

Alberta Regulation 148/2017

Marketing of Agricultural Products Act

ALBERTA OAT GROWERS COMMISSION AMENDMENT REGULATION

Filed: July 18, 2017

For information only: Made by the Alberta Oat Growers Commission on September 23, 2016 and approved by the Alberta Agricultural Products Marketing Council on October 13, 2016 pursuant to section 26 of the Marketing of Agricultural Products Act

1 The *Alberta Oat Growers Commission Regulation* (AR 138/2012) is amended by this Regulation.

2 Section 3(2) is amended by adding “and by Council” after “special Commission meeting”.

3 Section 20 is amended by striking out “July 31, 2017” and substituting “July 31, 2022”.

Alberta Regulation 149/2017

Government Organization Act

REGISTRY SERVICES (NON-PAYMENT OF FEES) AMENDMENT REGULATION

Filed: July 20, 2017

For information only: Made by the Minister of Service Alberta (M.O. SA:006/2017) on July 18, 2017 pursuant to section 12(1)(j) of Schedule 12 of the Government Organization Act.

1 The *Registry Services (Non-payment of Fees)* (AR 28/98) is amended by this Regulation.

2 Section 7 is repealed.

Alberta Regulation 150/2017

Debtors' Assistance Act

**DEBTORS' ASSISTANCE (EXPIRY DATE EXTENSION)
AMENDMENT REGULATION**

Filed: July 21, 2017

For information only: Made by the Minister of Service Alberta (M.O. SA:005/2017) on July 18, 2017 pursuant to section 14(1) of the Debtors' Assistance Act.

1 The *Debtors' Assistance Regulation* (AR 200/2001) is amended by this Regulation.

2 Section 8 is amended by striking out "August 31, 2017" and substituting "August 31, 2022".

Alberta Regulation 151/2017

Gaming and Liquor Act

GAMING AND LIQUOR AMENDMENT REGULATION

Filed: July 25, 2017

For information only: Made by the Lieutenant Governor in Council (O.C. 252/2017) on July 25, 2017 pursuant to section 129 of the Gaming and Liquor Act.

1 The *Gaming and Liquor Regulation* (AR 143/96) is amended by this Regulation.

2 Section 34.01 is repealed and the following is substituted:

Offence to enter licensed facility

34.01 No person shall enter into or remain in a licensed facility if the person has been convicted of

- (a) an offence under section 209 of the *Criminal Code* (Canada),
- (b) an offence under section 462.31 of the *Criminal Code* (Canada), or
- (c) a terrorist activity as defined in the *Criminal Code* (Canada).

3 Section 34.1 is repealed and the following is substituted:

**Convicted and legally excluded
persons not permitted**

34.1(1) No facility licensee or employee or agent of a facility licensee may permit a person to enter into or remain in the licensed facility if

- (a) the licensee, employee or agent, as the case may be, knows or has been advised by the Commission that the person has been convicted of an offence under section 209 or 462.31 of the *Criminal Code* (Canada),
- (b) the licensee, employee or agent, as the case may be, knows or has been advised by the Commission that the person has been convicted of a terrorist activity as defined in the *Criminal Code* (Canada), or
- (c) the licensee, employee or agent, as the case may be, knows or has been advised by the Commission that the person
 - (i) has been convicted of an offence under a foreign Act or regulation that, in the board's opinion, is substantially similar to an offence under section 209 or 462.31 of the *Criminal Code* (Canada),
 - (ii) has been convicted of an offence under a foreign Act or regulation that, in the board's opinion, is substantially similar to a terrorist activity as defined in the *Criminal Code* (Canada), or
 - (iii) is not, under the laws of a jurisdiction other than Alberta, permitted to enter into or remain in a place in which gaming activities in that jurisdiction are conducted.

(2) The board may issue a notice to facility licensees stating that a person referred to in subsection (1)(a), (b) or (c) may be permitted to enter a licensed facility and, on the notice being issued, subsection (1) and section 34.01 do not apply in respect of that person unless the board revokes the notice.

4 The following is added after section 34.2:

Right to refuse entry

34.3(1) For the purposes of this section, "inadmissible" means a person who

- (a) is enrolled in a self-exclusion program referred to in section 34.2,

- (b) is charged with, convicted of or believed on reasonable grounds to be involved in an offence under section 209 of the *Criminal Code* (Canada) or is a person referred to in section 34.1(1)(c),
- (c) is charged with, convicted of or believed on reasonable grounds to be involved in an offence under section 462.31 of the *Criminal Code* (Canada),
- (d) is charged with, convicted of or believed on reasonable grounds to be involved in a terrorist activity as defined in the *Criminal Code* (Canada), or
- (e) has engaged in activity, observed by a facility licensee, by an employee or agent of a facility licensee or by the Commission, which the licensee, employee, agent or Commission considers on reasonable grounds to be a detriment to the integrity of or lawful conduct of gaming activities at a licensed facility.

