

Bill No. 92 of 1952.

A BILL TO AMEND THE CHILD WELFARE ACT.

NOTE.

This Bill amends *The Child Welfare Act*, being chapter 8 of the Statutes of Alberta, 1944.

Because a new Act dealing with juvenile delinquents is proposed, certain provisions of this Act become obsolete. The amendments to sections 2, 10, 13, 20, 50, 55, 57, 65, 66, 72 and Part II are for the purpose of removing or amending provisions relating to juvenile delinquents.

Sections 3 and 4 are amended to refer to the correct title of an Act.

Section 14 is amended to strike out provisions dealing with industrial schools which are now provided for in *The Juvenile Court Act, 1952*. Subsection (14) is amended to provide that a child is to be deemed a resident of the municipality in which the child's parent or legal guardian resided for a period of twelve consecutive months out of the twenty-four months immediately preceding the date of apprehension or surrender of the child.

Minor amendments are made to sections 53 and 55 to correct errors in spelling.

Section 115, subsection (6) is amended to correct an error. The word "If" at the beginning of the subsection is meaningless and is accordingly struck out.

This Bill comes into force upon assent.

J. W. RYAN,
Acting Legislative Counsel.

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

BILL

No. 92 of 1952.

An Act to amend The Child Welfare Act.

(Assented to _____, 1952.)

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

1. *The Child Welfare Act*, being chapter 8 of the Statutes of Alberta, 1944, is hereby amended.

2. Section 2 is amended by striking out clause (e). Section 2
amended

3. Section 3 is amended: Section 3
amended
(a) by striking out the words "*Efficiency Act*," and by substituting the word and figures "*Act, 1947*,";
(b) by striking out the words "probation officers".

4. Section 4 is amended by striking out the words "*Efficiency Act*," and by substituting the word and figures "*Act, 1947*". Section 4
amended

5. Section 10 is amended: Section 10
amended
(a) by striking out clause (d) ;
(b) by striking out the words "or delinquent" where they occur in clause (e) ;
(c) by striking out the words "probation officer and" where they occur in clause (g) ;
(d) by striking out the words "Part II of this Act and includes every police magistrate and any justice of the peace who may have been requested in writing by the Minister or the Superintendent to act in any case specified in the request;" where they occur in clause (i), and by substituting the words "*The Juvenile Court Act, 1952*;" ;
(e) by striking out subclauses (vi), (vii), (xiii), (xix) and (xx) of clause (j) ;
(f) by striking out the words "or delinquent" wherever they occur in clause (k) ;
(g) by adding immediately before the word "child" where it occurs in clause (n), the word "neglected";
(h) by striking out the words "delinquency or" where they occur in clause (n).

Section 12 amended

6. Section 12 is amended by striking out subsection (2).

Section 13 amended

7. Section 13 is amended by striking out the words “, detention home”.

Section 14 amended

8. Section 14 is amended:

- (a) by striking out the words “industrial school or other” where they occur in subsection (1);
- (b) by striking out the words “industrial school or other” where they occur in subsection (10);
- (c) by striking out subsection (11);
- (d) by striking out the words “or of any child adjudged to be a juvenile delinquent under *The Juvenile Delinquents Act*,” where they occur in subsection (12);
- (e) by striking out the words “industrial school or other” where they occur in subsection (12);
- (f) by striking out the words “industrial school or other” where they occur in the second proviso of subsection (13);
- (g) by striking out subsection (14) and by substituting the following:

When child deemed to be resident of municipality

“(14) For the purpose of this section a child shall be deemed to be a resident of the municipality in which the child’s parent or legal guardian resided for a period of twelve consecutive months out of the twenty-four months immediately preceding the date of the apprehension or surrender of the child.”;

- (h) by striking out subsections (20) and (21).

Section 20 amended

9. Section 20 is amended:

- (a) by striking out the words “or delinquent” where they occur in subsection (1);
- (b) by striking out the words “and may direct that the observation home be combined with a detention home”, where they occur in subsection (2).

Section 50 amended

10. Section 50 is amended by striking out subsection (1).

Section 53 amended

11. Section 53 is amended by striking out the word “obained” and by substituting the word “obtained”.

Section 55 amended

12. Section 55 is amended:

- (a) by striking out the word “wihout” where it occurs in subsection (1) and by substituting the word “without”;
- (b) by striking out the words “a probation officer,” where they occur in subsection (2), and by substituting the word “any”;

(c) by striking out the words "probation officer," where they occur in subsection (2).

13. Section 57, subsection (2) is amended by striking out the words "a probation officer," and by substituting the word "any". Section 57 amended

14. Section 65, subsection (1), clause (a) is amended by striking out the words "detention home,". Section 65 amended

15. Section 66 is amended by striking out the words "detention home,". Section 66 amended

16. Section 72 is amended by striking out the words ", detention homes". Section 72 amended

17. Part II, sections 73 to 85, inclusive, is repealed. Sections 73 to 85 repealed

18. Section 115, subsection (6) is amended by striking out the word "If". Section 115 amended

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

No. 92.

FIFTH SESSION
ELEVENTH LEGISLATURE

1 Elizabeth II

1952

BILL

An Act to amend The Child Welfare
Act.

Received and read the

First time

Second time.....

Third time.....

HON. DR. CROSS.
