

No. 39

2nd Session, 14th Legislature, Alberta
9 Elizabeth II

BILL 39

A Bill to amend The Innkeepers Act

HON. MR. PATRICK

Explanatory Note

2. Section 1a, clause (b) presently reads:

“1a. In this Act,

.....

“(b) “innkeeper” means a person who is by law responsible for the goods and property of his guests and includes a keeper of a hotel, motel, auto court, cabin or other place or house who holds out that to the extent of his available accommodation he will provide lodging and food to any person who presents himself as a guest, who appears able and willing to pay a reasonable sum for the services and facilities offered and who is in a fit state to be received;”.

It was held in a recent court decision that the keeper of a motel was not an innkeeper as he did not undertake to provide food. This amendment will remove the requirement that a motel keeper has to hold himself out as offering food as well as lodging in order to be considered an innkeeper within the meaning of the Act.

3. A penalty section is added to provide for a fine for causing or permitting a disturbance in an inn.

BILL

No. 39 of 1961

An Act to amend The Innkeepers Act

(Assented to _____, 1961)

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

1. *The Innkeepers Act*, being chapter 148 of the Revised Statutes, is hereby amended.

2. Section 1*a*, clause (b) is amended by striking out the words "and food".

3. The following new section is added immediately after section 9:

10. (1) In this section "disturbance" means a disturbance of the peace and quiet of the occupants of an inn by fighting, screaming, shouting, singing or otherwise causing loud noise.

(2) A person who

(a) causes a disturbance in an inn and, having been requested by the innkeeper or his agent to desist, continues to cause or again causes a disturbance, or

(b) having caused a disturbance, fails to leave the inn forthwith after being requested to do so by the innkeeper or his agent,

is guilty of an offence and liable on summary conviction to a fine of not more than twenty-five dollars and in default of payment to imprisonment for not more than seven days.

(3) An innkeeper or an agent of an innkeeper who

(a) knowing of a disturbance in the inn, fails to request the person causing the disturbance to desist, or

(b) having made such a request and in the case of a continuation or recreation of a disturbance, fails to request the person causing the disturbance to leave the inn forthwith,

is guilty of an offence and liable on summary conviction to a fine of not more than twenty-five dollars and in default of payment to imprisonment for not more than seven days.

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

No. 39

SECOND SESSION

FOURTEENTH LEGISLATURE

9 ELIZABETH II

1961

BILL

An Act to amend The Innkeepers Act

Received and read the

First time.....

Second time.....

Third time.....

HON. MR. PATRICK
