

B I L L

An Act Respecting the Department of the  
Attorney General.

His Majesty by and with the advice and  
consent of the Legislative Assembly of the  
Province of Alberta, enacts as follows:

SHORT TITLE

Short title

1. This Act may be cited as "The Attorney  
General's Act".

ORGANISATION AND FUNCTIONS OF DEPARTMENT.

Organisation.

2. There shall be a department of the civil  
service of the Province to be called the depart-  
ment of the Attorney General over which the  
member of the Executive Council appointed by the  
Lieutenant Governor under the seal of the Province  
to discharge the functions of the Attorney  
General for the time being shall preside; and  
the said Attorney General shall ex officio be  
His Majesty's Attorney General in and for the  
Province.

Duties

3. The duties of the Attorney General shall be  
as follows:

- (a) He shall be the official legal adviser of  
the Lieutenant Governor and the legal member  
of the Executive Council ;
- (b) He shall see that the administration of  
public affairs is in accordance with law;
- (c) He shall have the superintendence of all  
matters connected with the administration  
of justice in the Province within the  
powers or jurisdiction of the

Legislative Assembly or Government of  
the Province ;

- (d) He shall advise upon the legislative acts and proceedings of the Legislative Assembly of the Province and generally advise the Crown upon all matters of law referred to him by the Crown;
- (e) He shall be entrusted with the powers and charged with the duties which belong to the Attorney General and Solicitor General of England by law or usage so far as the same powers and duties are applicable to the Province; and also with the powers and duties which by the laws of Canada and of the Province to be administered and carried into effect by the Government of the Province belong to the office of the Attorney General and Solicitor General;
- (f) He shall advise the heads of the several departments of the Government upon all matters of law connected with such departments respectively;
- (g) He shall be charged with the settlement of all instruments issued under the seal of the Province ;
- (h) He shall have regulation and conduct of all litigation for or against the Crown or any public department in respect of any subjects within the authority or jurisdiction of the Legislative Assembly ;

- (i) He shall be charged generally with such duties as may be at any time assigned by law or by the Lieutenant Governor in Council to the Attorney General of the Province.
- (j) He shall be charged inter alia with the conduct of the matters hereinafter set forth, the enumeration of which, however, shall not be taken to restrict the general nature of any provision in this Act contained :
1. The supervision of the administration of the law governing the sale of intoxicating liquors
  2. The supervision of the administration of the law governing titles to real estate in the province.
  3. Recommending the appointment of, and advising sheriffs, registrars, judicial officers, justices of the peace, coroners, notaries public and commissioners for taking affidavits for use in the courts of the province.
  4. The consideration of applications for bail and attendance thereon.
  5. The consideration and argument of crown cases reserved.
  6. Hearing applications for the granting of fiats recording petitions of right, criminal information, indictment, actions to set aside crown patents, actions to recover fines and penalties, and other actions of a like nature.

7. The consideration of applications for the remission of fines and penalties.
8. The appointment of counsel for the conduct of criminal business.
9. Arranging the circuits and regulating the work of official court reporters.
10. The supervision of the offices of the courts of law in the province.
11. The examination of papers in connection with the admission and discharge of lunatics to and from asylums.
12. The consideration of matters of a public nature such as proposed legislation.
13. Drawing special conveyances and instruments of a like nature in connection with the sale or purchase of property under The Public Works Act or otherwise.

Officers and Clerks.

4. The Lieutenant Governor in Council may appoint a Deputy Attorney General and such other officers, clerks, and servants as are required for the proper conduct of the business of the department, all of whom shall hold office during pleasure.

#### FORMER ACTS LEGALISED

Validity of former Acts

5. All acts heretofore done or appointments made in conformity with or to the effect of any of the provisions herein are declared to have been and to be legal and valid.

6. All enactments or provisions of law inconsistent with or repugnant to this Act are hereby repealed.

No. 9

First Session, First Legislature

6 EDWARD VII, 1906.

BILL

An Act Respecting the Department  
of the Attorney General.

Received and read the

First time. *Mar 20 06*

Second Reading. *Standing...*

Third Reading.....

Mr. *Croft*.....

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A D. 1906.