

Bill No. 23 of 1945.

A BILL TO AMEND THE PUBLIC HIGHWAYS ACT

NOTE.

Section 1 of this Bill amends section 10 of the Act which deals with agreements with local authorities as to construction of secondary highways through the area of the local authority. The effect of the amendment is to limit the application of this section to municipal districts, improvement districts and special areas.

The new section 10*a* enacted by section 2 of the Bill provides for agreements with cities, towns and villages as to the construction of the portions of main and secondary highways within their boundaries. The proportion of the cost of construction provided for by this section is to be fixed by the agreement which must provide that the Province will not be liable for any part of the cost of construction over and above the cost of the highway outside the municipality at and near the point of connection.

The new section 10*b* also enacted by section 2 of the Bill authorizes the Province to contribute towards the construction of a main highway through a city.

Section 3 of the Bill which substitutes a new section 22 authorizes the Minister to make regulations and prescribe forms. The old section 22 only gave authority for the prescribing of forms.

W. S. GRAY,
Legislative Counsel.

(This note does not form any part of the Bill but is offered in explanation of its provisions.)

BILL

No. 23 of 1945.

An Act to amend The Public Highways Act.

(Assented to _____, 1945.)

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

1. *The Public Highways Act*, being chapter 74 of the Revised Statutes of Alberta, 1942, is hereby amended as to section 10,—

- (a) by adding immediately after the words “local authority”, where the same occur in the first line of subsection (1) thereof, the words “other than a city, town or village”;
- (b) by striking out subsection (6) thereof.

2. The said Act is further amended by adding immediately after section 10 thereof the following new sections:

“**10a.**—(1) The Minister may enter into an agreement with any city, town or village for the construction of the portion of a main or secondary highway lying within the boundaries of the city, town or village under which the cost of construction shall be shared by the Province and the municipality in the proportions fixed by the agreement, which agreement shall also provide that the Province will not be liable for any portion of the said cost caused by the construction of the highway within the municipality to a greater width or at a higher cost than that of the highway outside the boundaries of the municipality at and near the point of connection with the municipality.

“(2) The Minister is authorized to carry out the terms of such agreement, and each city, town and village is hereby authorized to enter into and carry out any agreement referred to in subsection (1) which the Minister is thereby authorized to make with the city, town or village, as the case may be.

“**10b.** The Province may contribute towards the cost of any main highway connection lying within the boundaries of a city in such amounts as may be determined from time to time by the Lieutenant Governor in Council.”

3. The said Act is further amended as to section 22 by striking out the same and by substituting therefor the following:

“22. The Minister may from time to time make such regulations and prescribe such forms as may be deemed necessary for the proper carrying into effect of the provisions of this Act.”

4. This Act shall come into force on the day upon which it is assented to.

FIRST SESSION
TENTH LEGISLATURE
9 GEORGE VI
1945

BILL

An Act to amend The Public
Highways Act.

Received and read the

First time.....

Second time.....

Third time.....

HON. MR. FALLOW.

EDMONTON:
A. Shnitka, King's Printer
1945