

Bill No. 74 of 1948.

A BILL TO AMEND THE SALE OF CHATTELS BY  
PUBLIC AUCTION ACT

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NOTE.

This Bill amends *The Sale of Chattels by Public Auction Act*.

A new section 1a is added and subsection (1) of section 4 is amended providing for the change of name of the Department from the Department of Trade and Industry to the Department of Industries and Labour.

Subsection (1) of section 5 is amended by enabling the Minister to accept in lieu of a bond of a bonding company such other security or securities as may be approved by the Minister.

Section 14 is amended so that a violation of the regulations constitutes an offence against the Act.

A new section 14a is added which gives the Lieutenant Governor in Council power to make regulations governing the sale of chattels by public auction, prescribing conditions upon which licenses may be issued, revoked, cancelled or suspended, requiring returns to be made and governing generally any other matter or thing relating to auctioneers or public auctions. Such regulations must be published in *The Alberta Gazette*.

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. 74 of 1948.

An Act to amend The Sale of Chattels by Public Auction Act.

(Assented to \_\_\_\_\_, 1948.)

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

**1.** *The Sale of Chattels by Public Auction Act*, being chapter 227 of the Revised Statutes of Alberta, 1942, is hereby amended by adding immediately after section 1 thereof the following new heading and section:

“INTERPRETATION.

“**1a.** In this Act, unless the context otherwise requires,—

“(a) ‘Department’ means the Department of Industries and Labour;

“(b) ‘Minister’ means the Minister of Industries and Labour.”.

**2.** The said Act is further amended as to section 4 by striking out the words “of Trade and Industry” where the same occur in subsection (1) thereof.

**3.** The said Act is further amended as to section 5 by adding immediately after the words “delivered to the Minister”, where the same occur in subsection (1) thereof, the words “such security or securities as may be approved by the Minister or”.

**4.** The said Act is further amended as to section 14 by adding immediately after the words “provisions of this Act”, where the same occur therein, the words “or of the regulations”.

**5.** The said Act is further amended by adding immediately after section 14 thereof the following new section:

“**14a.**—(1) The Minister with the approval of the Lieutenant Governor in Council may from time to time make regulations,—

“(a) governing the sale of chattels by public auction and any or all matters relating or incidental thereto;

“(b) prescribing conditions upon which licenses may be issued, revoked, cancelled, or suspended, and providing for the issue, revocation, suspension or cancellation of licenses;

“(c) requiring returns to be made to the Minister and prescribing forms to be used for any return, license, application or other document required pursuant to this Act or the regulations;

“(d) governing any other matter or thing relating to auctioneers or public auctions which he may deem necessary, advisable, or expedient to carry out the provisions of this Act according to their true intent or to facilitate the efficient administration thereof.

“(2) Every regulation made pursuant to this section shall be published in *The Alberta Gazette*, and upon being so published shall have the same force and effect as if enacted in this Act.”.

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

No. 74

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FIFTH SESSION  
**TENTH LEGISLATURE**  
12 GEORGE VI  
1948

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**BILL**

An Act to amend The Sale of  
Chattels by Public Auction  
Act.

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Received and read the

First time.....

Second time.....

Third time.....

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HON. MR. GERHART.

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A. Shnitka, King's Printer