are repealed.

5 Section 19 is repealed.

6 Schedule E is repealed.

7 This Regulation comes into force on September 1, 2017.

Alberta Regulation 146/2017

Alberta Housing Act

**SOCIAL HOUSING ACCOMMODATION (INCOME, ASSETS,
PRIORITIZATION) AMENDMENT REGULATION**

Filed: July 7, 2017

For information only: Made by the Minister of Seniors and Housing (M.O. H:016/17) on July 5, 2017 pursuant to section 34 of the Alberta Housing Act.

1 The *Social Housing Accommodation Regulation* (AR 244/94) is amended by this Regulation.

2 Section 1 is amended

(a) in subsection (1)

(i) by repealing clause (c) and substituting the following:

- (c) “adjusted income” means, in respect of a senior household, the total annual income — senior household less any amounts deducted under subsection (3);

(ii) by repealing clause (n) and substituting the following:

- (n) “total annual income — non-senior household” means the total gross income, including self-employment income, from all sources, of all members of the household 15 years of age or older, except
 - (i) a child tax benefit under the *Income Tax Act* (Canada),
 - (ii) a payment made under a Government of Alberta program for the basic or extraordinary maintenance costs of an individual for whom the household or a member of the household is providing or is responsible for providing care,
 - (iii) income of a live-in aide,
 - (iv) any withdrawals from registered retirement savings plans or registered retirement income funds,
 - (v) all or any portion of an annuity payment comprising principal,
 - (vi) any funds received as a scholarship, bursary or other form of contribution from a person who is not a member of the household and used for educational purposes at a recognized school or educational institution,
 - (vii) where the household consists of
 - (A) one or more adults who receive income from any source, and
 - (B) one or more dependent children,an amount not exceeding \$1200 each year of the income from any source of one of the adults,

- (viii) the gross employment income of each dependant who attends a recognized school or educational institution full time,
- (ix) any repayable loans obtained for any member of the household for the purposes of education, including loans obtained under a federal or provincial student loan program,
- (x) any reimbursement of travelling and living expense received in the course of employment,
- (xi) any lump-sum insurance settlement, inheritance, compensation for loss or damage to person or property, including Canada Pension Plan death benefits, proceeds of the sale of real or personal property, or any other form of lump-sum settlement except for lump-sum employment settlements,
- (xii) payments of compensation received for damage or loss caused by a disaster or an emergency as determined by the Government of Alberta designated by the Minister as a payment of compensation to which this clause applies, and
- (xiii) a payment or refund received directly or indirectly from the Government of Alberta or the Government of Canada designated by the Minister as a payment or refund to which this clause applies;

(iii) by adding the following after clause (n):

- (o) “total annual income — senior household” means
 - (i) in the case of a senior household, except where subclause (ii) or (iii) applies, the total income of all members of the senior household, each of whose income is
 - (A) the total income shown on line 150 of the Notice of Assessment in respect of the income tax return filed by the member under the *Income Tax Act* (Canada) for the immediately preceding taxation year, or

- (B) if a Notice of Assessment is not available for the immediately preceding taxation year, the amount that is determined and verified by the management body using the same income information that would have been used by the member to report total income on line 150 of an income tax return for the immediately preceding taxation year,
- (ii) in the case of a senior household that includes or consists of 2 individuals who are the spouse or adult interdependent partner of one another, one of whom is 65 years of age or older, and who have not jointly elected to split pension income, the total income of all members of the senior household determined in accordance with subclause (i), and
- (iii) in the case of a senior household that includes or consists of 2 individuals who are the spouse or adult interdependent partner of one another, one of whom is 65 years of age or older, and who have jointly elected to split pension income, the sum of
 - (A) the amount shown on line 150 less the amount shown on line 210 of the Notice of Assessment in respect of the income tax return filed under the *Income Tax Act* (Canada) by the individual who is receiving the pension, and
 - (B) the amount shown on line 150 of the Notice of Assessment in respect of the income tax return filed under the *Income Tax Act* (Canada) by the other individual,

where the amount deducted on line 210 of the Notice of Assessment of the individual who is receiving the pension and the amount claimed on line 116 of the other individual's Notice of Assessment are the same,

but does not include a payment or refund directly or indirectly from the Government of Alberta or the Government of Canada designated by the

Minister as a payment or refund to which this definition applies.

(b) by repealing subsection (3) and substituting the following:

(3) For the purpose of determining the adjusted income of a senior household, the following are to be deducted from the total annual income — senior household:

- (a) any withdrawals from registered retirement savings plans or registered retirement income funds;
- (b) all or any portion of an annuity payment comprising principal;
- (c) any funds received as a scholarship, bursary or other form of contribution from a person who is not a member of the household and used for educational purposes at a recognized school or educational institution;
- (d) where the household consists of
 - (i) one or more adults who receive income from any source, and
 - (ii) one or more dependent children,an amount not exceeding \$1200 each year of the income from any source of one of the adults;
- (e) the gross employment income of each dependant who attends a recognized school or educational institution full time;
- (f) any lump-sum insurance settlement, inheritance, compensation for loss or damage to person or property, including Canada Pension Plan death benefits, proceeds of the sale of real or personal property, or any other form of lump-sum settlement except for lump-sum employment settlements.

