

1970

c 82 The Elderly Persons Centres Amendment Act, 1970

Ontario

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Bibliographic Citation

The Elderly Persons Centres Amendment Act, 1970, SO 1970, c 82

Repository Citation

Ontario (1970) "c 82 The Elderly Persons Centres Amendment Act, 1970," *Ontario: Annual Statutes*: Vol. 1970, Article 84.

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CHAPTER 82

**An Act to amend
The Elderly Persons Centres Act, 1966**

*Assented to November 13th, 1970
Session Prorogued November 13th, 1970*

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

1.—(1) Clause *d* of section 1 of *The Elderly Persons Centres Act, 1966* is repealed and the following substituted therefor: <sup>1966, c. 50,
s. 1, cl. *d*,
re-enacted</sup>

(*d*) “corporation” means a corporation without share capital having objects of a charitable nature,

(i) to which Part III of *The Corporations Act* <sup>R.S.O. 1960,
c. 71</sup> applies, or

(ii) that is incorporated under a general or special Act of the Parliament of Canada.

(2) Clause *e* of the said section 1 is amended by striking out <sup>1966, c. 50,
s. 1, cl. *e*,
amended</sup> “Public Welfare” and inserting in lieu thereof “Social and Family Services”, so that the clause shall read as follows:

(*e*) “Minister” means the Minister of Social and Family Services.

(3) The said section 1 is amended by adding thereto the <sup>1966, c. 50,
s. 1,
amended</sup> following clauses:

(*da*) “Director” means the Director appointed for the purposes of this Act;

(*ea*) “municipality” means a city, town, village or township and includes an area municipality within a metropolitan, regional or district municipality, but does not include a metropolitan, regional or district municipality.

1966, c. 50,
s. 2,
amended

2. Section 2 of *The Elderly Persons Centres Act, 1966* is amended by adding thereto the following subsection:

Effective
date
of approval

(2) Any approval of a centre under subsection 1 may take effect on any date fixed by the Lieutenant Governor in Council that is prior to the date on which the approval is given, but in no case shall the date on which the approval takes effect precede the date of the approval given under that subsection to the corporation maintaining and operating the centre.

1966, c. 50,
amended

3. *The Elderly Persons Centres Act, 1966* is amended by adding thereto the following section:

Establish-
ment of
centres

2a.—(1) The council of a municipality may by by-law approved by the Minister provide for the establishment and operation of centres.

By-laws re
grants

(2) The council of a municipality may pass by-laws granting aid to centres.

1966, c. 50,
s. 3,
re-enacted

4. Section 3 of *The Elderly Persons Centres Act, 1966* is repealed and the following substituted therefor:

Capital
grants to
centres

3.—(1) The Lieutenant Governor in Council may direct payment to a municipality or to an approved corporation for the erection, alteration, extension, renovation or acquisition of a building or premises for use as a centre of an amount determined by the regulations but not exceeding 30 per cent of the cost thereof to the municipality or to the approved corporation, as computed in accordance with the regulations, but no payment shall be made to the approved corporation unless the council of the municipality in which the building or premises of the corporation to be used as the centre is situate, or the council of that municipality together with the councils of one or more contiguous municipalities, directs payment to the approved corporation of a sum equal to at least 20 per cent of the cost so computed or contributes to the approved corporation real or personal property approved by the Minister that is equivalent in value to at least 20 per cent of the said cost.

Maintenance
and operat-
ing grants

(2) There shall be paid to every municipality or approved corporation a sum computed in accordance with the regulations towards the cost of maintaining and operating its approved centre, but no payment shall be made to the approved corporation unless the

council of the municipality in which the centre operated by the corporation is situate, or the council of that municipality together with the councils of one or more contiguous municipalities, directs payment to the approved corporation of a sum equal to at least the percentage prescribed by the regulations of the cost as so computed or contributes to the approved corporation personal property or services, approved by the Minister, equivalent in value to at least the prescribed percentage of the said cost.

5. Subsection 2 of section 6 of *The Elderly Persons Centres Act, 1966* is repealed and the following substituted therefor: 1966, c. 50, s. 6, subs. 2, re-enacted

- (2) No by-law of a municipality or an approved corporation that affects an approved centre in respect of which a grant has been paid under this Act has effect until it is approved in writing by the Minister. Approval of by-laws

6. *The Elderly Persons Centres Act, 1966* is amended by adding thereto the following sections: 1966, c. 50, amended

- 6a. Any approval given under this Act may be suspended by the Minister or revoked by the Lieutenant Governor in Council at any time. Revocation and suspension of approvals

- 6b.—(1) The Director shall exercise general supervision over the administration of this Act and the regulations and carry out such other duties as are assigned to him by this Act and the regulations. Duties of Director

- (2) Where the Director is absent or there is a vacancy in the office, the powers and duties of the Director shall be exercised and performed by such employee of the Department of Social and Family Services as the Minister designates. Acting Director

- (3) The Director, with the consent in writing of the Deputy Minister of Social and Family Services, may authorize any employee or class of employee of the Department of Social and Family Services to exercise and discharge any of the powers conferred or the duties imposed upon him under this Act and the regulations. Delegation of power

7.—(1) Clause *h* of section 7 of *The Elderly Persons Centres Act, 1966* is amended by inserting after "put" in the second line "the programmes of services to be provided therein", so that the clause shall read as follows: 1966, c. 50, s. 7, cl. h, amended

(h) prescribing the uses to which approved centres may be put, the programmes of services to be provided therein and the rules governing the operation of such centres.

1966, c. 50,
s. 7,
amended

(2) The said section 7 is amended by adding thereto the following clause:

(ha) prescribing additional duties of the Director.

Commence-
ment

8. This Act comes into force on the day it receives Royal Assent.

Short title

9. This Act may be cited as *The Elderly Persons Centres Amendment Act, 1970*.