(2) If a person is inadmissible,

- (a) a facility licensee or an employee or agent of a facility licensee or the Commission may request the person to leave the licensed facility immediately, and
- (b) the Commission may by written notice delivered to the person, forbid the person to enter a licensed facility at any time during a period specified in the notice.

Offences

34.4(1) No person shall

- (a) refuse to leave a licensed facility after the person is requested to leave by a facility licensee, an employee or agent of the facility licensee or by the Commission,
- (b) enter into or be found in the premises of a licensed facility
 - (i) within 24 hours after receiving a request to leave referred to in section 34.3(2)(a), or
 - (ii) within the period specified in a notice referred to in section 34.3(2)(b).

(2) No facility licensee or employee or agent of a facility licensee may permit a person referred to in subsection (1) to enter into or remain in a licensed facility except in accordance with an applicable notice.

(3) A facility licensee or an employee or agent of the facility licensee may remove a person or cause the person to be removed, using no more force than is necessary, if

- (a) after receiving a request to leave referred to in section 34.3(2)(a) or (b), the person refuses to leave,
- (b) within 24 hours after receiving a request to leave referred to in section 34.3(2)(a) the person is found on the premises of the licensed facility and refuses to leave, or
- (c) within the period specified in a notice referred to in section 34.3(2)(b) after receiving a request to leave referred to in section 34.3(2)(b) the person is found on the premises of a licensed facility and refuses to leave.

(4) For greater certainty, section 117 of the Act applies to a person referred to in subsection (1).

5 Section 47(d) is amended by striking out “a licence referred to in section 55(a), (b) or (c)” **and substituting** “a licence referred to in section 55(a) or (b)”.

6 Section 53 is repealed.

7 Section 55 is repealed and the following is substituted:

Class E liquor licence

55 The following subclasses of a Class E liquor licence are established:

- (a) manufacturer’s licence: authorizes the licensee, in accordance with board policy,
 - (i) to manufacture liquor in the licensed premises,
 - (ii) to possess and store the liquor it manufactures in the licensed premises,
 - (iii) to sell the liquor it manufactures to the Commission,
 - (iv) to provide the liquor it manufactures to its employees and their guests for consumption in the licensed premises,
 - (v) if the manufacturer holds a Class A licence for the licensed premises, to sell or provide the liquor

- manufactured in the licensed premises for consumption in the licensed premises,
- (vi) if the manufacturer holds a Class B licence for the licensed premises, to sell or provide the liquor manufactured in the licensed premises for consumption in the licensed premises, and
 - (vii) if the manufacturer holds a manufacturer's off sales licence (Class D) for a premises, to sell or provide the liquor it manufactures for consumption off those premises;
- (b) small manufacturer's licence: authorizes the licensee, in accordance with board policy,
- (i) to manufacture the quantity of liquor approved by the board in the licensed premises,
 - (ii) to possess and store the liquor it manufactures in the licensed premises,
 - (iii) to sell the liquor that it manufactures to the Commission,
 - (iv) to provide the liquor it manufactures to its employees and their guests for consumption in the licensed premises,
 - (v) if the small manufacturer holds a Class A licence for one or more licensed premises, to sell or provide the liquor manufactured under the small manufacturer's licence for consumption in those licensed premises,
 - (vi) if the small manufacturer holds a Class B licence for a licensed premises, to sell or provide the liquor manufactured in the licensed premises for consumption in the licensed premises, and
 - (vii) if the small manufacturer holds a manufacturer's off sales licence (Class D) for a premises, to sell or provide the liquor it manufactures for consumption
 - (A) off those premises, and
 - (B) off a premises for which the small manufacturer also holds a Class A licence;
- (c) packaging licence: authorizes the licensee

- (i) to blend, flavour and package liquor in the licensed premises,
- (ii) to possess and store the liquor it blends, flavours and packages in the licensed premises, and
- (iii) to deliver the liquor it blends, flavours and packages to
 - (A) a liquor supplier described in section 1(1)(t)(i) or (ii) of the Act, or
 - (B) to the Commission on behalf of the liquor supplier.

8 Section 56 is repealed.

9 Section 57 is repealed and the following is substituted:

Sale or provision by a manufacturer

57 A manufacturer's licence or small manufacturer's licence and a Class A liquor licence may not be issued to an applicant in respect of the same premises unless the person

- (a) agrees to purchase from the Commission at a price established by the board the liquor it manufactures for sale or distribution in Alberta, and
- (b) provides security satisfactory to the board to ensure payment of the purchase price referred to in clause (a).