(c) in subsection (4)

(i) by repealing clause (d) and substituting the following:

- (d) the equity in one motor vehicle that is not primarily used for recreation;

(ii) by repealing clauses (h) and (i) and substituting the following:

- (h) the tools, implements, equipment, reference materials and supplies necessary for the profession, trade or calling of a member of the household;
- (i) Tax Free Savings Accounts.

3 Section 5 is repealed and the following is substituted:

Income verification

5(1) Except as provided in subsection (2), a management body must verify the total annual income — non-senior household for all social housing accommodation,

- (a) before the household is allocated social housing accommodation, and
- (b) at least once each year while the household is occupying social housing accommodation.

(2) A management body must verify the total annual income — senior household and the adjusted income of a senior household for all social housing accommodation, except lodge accommodation under sections 10 and 11,

- (a) before the senior household is allocated social housing accommodation, and
- (b) at least once each year while the senior household is occupying social housing accommodation.

4 Section 6(2)(b) is repealed and the following is substituted:

- (b) must be reduced if
 - (i) in the case of a non-senior household, the household's total annual income — non-senior household decreases by an amount established by the Minister, and
 - (ii) in the case of a senior household, the household's total annual income — senior household decreases by an amount established by the Minister.

5 Section 8(2) is repealed and the following is substituted:

(2) For the purposes of this Part, a non-senior household is in core housing need if

- (a) it is unable to acquire or maintain adequate or suitable accommodation without paying more than 30% of its total annual income — non-senior household for accommodation, and
- (b) it has a total annual income — non-senior household below the income threshold for the municipality where the social housing accommodation applied for is located and for which the household makes application.

(2.1) For the purposes of this Part, a senior household is in core housing need if

- (a) it is unable to acquire or maintain adequate or suitable accommodation without paying more than 30% of its adjusted income for accommodation, and
- (b) it has a total annual income — senior household below the income threshold for the municipality where the social housing accommodation applied for is located and for which the household makes application.

6 Section 9(2)(b) is amended by striking out “\$7000” and substituting “\$25 000”.

7 Schedule A, Part 1, section 2 is amended

(a) in item B

(i) by repealing subsection (1) and substituting the following:

(1) The calculation to be used to determine the percentage of rent paid relative to the household’s income is:

(a) in the case of a non-senior household:

$$\frac{\text{Rent paid} \times 100}{\text{total annual income — non-senior household}} = \% \text{ of Rent to Income}$$

(b) in the case of a senior household:

$$\frac{\text{Rent paid} \times 100}{\text{total annual income — senior household}} = \% \text{ of Rent to Income}$$

(ii) by repealing subsection (2);

(b) by repealing item C and substituting the following:

C Special circumstances

(1) Subject to subsection (2), a household applying for social housing accommodation

- (a) that has been served a notice to vacate or a notice to terminate a tenancy agreement in relation to its current accommodation is to be awarded 15 points,
- (b) that requires a housing accommodation as a result of an emergency situation, including family violence, and is able to live independently with community-based services is to be awarded 15 points, and
- (c) may be awarded a maximum of 15 points relating to special circumstances appropriate to the household or the social housing accommodation, as determined by the Minister.

(2) No points may be awarded under this section if the household committed a breach of the tenancy agreement, repudiated the tenancy agreement or abandoned the premises, or if the tenancy has been otherwise terminated as a result of the household's contravention of the *Residential Tenancies Act* or any other law.

(c) by repealing item I Deductions.

8 Schedule B is amended

(a) by repealing Part 1, section 2 and substituting the following:

2 For each household, the basic rent is

- (a) in the case of a non-senior household, 30% of its total annual income — non-senior household, and
- (b) in the case of a senior household, 30% of the household's adjusted income.

(b) by repealing Part 2, section 1(b) and substituting the following:

- (b) with respect to other household members,
 - (i) in the case of a non-senior household, 30% of its total annual income — non-senior household, and
 - (ii) in the case of a senior household, 30% of the household's adjusted income.

9 Schedule D, section 1(1)(d) is amended by striking out “total monthly income” and substituting “total monthly income — senior household”.

10 This Regulation comes into force on January 1, 2018.

Alberta Regulation 147/2017

Various Acts

HEALTH REGULATIONS (MINISTERIAL) AMENDMENT REGULATION

Filed: July 7, 2017

For information only: Made by the Minister of Health (M.O. 34/2017) on June 19, 2017 pursuant to section 66(2)(n) of the Public Health Act and section 53(4)(c) of the Mental Health Act.

1 The *Bodies of Deceased Persons Regulation* (AR 135/2008) is amended in section 10 by striking out “August 31, 2017” and substituting “August 31, 2020”.

2 The *Mental Health Act Forms Regulation* (AR 136/2004) is amended in section 18 by striking out “November 30, 2017” and substituting “November 30, 2020”.