



Province of Alberta

ALBERTA SPORT, RECREATION, PARKS AND WILDLIFE FOUNDATION ACT

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Chapter A-34

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HER MAJESTY, by and with the advice and consent of the
Legislative Assembly of Alberta, enacts as follows:

Definitions

1 In this Act,

- (a) “Foundation” means the Alberta Sport, Recreation, Parks and Wildlife Foundation that was established and that is continued by this Act;
- (b) “Minister” means the Minister determined under section 16 of the *Government Organization Act* as the Minister responsible for this Act.

1994 cA-37.6 s1;1998 c3 s2

Continuation, membership, etc., of Foundation

2(1) The Alberta Sport, Recreation, Parks and Wildlife Foundation is continued as a corporation consisting of not more than 10 members appointed by the Lieutenant Governor in Council.

(2) The Lieutenant Governor in Council may prescribe the term of office of any member of the Foundation.

(3) The Lieutenant Governor in Council shall designate one of the members of the Foundation as chair and one of the members of the Foundation as vice-chair.

(4) The Lieutenant Governor in Council may prescribe the rate of remuneration and the subsistence and travelling expenses to be paid to the members of the Foundation.

(5) A majority of the members constitutes a quorum.

1994 cA-37.6 s2;1998 c3 s3

Objects

3 The objects of the Foundation are

- (a) to develop and maintain sport programs, facilities and services;
- (b) to develop and maintain recreation programs, facilities and services;
- (c) to develop and maintain parks programs, facilities and services;
- (d) to develop and maintain fish and wildlife programs, facilities and services;
- (e) to raise funds to be used in assisting the Foundation in the carrying out of its objects.

1994 cA-37.6 s3

Powers

4(1) The Foundation may, subject to the regulations,

- (a) acquire and dispose of real and personal property;
- (b) hold, preserve, maintain, renovate, restore and manage its real and personal property;
- (c) enter into an agreement with any person respecting any matter pertaining to the objects of the Foundation;

- (d) hire employees, consultants and advisors and determine their duties, terms of employment and remuneration;
- (e) make grants in accordance with the bylaws to any person or organization;
- (f) make and maintain banking arrangements;
- (g) publish, produce and distribute books, pamphlets, videos, films or any other productions that relate to the objects of the Foundation;
- (h) exercise any power or perform any duty given to it by the regulations.

(2) Any real or personal property acquired by the Foundation by gift, grant, bequest, devise or loan is subject to any terms and conditions stipulated by the person giving, granting, bequeathing, devising or loaning the property.

1994 cA-37.6 s4

Bylaws

5(1) The Foundation may, with the approval of the Minister, make bylaws

- (a) governing the administration of the Foundation;
- (b) governing the making of grants;
- (c) relating to any other matter necessary for carrying out the objects and duties of the Foundation.

(2) A bylaw does not become effective until it is

- (a) passed by a majority of the members of the Foundation at a meeting of the Foundation, or
- (b) signed by a majority of the members of the Foundation,

and approved by the Minister.

(3) The *Regulations Act* does not apply to the bylaws of the Foundation.

1994 cA-37.6 s5

Directions, regulations

6(1) The Minister may give directions to the Foundation for the purpose of

- (a) providing priorities and guidelines for it to follow in the exercise of its powers, and
- (b) co-ordinating the work of the Foundation with the programs, policies and work of the Government and public and private institutions, in order to avoid duplication of effort and expense.

(2) The Minister may make regulations

- (a) restricting and regulating the exercise of the Foundation's powers;
- (b) establishing additional powers and duties of the Foundation.

1994 cA-37.6 s6

Government employees

7 If the Minister considers it necessary, the Minister shall provide to the Foundation the services of employees of the Government under the Minister's administration to carry out the work of the Foundation.

1994 cA-37.6 s7

Funds

8(1) Money received by the Foundation from any source constitutes the funds of the Foundation.

(2) The income of the funds of the Foundation accrues to and forms part of those funds.

(3) Expenditures and grants made by the Foundation must be paid from the funds of the Foundation.

1994 cA-37.6 s8

Management and pooled investment of funds

9 The Foundation may be a participant under section 40 of the *Financial Administration Act*.

RSA 2000 cA-34 s9;2004 c7 s19

Crown agent

10 The Foundation is an agent of the Crown in right of Alberta.

1994 cA-37.6 s10

Tax exemption

11 The real and personal property, business and income of the Foundation are exempt from all assessment and taxation made,

imposed or levied by or under the authority of any Act of the Legislature, and that exemption extends to any person registered as a charitable organization under the *Income Tax Act* (Canada) who leases property of the Foundation.

1994 cA-37.6 s11

Auditor

12 The Auditor General is the auditor of the Foundation.

1994 cA-37.6 s12

Fiscal year and annual report

13(1) The fiscal year of the Foundation is April 1 to the following March 31.

(2) After the end of each fiscal year, the Foundation shall prepare and submit to the Minister a report consisting of

- (a) a general summary of its transactions and affairs during that year, its revenues and the application of its expenditure during that year,
- (b) an audited balance sheet of its accounts and financial transactions during that year, and
- (c) any other information that the Minister may require.

(3) On receiving a report under subsection (2), the Minister shall lay a copy of it before the Legislative Assembly if it is then in session, and if not, within 15 days after the commencement of the next session.

1994 cA-37.6 s13