

Bill No. 30 of 1954

A BILL TO AMEND THE PRIVATE DETECTIVES ACT

NOTE

This Bill amends *The Private Detectives Act*, being chapter 14 of the Statutes of Alberta, 1948.

Section 16 is replaced by a new section. Subsection (1) provides for the joining of the insurer on the private detective's security to any action against the private detective for damage occasioned by an act or omission of the private detective or his employees in the course of his business and during the period of his licence. Previously the old section required two separate actions to obtain indemnification from the insurer. Subsection (2) sets out the liability of the insurer to a claimant for such damages and does not differ in principle from the provision it replaces.

Section 20 is replaced by a new section 20 which provides for imprisonment upon default of payment of the fine prescribed by this section.

Section 21 is replaced by a new section 21 which also provides for imprisonment upon default of payment of the fine prescribed by this section.

Section 22 is replaced by a new section 22 which increases the term of imprisonment for subsequent convictions for offences under this Act from a period not exceeding six months to a period not exceeding one year.

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. 30 of 1954

An Act to amend The Private Detectives Act

(Assented to _____, 1954)

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

1. *The Private Detectives Act*, being chapter 14 of the Statutes of Alberta, 1948, is hereby amended.

2. Section 16 is struck out and the following is substituted: Section 16
amended

“**16.**(1) Where by reason of an act or omission of a private detective or his employee or agent occurring in or in connection with the business of the private detective during the term of his licence a claim for damages arises, the claimant in an action for the damages may join the insurer on the security deposited with the Minister notwithstanding that the claimant is not a party to the security. Action for
damages

“(2) The insurer on the security deposited with the Minister by the private detective is, to the amount set out in the bond or policy of the insurer, liable to indemnify the claimant against all damages sustained by him by reason of an act or omission of the private detective, or an employee or agent of the private detective.”.

3. Sections 20, 21 and 22 are struck out and the following are substituted: Sections
20, 21 and 22
amended

“**20.** A person who contravenes any of the provisions of subsection (1) of section 4 is guilty of an offence and liable on summary conviction to a fine of not less than two hundred dollars and not more than five hundred dollars and in default of payment to imprisonment for a term of not more than one year. Licensing
penalty

“**21.** A person who contravenes a provision of this Act is guilty of an offence and, if no specific penalty is provided, is liable on summary conviction to a fine of not more than two hundred dollars and in default of payment to imprisonment for a term of not more than six months. General
penalty

“**22.** A person who is convicted of a second or subsequent offence under this Act may, in addition to or in lieu of any other penalty, be sentenced to a term of imprisonment of not more than one year.”. Additional
Penalty

4. This Act comes into force on the day upon which it is assented to. Coming
into force

No. 30

SECOND SESSION
TWELFTH LEGISLATURE
3 ELIZABETH II

1954

BILL

An Act to amend The Private
Detectives Act

Received and read the

First time

Second time.....

Third time.....

HON. MR. MAYNARD
