

Bill No. 50 of 1955

A BILL TO AMEND THE PUBLIC HEALTH ACT

NOTE

This Bill amends *The Public Health Act*, being chapter 183 of the Revised Statutes of Alberta, 1942.

Section 7, subsection (1) is amended to include a reference to air pollution and defilement in the listing of the powers of the Provincial Board of Health to make orders, rules or regulations. This will enable that Board to prescribe rules for the prevention of air pollution.

Section 37 is amended to increase the penalties for a contravention of a rule or regulation made in respect of nuisances arising out of trades or businesses, or made for the prevention of water or air pollution.

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. 50 of 1955

An Act to amend The Public Health Act

(Assented to _____, 1955)

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

1. *The Public Health Act*, being chapter 183 of the Revised Statutes of Alberta, 1942, is hereby amended.

Section 7
amended

2. Section 7, subsection (1) is amended by adding immediately after clause (r) the following new clause:

“(r1) the prevention of the pollution, defilement or fouling of the atmosphere and the regulation of plants or industries discharging chemical or other waste matter into the atmosphere.”

Section 37
amended

3. Section 37 is struck out and the following is substituted:

Offences and
penalties

“37. (1) A person who contravenes any provision of this Act, or any order, rule or regulation made pursuant to this Act, is guilty of an offence.

“(2) A person who is guilty of an offence under subsection (1), if the offence arose out of a contravention of an order, rule or regulation,

“(a) prescribing the situation or method of carrying on a noxious or offensive trade or business or for the abatement of any nuisance or condition, under clause (g) of subsection (1) of section 7,

“(b) for the prevention of the pollution, defilement, discoloration or fouling of any waters, under clause (r) of subsection (1) of section 7, or

“(c) for the prevention of the pollution, defilement or fouling of the atmosphere, under clause (r1) of subsection (1) of section 7,

is liable on summary conviction to a fine of not more than five hundred dollars for each day the order, rule or regulation was contravened, together with costs.

“(3) A person who is guilty of an offence under subsection (1), if no penalty in respect of that offence is prescribed elsewhere in this Act or the regulations, rules or orders, is liable on summary conviction to a fine of not less than five dollars nor more than fifty dollars and costs, and in default of payment to imprisonment for a term of not more than three months.

"(4) The conviction of a person under the provisions of this section does not operate as a bar to further prosecution under this section for the continued neglect or failure on the part of that person to comply with the provisions of this Act or any order, rule or regulation made pursuant to this Act."

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

No. 50

THIRD SESSION
TWELFTH LEGISLATURE
4 ELIZABETH II
1955

BILL

An Act to amend The Public
Health Act

Received and read the

First time.....

Second time.....

Third time.....

HON. DR. CROSS
