

## Standing Committee on Legislative Offices

### Review of the Proposed Amendment to the *Publication Ban(Court Applications and Orders) Regulation*

July 2022



Standing Committee on Legislative Offices  
3<sup>rd</sup> Floor – Federal Building  
9820 107 Street NW  
Edmonton, Alberta T5K 1E7  
780.644.8621  
[Committee.Admin@assembly.ab.ca](mailto:Committee.Admin@assembly.ab.ca)



**STANDING COMMITTEE ON LEGISLATIVE OFFICES**

July 2022

To the Honourable Nathan M. Cooper  
Speaker of the Legislative Assembly  
of the Province of Alberta

The Standing Committee on Legislative Offices has the honour to submit its report relating to the review of the proposed amendment to the *Publication Ban (Court Applications and Orders) Regulation* for the information of the Legislative Assembly.

Sincerely,

Brad Rutherford, MLA  
Chair, Standing Committee  
on Legislative Offices

## Table of Contents

<b>MEMBERS OF THE STANDING COMMITTEE ON LEGISLATIVE OFFICES.....</b>	<b>ii</b>
<b>1.0 INTRODUCTION .....</b>	<b>1</b>
<b>2.0 SUMMARY OF COMMITTEE RECOMMENDATIONS .....</b>	<b>1</b>
<b>3.0 COMMITTEE ACTIVITIES.....</b>	<b>1</b>
<b>4.0 RECOMMENDATIONS OF THE STANDING COMMITTEE ON LEGISLATIVE OFFICES ..</b>	<b>1</b>
<b>5.0 APPENDICES.....</b>	<b>2</b>
<b>Appendix A: Letter from the Minister of Children’s Services .....</b>	<b>2</b>

**MEMBERS OF THE STANDING COMMITTEE ON LEGISLATIVE OFFICES**  
**30th Legislature, Third Session**

Hon. Brad Rutherford, MLA  
Chair  
Leduc-Beaumont (UC)

Hon. Nicholas Milliken, MLA  
Deputy Chair  
Calgary-Currie (UC)

Hon. Tracy L. Allard, MLA\*  
Grande Prairie (UC)

Miranda D. Rosin, MLA  
Banff-Kananaskis (UC)

Hon. Joe Ceci, MLA  
Calgary-Buffalo (NDP)

David Shepherd, MLA  
Edmonton-City Centre (NDP)

Lorne Dach, MLA  
Edmonton-McClung (NDP)

Mark W. Smith, MLA  
Drayton Valley-Devon (UC)

Martin M. Long, MLA  
West Yellowhead (UC)

Glenn van Dijken, MLA  
Athabasca-Barrhead-Westlock  
(UC)

Rod Loyola, MLA  
Edmonton-Ellerslie (NDP)

**Substitutions Pursuant to Standing Order 56(2.1-2.4):**

Hon. Grant R. Hunter, MLA<sup>†</sup>  
Taber-Warner (UC)

Marie F. Renaud, MLA<sup>†</sup>  
St. Albert (NDP)

Garth Rowsell, MLA<sup>§</sup>  
Vermilion-Lloydminster-Wainwright

Joseph R. Schow, MLA\*\*  
Cardston-Siksika (UC)

\* Substitution as Deputy Chair for Hon. Nicholas Milliken on July 5, 2022.

<sup>†</sup> Substitution for Miranda Rosin on July 5, 2022.

‡ Substitution for Lorne Dach on July 5, 2022.

<sup>§</sup> Substitution as committee member for Hon. Nicholas Milliken on July 5, 2022.

<sup>\*\*</sup> Substitution as Chair for Hon. Brad Rutherford on July 5, 2022.

## 1.0 INTRODUCTION

Section 131(1)(d.1) of the *Child, Youth and Family Enhancement Act* gives the Lieutenant Governor in Council the power to make regulations respecting court applications under section 126.3. All such regulations must be considered by an all-party committee of the Legislative Assembly prior to their enactment, pursuant to section 131.1.