10 Section 72(2) and (3) are repealed and the following is substituted:

- (2) Despite subsection (1), but otherwise subject to the regulations,
 - (a) one or more Class A liquor licences may be issued to the holder of a small manufacturer licence (Class E, section 55(b)),
 - (b) a Class A liquor licence may be issued to the holder of a manufacturer's licence (Class E, section 55(a)), if the premises to which the manufacturer's licence relates and the premises to which the Class A liquor licence relates are located on the same property,
 - (c) a Class B liquor licence may be issued to the holder of a manufacturer's licence or a small manufacturer's licence (Class E), if the premises to which the manufacturer's licence

or small manufacturer's licence relates and the premises to which the Class B liquor licence relates are located on the same property, or

- (d) as regards the issuance of a Class D, manufacturer's off sales licence
 - (i) a manufacturer's off sales licence may be issued to the holder of a manufacturer's licence (Class E, section 55(a)),
 - (ii) a manufacturer's off sales licence may be issued to the holder of a small manufacturer's licence (Class E, section 55(b)), and
 - (iii) one or more manufacturer's off sales licences may be issued to the holder of a small manufacturer's licence (Class E, section 55(b)) in respect of a licensed premises for which the small manufacturer holds a Class A liquor licence.

11 Section 84 is repealed and the following is substituted:

Exception — certain manufacturers

84 Sections 81 and 82 do not apply to a liquor supplier who holds one or more licences referred to in section 72(2) in the manner authorized by that section if the manufacturer or small manufacturer and the licensee are the same person.

12 The heading following section 100 is repealed and the following is substituted:

**Part 4
Transitional Provisions
and Expiry**

Existing licences remain valid

100.1(1) For the purposes of this section, "former regulation" means the *Gaming and Liquor Regulation* (AR 143/96) as it existed before August 15, 2017.

(2) The following licences existing on August 15, 2017 shall continue to be valid and in force according to their terms until the expiry date of the licence or the issuance of any new licence in respect of the licensed premises:

- (a) a manufacturer's licence referred to in section 55(a) of the former regulation;

- (b) a brew pub licence referred to in section 55(b) of the former regulation;
- (c) a cottage winery licence referred to in section 55(c) of the former regulation.

13 Section 8 of Schedule 1 is repealed and the following is substituted:

8 Class E liquor licence \$500

14 This Regulation comes into force on August 15, 2017.

Alberta Regulation 152/2017

Government Organization Act

**DESIGNATION AND TRANSFER OF RESPONSIBILITY
AMENDMENT REGULATION**

Filed: July 25, 2017

For information only: Made by the Lieutenant Governor in Council (O.C. 254/2017) on July 25, 2017 pursuant to section 16 of the Government Organization Act.

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

2 Section 1(2)(c) is repealed.

3 Section 3.2(6) is repealed.

4 Section 4 is amended

(a) in subsection (1) by repealing clauses (h) and (n);

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

(1.1) The Minister of Culture and Tourism is designated as the Minister responsible for the *Ukrainian-Canadian Heritage Day Act*.

5 Section 4.1 is amended

(a) **in subsection (1)(e) by striking out** “and Schedule 6.1 to”;

(b) **by adding the following after subsection (1.2):**

(1.3) The Minister of Economic Development and Trade is designated as the Minister responsible for the *Investing in a Diversified Alberta Economy Act*.

(c) **by repealing subsection (4).**

6 Section 5(2.1) is repealed.

7 Section 6 is amended by adding the following after subsection (1.01):

(1.02) The Minister of Energy is designated as the Minister responsible for *An Act to Cap Regulated Electricity Rates*.

8 Section 8 is amended by adding the following after subsection (2.2):

(2.3) The Minister of Environment and Parks is designated as the Minister responsible for the *Oil Sands Emissions Limit Act*.

9 Section 9 is amended

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

(h) *Drug Program Act*, sections 31 and 34;

(b) **by adding the following after subsection (1.2):**

(1.3) The Minister of Health is designated as the Minister responsible for the *Voluntary Blood Donations Act*.

10 Section 10.1(2) is amended by striking out “*Aboriginal Relations Grant Regulation* (AR 4/2002) and the”.

11 Section 13(2.2) is repealed.

12 Section 13.1 is amended by adding the following after subsection (1.2):

(1.3) The powers, duties and functions of the Minister in the *Employment and Immigration Grant Regulation* (AR 94/2009) are transferred to the responsibility of the Minister of Labour.

