

Bill No. 69 of 1954

A BILL TO AMEND THE MOBILE CONSTRUCTION
EQUIPMENT LICENSING ACT

NOTE

This Bill amends *The Mobile Construction Equipment Licensing Act* which was enacted by chapter 76 of the Statutes of Alberta, 1953, and brought into force by proclamation.

Section 2, clause (d) is amended to describe "mobile construction equipment" more accurately.

Section 3 is amended so that it now provides that a licence be obtained before the equipment is used where, before, the licence was required before it was used on "construction" work.

Section 5 is amended to permit an exemption in the case of mobile construction equipment owned by railways and farmers.

Section 7 which provides the formula for computing the licence fee for the equipment to which the Act relates is amended. The purpose of the amendment is to provide a means of allowing for depreciation and to permit a lower percentage to be fixed for the licence fee, that is, four per cent on three tenths of the sum determined after depreciation is allowed rather than five per cent of three tenths of the sale price as determined under the formula. Subsection (4) is added and exempts mobile construction equipment valued at less than \$1,000.00 at current market prices from the licensing requirements of this Act.

This Act comes into force on assent and is retroactive to the 1st of January, 1954, the commencement of the licensing year.

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. 69 of 1954

An Act to amend The Mobile Construction Equipment Licensing 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 Mobile Construction Equipment Licensing Act*,
being chapter 76 of the Statutes of Alberta, 1953, is hereby
amended.

Section 2
amended

2. Section 2, clause (d) is amended by striking out the
words "which is used or which may be used in the actual
performance of construction work" and by substituting
therefor the words "that is used or that is capable of being
used in the performance of construction work".

Section 3
amended

3. Section 3 is amended by striking out the words "con-
struction work with such equipment" and by substituting
the words "work with such equipment in a municipality".

Section 5
amended

4. Section 5 is amended

- (a) by adding at the end of clause (b) the word "or",
- (b) by adding immediately after clause (b) the follow-
ing new clauses:

"(c) a railway company under *The Railway Act*
(Canada) where the equipment is owned, oper-
ated or used by the railway, or

"(d) a farmer while it is used solely for farming
purposes."

Section 7
amended

5. Section 7 is amended

- (a) as to subsection (1) by striking out clauses (a)
to (c) and by substituting the following:

"(a) by determining the sale price at which a new
unit of similar specifications is quoted at cur-
rent market prices,

"(b) by reducing the amount determined pursuant
to clause (a) by the amount of such depreciation
as the Minister deems proper,

"(c) by calculating three tenths of the net amount
as determined pursuant to clause (b), and

- “(d) by computing four per cent of the amount calculated pursuant to clause (c).”;
- (b) as to subsection (2) by striking out the letter “(c)” and by substituting the letter “(d)”,
- (c) by adding immediately after subsection (3) the following new subsection:
 - “(4) Notwithstanding any other provision of this Act, a licence shall not be required for mobile construction equipment where the price thereof is less than one thousand dollars when determined pursuant to clause (a) of subsection (1).”.

6. This Act comes 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 on and after the first day of January, 1954.

No. 69

SECOND SESSION
TWELFTH LEGISLATURE
3 ELIZABETH II

1954

BILL

An Act to amend The Mobile
Construction Equipment
Licensing Act

Received and read the

First time

Second time.....

Third time.....

HON. MR. GERHART
