

No. 62

2nd Session, 13th Legislature, Alberta
4 Elizabeth II, 1956

BILL 62

A Bill to amend The Improvement Districts Stray Animals
Act

HON. MR. HALMRAST

EDMONTON, ALBERTA
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1956

Explanatory Notes

2. Removes the definition of “occupier” of land, which was the person qualified to ask for, or object to the asking for, of a pound district, and substitutes the term “petitioner” here defined. Also includes “goats” within the definition of “mischievous animal” for the purposes of the Act.

3. Substitutes the new term “petitioners” for the presently used term “occupiers of land”.

4. Makes the same changes (as in clause 3) in the three Forms concerned with the application for and objection to the formation of a pound district.

BILL

No. 62 of 1956

An Act to amend The Improvement Districts Stray Animals Act

(Assented to _____, 1956)

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

PART I

1. *The Improvement Districts Stray Animals Act*, being chapter 60 of the Statutes of Alberta, 1953, is hereby amended.

2. Section 2 amended

(a) by striking out clause (i) and by substituting the following:

“(i) “petitioner” means a person who is

“(i) the owner of at least eighty acres of land and who resides within the area for which the application is made,

“(ii) the tenant of at least eighty acres of land and who resides within the area for which the application is made, or

“(iii) the holder of a homestead lease for land lying within the area for which the application is made and who has held such lease for a period of at least three years;”

(b) as to clause (m), subclause (ii) by adding immediately after the word “hog” the words “or goat”.

3. Section 5, subsection (3) is amended by striking out the words “occupiers of land” and by substituting the word “petitioners”.

4. Schedule 1 is amended

(a) as to Form A by striking out the words “occupiers of land” and by substituting the word “petitioners”,

(b) as to Form B

(i) by striking out the words “occupiers of land” and by substituting the word “petitioners”,

(ii) by striking out the words “the occupier of land within the proposed pound district” and by sub-

5. Subsection (3) of the Fees Under Part III now reads as follows:

"(3) The finder is not entitled to any remuneration for animals where the owner is not known and the animal is disposed of under section 42 of this Act."

Part II relates the amendments to the revision.

stituting the words "petitioners within the meaning of *The Improvement Districts Stray Animals Act*",

- (c) as to Form C by striking out the words "the occupiers of land" and by substituting the word "petitioners".

5. Schedule 2, Fees, is amended by striking out subsection (3) of "Under Part III" and by substituting the following:

"(3) Where the owner is not known and the animal is disposed of under section 42, the finder may file a statement of claim for care and sustenance with the Department, but in no case shall the period of claim exceed ten days nor shall the total claim exceed the net proceeds from the sale of the animal."

PART II

6. *The Improvement Districts Stray Animals Act*, being chapter 151 of the Revised Statutes of Alberta, 1955, is hereby amended.

7. Section 2 is amended

- (a) as to clause (j), subclause (ii) by adding immediately after the word "hog" the words "or goat",
 (b) by striking out clause (k),
 (c) by relettering clause (l) as clause (k),
 (d) by adding immediately after the relettered clause (k) the following new clause:

"(l) "petitioner" means a person who is

"(i) the owner of at least eighty acres of land and who resides within the area for which the application is made,

"(ii) the tenant of at least eighty acres of land and who resides within the area for which the application is made, or

"(iii) the holder of a homestead lease for land lying within the area for which the application is made and who has held such lease for a period of at least three years;"

8. Section 5, subsection (3) is amended by striking out the words "occupiers of land" and by substituting the word "petitioners".

9. Schedule 1 is amended

- (a) as to Form A by striking out the words "occupiers of land" and by substituting the word "petitioners",
 (b) as to Form B

- (i) by striking out the words "occupiers of land" and by substituting the word "petitioners",
- (ii) by striking out the words "the occupier of land within the proposed pound district" and by substituting the words "petitioners within the meaning of *The Improvement Districts Stray Animals Act*",
- (c) as to Form C by striking out the words "the occupiers of land" and by substituting the word "petitioners".

10. Schedule 2, Fees, is amended by striking out subsection (3) of "Under Part III" and by substituting the following:

"(3) Where the owner is not known and the animal is disposed of under section 42, the finder may file a statement of claim for care and sustenance with the Department, but in no case shall the period of claim exceed ten days nor shall the total claim exceed the net proceeds from the sale of the animal."

11. Part I and this section come into force on the day this Act is assented to, and Part II, except this section, comes into force and Part I is repealed on the day the Revised Statutes of Alberta, 1955, come into force.

No. 62

SECOND SESSION
THIRTEENTH LEGISLATURE
4 ELIZABETH II
1956

BILL

An Act to amend The Improvement
Districts Stray Animals Act

Received and read the

First time.....

Second time.....

Third time.....

HON. MR. HALMRAST