On May 25, 2022, the Assembly agreed to Government Motion 30:

Be it resolved that

- (a) the Standing Committee on Legislative Offices is the all-party committee of the Legislative Assembly, as referred to in section 131.1 of the *Child, Youth and Family Enhancement Act*, for the purpose of considering a draft amendment to section 8 of the *Publication Ban (Court Applications and Orders) Regulation* proposed to be made under section 131(1)(d.1) of that Act,
- (b) the Committee may, without leave of the Assembly, sit during a period when the Assembly is adjourned or prorogued, and
- (c) the Committee must submit its report to the Assembly within 3 months of the day on which it commences its consideration of the draft regulation.

In a letter dated June 6, 2022, the Minister of Children's Services informed the Standing Committee on Legislative Offices of the pending expiry date of the Regulation and the intention to extend the expiry date for five years, from September 30, 2022, to September 30, 2027.

## 2.0 SUMMARY OF COMMITTEE RECOMMENDATIONS

The Standing Committee on Legislative Offices made no recommendations with respect to the draft amendment to the *Publication Ban (Court Applications and Orders) (Expiry Date Extension) Regulation*.

## 3.0 COMMITTEE ACTIVITIES

The Committee met on July 5, 2022, to conduct its review.

## 4.0 RECOMMENDATIONS OF THE STANDING COMMITTEE ON LEGISLATIVE OFFICES

At its meeting on July 5, 2022, the Committee approved the following motion:

Moved by Mr. Smith that the Standing Committee on Legislative Offices confirm that it has considered and supports, in accordance with section 131.1 of the *Child, Youth and Family Enhancement Act*, the draft *Publication Ban (Court Applications and Orders) (Expiry Date Extension) Amendment Regulation* as set out in the letter of the Minister of Children's Services to the Chair of the Committee dated June 6, 2022.

## 5.0 APPENDICES

### Appendix A: Letter from the Minister of Children's Services



ALBERTA  
CHILDREN'S SERVICES

*Office of the Minister  
MLA, Calgary-Shaw*

June 6, 2022

Mr. Brad Rutherford  
Chair  
Standing Committee on Legislative Offices  
Legislative Branch  
3rd Floor Federal Building  
9820 - 107 Street  
Edmonton AB T5K 1E7

Dear Mr. Rutherford:

As Minister of Children's Services, I am pleased to provide the draft amendment to section 8 of the Publication Ban (Court Applications and Orders) Regulation for the Standing Committee on Legislative Offices' review.

On May 25, 2022, the Legislative Assembly passed government motion 30, referring section 8 of the Publication Ban to the Legislative Offices committee. Section 131(1) (d.1) of the *Child, Youth and Family Enhancement Act* stipulates any changes to the regulations under the Act must be considered by an all party committee of the Legislative Assembly.

As the Publication Ban is set to expire on September 30, 2022, the enclosed amendment renews the expiration date to September 30, 2027. As this expiration date approaches, I request that the committee consider the regulation as soon as possible.

While it is uncommon for a regulatory renewal to appear before a committee of the assembly, I am committed to transparency and following the process established in the Act and the precedent established by my late predecessor, Manmeet Bhullar.

Sincerely,

A handwritten signature in black ink, appearing to read 'Rebecca Schulz', written over a horizontal line.

Rebecca Schulz  
Minister of Children's Services



**CONFIDENTIAL**

**DRAFT**

**APPENDIX**

**Child, Youth and Family Enhancement Act**

**PUBLICATION BAN (COURT APPLICATIONS AND ORDERS)  
(EXPIRY DATE EXTENSION) AMENDMENT REGULATION**

**1** The *Publication Ban (Court Applications and Orders) Regulation* (AR 207/2014) is amended by this Regulation.

**2** Section 8 is amended by striking out “September 30, 2022” and substituting “September 30, 2027”.