

**LAMONT COUNTY  
IN THE PROVINCE OF ALBERTA  
Bylaw 822.20—Agricultural Appeal Committee**

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**A BYLAW OF LAMONT COUNTY IN THE PROVINCE OF ALBERTA, TO ESTABLISH AN AGRICULTURAL APPEAL COMMITTEE AND TO DEFINE THE DUTIES, POWERS AND FUNCTIONS OF THAT COMMITTEE.**

**WHEREAS** Section 14(5) of the Agricultural Pests Act Statutes of Alberta, 2000 Chapter A- 8, states that the local authority shall at the beginning of each calendar year appoint a committee to hear and determine appeals under this act;

**AND WHEREAS** Section 19(1) of the Weed Control Act, RSA 2008, Chapter W- 5.1, states that the local authority shall establish at least annually an independent appeal panel to determine appeals under this act;

**NOW THEREFORE** the Municipal Council of Lamont County In The Province Of Alberta Duly Assembled Enacts As Follows:

**I. NAME OF THE BYLAW**

- 1.1. This bylaw may be cited as the “Agricultural Appeal Committee Bylaw”.

**II. DEFINITIONS**

- 2.1. “Act” means the *Municipal Government Act*, R.S.A. 2000, Chapter M-26 and regulations made under the *Municipal Government Act* as amended.
- 2.2. “Administration” means the general operations of the Municipality, including all personnel, financial and other related resources, as permitted by the *Municipal Government Act* and any successor legislation.
- 2.3. “Committee” shall mean the Agricultural Appeal Committee.
- 2.4. “Chief Administrative Officer” or “CAO” means the Chief Administrative Officer for Lamont County.
- 2.5. “Council” shall mean the Council of Lamont County, consisting of five (5) members including the Reeve, each of whom except the Reeve has the title “Councillor”.
- 2.6. “County” is Lamont County.
- 2.7. “Deputy Reeve” is the member appointed pursuant to the Act to act as Reeve in the absence or incapacity of the Reeve.
- 2.8. “Pest Act” means the Agricultural Pests Act, RSA 2000, Chapter A-8.
- 2.9. “Weed Act” means the Weed Control Act, RSA 2008, Chapter W-5.1.

**III. ESTABLISHMENT AND MEMBERSHIP**

- 3.1. An Agricultural Appeal Committee is hereby established.
- 3.2. The Committee shall consist three (3) members at large for a one (1) year term.

- 3.3. Council shall appoint members by resolution at the annual Organizational meeting or as vacancies arise.

#### **IV. PURPOSE AND RESPONSIBILITY**

- 4.1. The Agricultural Appeal Committee shall:
  - a. Appoint a Chair and Vice Chair.
  - b. Hear and render decisions in respect to appeals under the Agricultural Pests Act and Weed Control Act.
  - c. Two (2) members will constitute a quorum at a meeting of the Committee.
  - d. A decision of the majority of the members of the Committee, quorum, shall be a decision of the Committee.
  - e. The Committee will be governed by the Council Procedure Bylaw.
  - f. The Committee may adopt such other procedures and rules of conduct which in the opinion of the Committee allows them to adequately fulfill their functions and duties pursuant to the Agricultural Pests Act and Weed Control Act.

#### **V. ADMINISTRATIVE SUPPORT**

- 5.1. In order to carry out the responsibilities of the Agricultural Appeal Committee, administration must:
  - a. Ensure each position of the Agricultural Appeal Committee is filled at the earliest possibility;
  - b. Appoint inspectors and ensure enforcement of the Agricultural Pest Act and the Weed Control Act;
  - c. Ensure operations are in accordance with the Agricultural Pest Act and the Weed Control Act;
  - d. Ensure all financial aspects pertaining to the Agricultural Appeal Committee, including but not limited to, expense claims, mileage, and budgeting is administered as per County policy and bylaws where applicable.

#### **VI. SEVERABILITY AND EFFECTIVE DATE**

- 6.1. Should any provision of this Bylaw be invalid, then the invalid provision shall be severed, and the remainder of the Bylaw shall remain in effect.
- 6.2. This Bylaw shall come into force and take effect upon the date of the third reading.

Read a first time this 8<sup>th</sup> day of September, 2020.

Read a second time this 8<sup>th</sup> day of September, 2020.

Read a third time this 8<sup>th</sup> day of September, 2020.

  
REEVE

  
CHIEF ADMINISTRATIVE OFFICER