

## REPRINTED BILL

Bill No. 52 of 1945.

### A BILL TO AMEND THE GOVERNMENT LIQUOR CONTROL ACT OF ALBERTA.

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#### NOTE.

Section 1 of this Bill adds a subsection to section 38 of the Act. Paragraph (a) of that section prohibits hotels from selling beer except between the hours of ten o'clock in the morning and seven o'clock in the evening. The purpose of the proposed amendment is to limit the time when beer may be sold to a total of eight hours between the above limits.

Section 2 of the Bill adds a new subsection to section 54 which section deals with the creation of local option areas. It is intended to apply primarily to enlarged municipal districts and authorizes the Lieutenant Governor in Council to create a local option area of the whole municipal district or to create a portion or portions of it a local option area or areas.

Section 3 of the Bill strikes out section 60 of the Act and enacts a new section 60. This section deals with the qualifications of voters. The new section provides that the persons entitled to vote are those who are qualified as set out in the section and whose names are on the last voters' list of the municipality. If his name is not on that list, or if there is no list (which may occur in some municipal districts), the voter must take the oath prescribed by section 63.

Section 4 of the Bill adds to section 103 two new subsections dealing with interdiction orders and provides that a judge or magistrate may interdict a person convicted before him of driving a car while intoxicated where an accident is involved or a person convicted for the second time within a year of being intoxicated or drunk and disorderly. Authority is also given to the judge or magistrate by subsection (1b) in any case where he convicts a person of driving a motor vehicle while intoxicated and an accident is involved, to suspend his driver's license for a period of not more than a year, and requires him to suspend the license for a year in the case of a second conviction.

W. S. GRAY,  
*Legislative Counsel.*

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

## REPRINTED BILL

# BILL

No. 52 of 1945.

An Act to amend The Government Liquor Control Act of  
Alberta.

(Assented to \_\_\_\_\_, 1945.)

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

**1.** *The Government Liquor Control Act of Alberta*, being chapter 24 of the Revised Statutes of Alberta, 1942, is hereby amended as to section 38 by adding immediately at the end thereof the following new subsection:

“(2) Notwithstanding the provisions of paragraph (a) of subsection (1), no part of an hotel shall be open for the sale of beer on any day between the hours of seven o'clock in the morning and ten o'clock at night for any period or periods in excess of eight hours.”

**2.** The said Act is further amended as to section 54 by adding immediately after subsection (1) thereof the following new subsection:

“(1a) Upon receipt of a petition addressed to the Lieutenant Governor in Council signed by not less than twenty-five per cent of the persons whose names appear on the last revised assessment roll of a municipality other than a city, town, village or hamlet, and who are resident in the municipality, the Lieutenant Governor in Council may create the municipality into a local option area or instead of creating the municipality into a local option area, may create a specified portion or portions of the municipality into a local option area or areas for the purpose of taking a local option plebiscite in the area or areas under the provisions of this Part, and any territory so created a local option area shall for the purposes of this section cease to form part of the municipality to which it belongs for a period of two years from the taking of the plebiscite therein.”

**3.** The said Act is further amended as to section 60 by striking out the same and by substituting therefor the following:

“**60.**—(1) In any municipality other than an improvement district, every person shall be entitled to vote at the plebiscite taken in a local option area under the provisions of this Part who is a British subject of the full age of twenty-one years who has resided in the Province for at least one

year and in the local option area for at least two months immediately preceding and including the day of taking the plebiscite, and who is on that day resident in the polling subdivision at the polling place of which he tenders his vote,—

“(a) if his name is upon the last voters’ list prepared for that portion of the municipality within which the local option area is situated; or

“(b) if his name does not appear upon the said voters’ list or there is no voters’ list, he takes the oath prescribed by section 63.

“(2) In an improvement district every person resident within the local option area shall be entitled to vote at the plebiscite taken in the area under the provisions of this Part if,—

“(a) he is a British subject;

“(b) he is not an Indian;

“(c) he is of the full age of twenty-one years;

“(d) he has resided in the Province for at least one year and in the ‘Local Option Area’ for at least two months immediately preceding and including the day of taking the plebiscite, and is on that day resident in the polling subdivision, at the polling place of which he tenders his vote.”

4. The said Act is further amended as to section 103 by adding immediately after subsection (1) thereof the following new subsections:

“(1a) In any case where a judge or justice convicts a person,—

“(a) of driving a motor vehicle while intoxicated and an accident is involved; or

“(b) of being intoxicated in a public place or being drunk and disorderly, he having been previously convicted of one or other of the last mentioned offences within the preceding twelve months,—

the judge or justice may make an order of interdiction directing the cancellation of any permit held by that person and prohibiting the sale of liquor to him until further order and the judge or justice shall cause the order to be forthwith filed with the Board.

“(1b) In any case where a judge or justice convicts a person of the offence referred to in paragraph (a) of subsection (1a), he may in addition to making an order of interdiction, suspend the driver’s license of the person convicted for a period not exceeding one year, and if the conviction is a second conviction for the offence, the judge or justice shall suspend the driver’s license of the person convicted for the period of one year.”

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

**REPRINTED BILL**

No. 52.

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FIRST SESSION  
**TENTH LEGISLATURE**

9 GEORGE VI

1945

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**BILL**

An Act to amend The Government  
Liquor Control Act of Alberta.

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Received and read the

First time.....

Second time.....

Third time.....

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**HON. MR. MAYNARD.**

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EDMONTON:  
A. Shnitka, King's Printer  
1945