

(Consolidated up to 71/2006)

**ALBERTA REGULATION 63/2001**

**Municipal Government Act**

**DETERMINATION OF POPULATION REGULATION**

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Schedule

**Interpretation**

**1(1)** In this Regulation, “official census” means, in respect of a municipal authority, an official count, conducted in accordance with section 3, of the total number of individuals whose usual residence is in that municipal authority.

**(2)** For the purposes of this Regulation, “usual residence” is determined in accordance with the following rules:

- (a) a person can have only one place of usual residence;
- (b) a person’s usual residence is the place where the person lives and sleeps and to which, when the person is absent from it, the person intends to return;
- (c) a student who
  - (i) is in attendance at an educational institution within or outside Alberta,
  - (ii) temporarily rents accommodation for the purpose of attending an educational institution, and
  - (iii) has family members who are usually resident in Alberta and with whom the student usually resides when not in attendance at an educational institution

is deemed to reside with those family members;

- (d) the usual residence of a person who has been in an institution, such as a correctional institution or hospital, for less than 6 months is deemed to be the person's usual place of residence before the person entered the institution.

AR 63/2001 s1;17/2006

#### **Determination of population**

**2** For the purposes of the Act, the population of a municipal authority is the population determined under section 4.

#### **When census must be conducted**

**3(1)** A municipal authority that wishes to conduct an official census must do so in the period starting on April 1 and ending on June 30 of the same year.

**(2)** The Minister may determine the manner in which an official census must be conducted.

**(3)** A municipality must choose as a census date a date within the time period referred to in subsection (1) that is either

- (a) the date on which enumeration begins, or
- (b) a date prior to enumeration.

AR 63/2001 s3;17/2006

#### **Duty to submit results**

**4(1)** On completing an official census, the municipal authority must submit the results, in the form set out in the Schedule, to the Minister before September 1 of the year in which the census is conducted.

**(2)** If the results are accepted by the Minister, those results, subject to subsection (4), constitute the population of that municipal authority.

**(3)** If no official census has been conducted in a year or the results of an official census are not submitted to the Minister within the time set out in subsection (1) or are not accepted by the Minister, the Minister may use whatever information that is available to determine the population of the municipal authority.

**(4)** If the municipal authority changes its boundaries after June 30 in a year in which it has conducted an official census, the Minister may require the municipal authority to update the results of the

census and to submit the updated results to the Minister in the form set out in the Schedule.

#### **Population of Municipality of Crowsnest Pass**

**4.1(1)** Notwithstanding section 4, for the purpose of the determination of population under section 6 of the *Police Act*, the area of the Municipality of Crowsnest Pass, instead of being treated as an entity, shall be treated as if it were the following 6 separate areas:

- (a) the following 4 former municipalities as they existed as of January 1, 1979, being the date of their amalgamation as the Municipality of Crowsnest Pass:
  - (i) the Town of Blairmore;
  - (ii) the Town of Coleman;
  - (iii) the Village of Bellevue;
  - (iv) the Village of Frank;
- (b) the part of former Improvement District No. 5 that was included in the Municipality of Crowsnest Pass as of January 1, 1979;
- (c) the part of former Improvement District No. 6 that is now included in the Municipality of Crowsnest Pass, as it existed as of January 1, 1996, being the date of its amalgamation with the Municipality of Crowsnest Pass.

**(2)** For the purpose of reporting population to the Minister under this section, the form set out in the Schedule may be adapted to list separately the population of each of the 6 areas referred to in subsection (1).

**(3)** This section ceases to apply when the population attributed under subsection (1) to any of the areas referred to in subsection (1)(a), (b) or (c) exceeds 5000.

AR 71/2006 s2

#### **Lloydminster official census**

**5** The official census for the City of Lloydminster must relate only to the portion of that City that is in Alberta.

#### **Repeal**

**6** The *Determination of Population Regulation* (AR 371/94) is repealed.

**Expiry**

7 For the purpose of ensuring that this Regulation is reviewed for ongoing relevancy and necessity, with the option that it may be repassed in its present or an amended form following a review, this Regulation expires on January 31, 2011.

AR 63/2001 s7;17/2006

**Schedule**

**In the matter of the Determination  
of Population Regulation**

CANADA ) I, (name) (occupation)  
PROVINCE OF ALBERTA )  
TO WIT ) of (address)

MAKE OATH AND SAY:

1 That I am the (Designated Officer) of the municipality  
of \_\_\_\_\_

1.1 That the date chosen as the official census date for this  
municipality was the \_\_\_\_ day of \_\_\_\_\_, 20\_\_.

2 That an official census completed on the \_\_\_\_ day of \_\_\_\_\_,  
20\_\_ discloses that the total number of individuals whose  
usual residence is in this municipality is (total  
population).

or

2 That an official census updated on the \_\_\_\_ day of \_\_\_\_\_,  
20\_\_ discloses that the total number of individuals whose  
usual residence is in this municipality is (total  
population).

SWORN before me at \_\_\_\_\_ )  
in the Province of Alberta )  
this \_\_\_\_ day of \_\_\_\_\_ ) \_\_\_\_\_  
20\_\_ ) (Designated Officer)  
\_\_\_\_\_ )

A Commissioner for Oaths,  
Notary Public, or Justice of the  
Peace in and for the  
Province of Alberta

AR 63/2001 Sched.;17/2006