

Bill No. 3 of 1945 (2nd Session)

AN ACT TO AMEND THE WORKMEN'S
COMPENSATION ACT.

NOTE.

This Bill amends *The Workmen's Compensation Act*.

Section 1 amends section 4 of that Act by enacting a new subsection (3). Subsection (2) of the Act now provides for the appointment of a temporary member of the Board in the case of the death, illness or absence from the Province of a Commissioner or of his inability to act from any cause, but this did not authorize the appointment of a temporary member in the case of a vacancy in the Board. A vacancy occurred through the recent resignation of the Chairman, and it was thought advisable to appoint a temporary Chairman and a temporary Commissioner. This is authorized by the new subsection (3) of section 4.

Section 2 of the bill corrects a printer's error. The word "except" referred to in the section was in the bill as it went through the legislature, but was omitted in printing the Statutes.

Section 3 validates the Order in Council making the temporary appointment which appears as a schedule to the Act.

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. 3 of 1945 (2nd Session)

An Act to amend The Workmen's Compensation 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 Workmen's Compensation Act*, being chapter 4 of the Statutes of Alberta, 1943, is hereby amended as to section 4 by adding immediately at the end thereof the following new subsection:

“(3) In the case of a vacancy in the office of the Chairman of the Board or in the office of a commissioner, the Lieutenant Governor in Council may appoint some person to act *pro tempore* in the office of the chairman or commissioner, and the person or persons so appointed shall have all the powers and perform all the duties of the chairman of the Board or a commissioner, as the case may be.”

2. The said Act is further amended as to section 10 by adding immediately after the word “interested”, where the same occurs in the second and third lines of subsection (1) thereof, the word “except”.

3. A certain Order in Council dated the 31st day of May, 1945, and intituled O.C. 878-45, which is set out in the Schedule to this Act is hereby validated, ratified and confirmed and shall have the same force and effect as if the same had been enacted by this Act.

4. This Act shall come into force on the day upon which it is assented to, and upon so coming into force shall be deemed to have been in force at all times since the 31st day of May, 1945.

SCHEDULE

(O.C. 878-45.)

Approved and Ordered,

(Sgd.) J. C. BOWEN,
Lieutenant Governor.

Edmonton, Thursday, May 31st, 1945.

The Executive Council has had under consideration the report of the Honourable the President, dated May 28th, 1945, stating that:

Whereas by Order in Council numbered 1106-43, Dr. Victor Wallace Wright, Alfred Farmilo and Carl Cook were appointed members of the Workmen's Compensation Board pursuant to the provisions of Section 3 of *The Workmen's Compensation Act*, being Chapter 4 of the Statutes of Alberta, 1943; and

Whereas Dr. Victor Wallace Wright has resigned as Chairman of the said Board, effective as of the first day of June, A.D. 1945; and

Whereas it is deemed advisable and expedient to appoint Carl Cook as temporary Chairman of the Workmen's Compensation Board, and to appoint Walter Souster Rose a temporary Commissioner to act as a member of the Board; and

Whereas no statutory authority exists to enable the Lieutenant Governor in Council to make the appointment of a temporary Chairman or a temporary Commissioner to the Board during a vacancy in the office of Chairman or of a Commissioner on the Board, and it is deemed expedient to provide by Order in Council the necessary authority to make such appointments, subject to the same being validated at the next session of the Legislature;

Therefore, upon the recommendation of the Honourable the President, the Executive Council advises that the resignation of Dr. Victor Wallace Wright be and is hereby accepted, and that authority be and is hereby given to appoint a temporary Chairman and a temporary Commissioner on the Board; and that Carl Cook be and he is hereby appointed temporary Chairman of the Workmen's Compensation Board as and from the First day of June, A.D. 1945, and that Walter Souster Rose be and he is hereby appointed a temporary Commissioner of the Board as and from the same date.

The Executive Council further advises, upon the recommendation of the Honourable the President, that there shall be paid to the said Carl Cook a salary of Seven Thousand Dollars (\$7,000.00) per annum, and to the said Walter Souster Rose, a salary of Fifty-five Hundred Dollars (\$5,500.00) per annum, during such time as they hold the appointments of temporary Chairman and temporary Commissioner respectively.

(Signed) ERNEST C. MANNING.
Chairman.

SECOND SESSION
TENTH LEGISLATURE
9 GEORGE VI
1945

BILL

An Act to amend The Workmen's
Compensation Act.

Received and read the

First time.....

Second time.....

Third time.....

HON. MR. MAYNARD.

EDMONTON:
A. Shnitka, King's Printer
1945