

Bill No. 57 of 1954

A BILL TO AMEND THE AMUSEMENTS ACT

NOTE

This Bill amends *The Amusements Act*, being chapter 40 of the Revised Statutes of Alberta, 1942.

Section 2, clauses (b), (f) and (g) are amended and clause (m) is struck out. In clause (b) the reference to "joint board of censors" is removed as there is no provision in the Act for the appointment of a joint board. In clause (f) the definition of "Minister" is made to conform with the definition being increasingly used in other Acts. In clause (g) the reference to celluloid film is made a reference simply to film. Clause (m) is struck out as slides are not censored and the reference to slides is outmoded in the public entertainment field.

Section 4, subsection (3) is amended to exclude projectionists' certificates and licences which are issued during the pleasure of the Lieutenant Governor in Council from the provision that all licences shall expire on a certain date each year.

Section 7 is amended to make it clear that no amusement tax is required to be paid upon complimentary passes or tickets on admission thereon. The section is re-arranged and the former subsection (2) is made a separate section and numbered 7a to avoid difficulty in its references by reason of its previous position in section 7.

Section 10, subsection (4) is amended to provide for a term of imprisonment upon default in paying the fine prescribed by this subsection.

Section 20, subsections (1) and (2) are amended by removing the prohibition against censoring film until the fee and expenses have been paid. Fees and costs are more conveniently paid monthly or at stated periods.

Section 23 is amended to remove the reference in clause (a) to slides.

Section 24 is amended by including a reference to the censor in order that this section may be made to conform to sections 21, 22 and 23 in the reference to censor and board of censors.

Section 25 is amended to remove the requirement that censorship certificates for films be displayed publicly.

Section 32 is amended. The effect of this amendment is to authorize the Minister to cancel a licence for any cause where under the section as it stands the Minister could only cancel a licence for a cause "set forth in the Regulation".

Section 33 is amended. A new clause (*k1*) is added which authorizes the making of regulations approving types of projection equipment and prohibiting the use in theatres of unapproved types. Clause (*u*) is amended by removing the reference to slides.

Section 34 is amended to provide for a term of imprisonment for default in paying the fine prescribed by this section.

Section 35 is repealed. It continues in force regulations made under previous Acts which were replaced by *The Amusements Act* and is not now necessary.

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. 57 of 1954

An Act to amend The Amusements 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 Amusements Act*, being chapter 40 of the Revised Statutes of Alberta, 1942, is hereby amended.

2. Section 2 is amended

Section 2
amended

- (a) by striking out the words "or joint board of censors, as the case may be," where they occur in clause (b);
- (b) by striking out the words "Provincial Secretary" where they occur in clause (f) and by substituting the words "member of the Executive Council charged by the Lieutenant Governor in Council with the administration of this Act";
- (c) by striking out the word "celluloid" where it occurs in clause (g);
- (d) by striking out clause (m).

3. Section 4, subsection (3) is amended by adding immediately after the word "applies" the words "and other than projectionists' licenses,".

Section 4
amended

4. Section 7 is amended

Section 7
amended

- (a) by striking out subsection (2);
- (b) by renumbering subsection (3) as subsection (2);
- (c) by adding immediately after subsection (3) now renumbered as subsection (2) the following new subsection:

"(3) A person who is admitted to a place of amusement by a complimentary pass or ticket and who makes no payment therefor shall not be required to pay the tax at that place."

Complimentary
ticket
exempt from
tax

5. The following new section is added immediately after section 7:

New
section 7a

"**7a.** A person who for the purpose of attending an amusement enters a place of amusement without having paid the tax required by section 7 to be paid is guilty of an offence and liable on summary conviction to a fine of

Penalty for
non-pay-
ment of tax

not more than two hundred dollars and costs and in default of payment to imprisonment for a term not exceeding six months.”.

- Section 10 amended **6.** Section 10 is amended by adding at the end of subsection (4) the words “and costs and in default of payment to imprisonment for a term not exceeding six months”.
- Section 20 amended **7.** Section 20 is amended by striking out the words “, and no film so submitted shall be censored until the fee and costs and expenses are paid” where they occur in subsections (1) and (2).
- Section 23 amended **8.** Section 23, clause (a) is amended by striking out the words “or slide”.
- Section 24 amended **9.** Section 24 is amended by adding immediately before the word “board” the words “censor or”.
- Section 25 amended **10.** Section 25 is amended by striking out the words “, and the certificate shall be displayed in the box office of the theatre in such manner as to be subject to the observation of all persons entering the theatre”.
- Section 32 amended **11.** Section 32, subsection (1) is amended by striking out the words “set forth in the Regulations”.
- Section 33 amended **12.** Section 33 is amended
- Projectors (a) by adding immediately after clause (k) the following new clause:
“(k1) approving the type and style of projectors and projection equipment for use in theatres and prohibiting the use of unapproved types and styles of equipment in theatres,”;
- (b) by striking out the words “or slide” where they occur in clause (u).
- Section 34 amended **13.** Section 34 is amended by adding immediately at the end the words “and in default of payment to imprisonment for a term not exceeding six months”.
- Section 35 repealed **14.** Section 35 is repealed.
- Coming into force **15.** This Act comes into force on the day upon which it is assented to.

No. 57

SECOND SESSION
TWELFTH LEGISLATURE
3 ELIZABETH II
1954

BILL

An Act to amend The Amusements
Act

Received and read the

First time

Second time.....

Third time.....

HON. MR. GERHART