13 Section 14 is amended by repealing subsection (5.1).

14 Section 14.1(1)(c) is repealed.

Alberta Regulation 153/2017

Marketing of Agricultural Products Act

**ALBERTA CHICKEN PRODUCERS MARKETING
AMENDMENT REGULATION**

Filed: July 25, 2017

For information only: Made by the Alberta Chicken Producers on June 8, 2017 and approved by the Alberta Agricultural Products Marketing Council on June 16, 2017 pursuant to sections 26 and 27 of the Marketing of Agricultural Products Act.

1 The *Alberta Chicken Producers Marketing Regulation* (AR 3/2000) is amended by this Regulation.

2 Section 33(1) is repealed and the following is substituted:

Lease of quota

33(1) Subject to the approval of the Council, the Board may allow an authorized producer to lease out any amount of that authorized producer's quota up to a percentage determined by the Board through a Board Order or Directive to

- (a) another authorized producer, or
- (b) a person who is licensed as a lessee of quota.

(1.1) Subject to the approval of the Council, the Board may establish criteria through a Board Order or Directive for allowing an authorized producer to lease out quota under subsection (1).

Alberta Regulation 154/2017
Marketing of Agricultural Products Act
ALBERTA OAT GROWERS COMMISSION
AUTHORIZATION REGULATION

Filed: July 25, 2017

For information only: Made by the Alberta Agricultural Products Marketing Council on October 13, 2016 and approved by the Minister of Agriculture and Forestry on July 17, 2017 pursuant to section 26 of the Marketing of Agricultural Products Act.

1 The *Alberta Oat Growers Commission Authorization Regulation* (AR 135/2012) is amended by this Regulation.

2 Section 2(e) is repealed and the following is substituted:

- (e) respecting the circumstances, if any, under which a service charge may be refunded to a producer;

Alberta Regulation 155/2017
Marketing of Agricultural Products Act
ALBERTA LAMB PRODUCERS AUTHORIZATION
AMENDMENT REGULATION

Filed: July 25, 2017, 2017

For information only: Made by the Alberta Agricultural Products Marketing Council on October 13, 2016 and approved by the Minister of Agriculture and Forestry on July 17, 2017 pursuant to section 26 of the Marketing of Agricultural Products Act.

1 The *Alberta Lamb Producers Authorization Regulation* (AR 242/2001) is amended by this Regulation.

2 Section 2(i) is repealed and the following is substituted:

- (i) respecting the circumstances, if any, under which a service charge may be refunded to a producer.

Alberta Regulation 156/2017
Marketing of Agricultural Products Act
HATCHING EGGS AMENDMENT REGULATION

Filed: July 25, 2017

For information only: Made by the Alberta Hatching Egg Producers on June 12, 2017 and approved by the Alberta Agricultural Products Marketing Council on June 16, 2017 pursuant to sections 26 and 27 of the Marketing of Agricultural Products Act.

1 The *Hatching Eggs Regulation* (AR 280/97) is amended by this Regulation.

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

(h.01) “new entrants” means producers who are allocated quota in accordance with the Board’s new entrants policy;

3 Section 19 is repealed and the following is substituted:

Increased allocation of quota

19(1) If the Board determines that the total provincial allocation of quota should be increased, the increase shall

- (a) be allocated to new entrants under the new entrants policy,
- (b) sold at an auction, or
- (c) retained by the Board under section 20.

(2) The manner, procedures and terms and conditions of the auction referred to in subsection (1)(b) shall be determined by the Board.

4 Section 20 is repealed and the following is substituted:

Retained quota

20(1) The Board may, for the purposes of facilitating any policy or program implemented or carried out by the Board, retain as much quota as the Board considers necessary from any increase in quota.

(2) The Board may acquire quota directly from registered producers.

(3) Any quota retained pursuant to section 19(1)(c) and any quota otherwise acquired or reverted to the Board may be allotted,

transferred or leased to registered producers, or to persons who are eligible to receive a licence as a producer, by the Board on terms and conditions that the Board considers appropriate.

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

(3) If a quota holder fails to market hatching eggs for a period of 12 consecutive months, the breeder quota held by that quota holder is revoked at the conclusion of that 12-month period, unless the Board otherwise directs.

6 Section 29(2)(c) is repealed and the following is substituted:

(c) retaining the quota or any portion of it pursuant to section 20.

Alberta Regulation 157/2017

Fair Trading Act

**HOME INSPECTION BUSINESS (EXPIRY DATE EXTENSION)
AMENDMENT REGULATION**

Filed: July 28, 2017

For information only: Made by the Minister of Service Alberta (M.O. SA:004/2017) on July 26, 2017 pursuant to section 105 of the Fair Trading Act.

1 The *Home Inspection Business Regulation (AR 75/2011)* is amended by this Regulation.

2 Section 29 is amended by striking out “August 31, 2017” and substituting “August 31, 2018”.