

No. 59

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2nd Session, 15th Legislature, Alberta  
13 Elizabeth II

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## **BILL 59**

A Bill to amend The Summary Convictions Act

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HON. MR. MANNING

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Edmonton, Alberta, 1965

## Explanatory Note

**1.** This Bill amends chapter 325 of the Revised Statutes.

**2.** Section 5a which authorizes traffic ticket summonses is amended to add a reference to The Motor Vehicle Accident Claims Act.

Subsections (1), (3) (c) and (4) presently read:

5a (1) For a contravention of any of the provisions of The Vehicles and Highway Traffic Act, The Public Service Vehicles Act, or any regulation made under either of these Acts, or for a contravention of a municipal by-law regulating traffic, a complaint may be laid and a summons issued by means of a traffic ticket in accordance with this section, instead of the procedure set out in the Criminal Code (Canada) for laying an information and for issuing a summons.

.....

(3) The Lieutenant Governor in Council may make regulations

.....

(c) authorizing the use on a traffic ticket of any word or expression to designate an offence under The Vehicles and Highway Traffic Act, The Public Service Vehicles Act, or any regulation made under either of these Acts, or any municipal by-law regulating traffic, and

.....

(4) The use on a traffic ticket of any word or expression authorized by the regulations to designate an offence under The Vehicles and Highway Traffic Act, The Public Service Vehicles Act, or any regulations made under either of these Acts, or under any municipal by-law, shall be deemed sufficient for all purposes to describe the offence designated by such word or expression.

**3.** Section 12, subsection (1) presently reads:

12. (1) Where a person charged with an offence against a statute of the Province or against a by-law passed under the authority of any such statute is taken into custody either with or without the warrant of a justice and is brought into a police station in a city or town at a time between the hours of five o'clock in the afternoon of the day of his arrest and nine o'clock in the forenoon of the next following day, the police officer or constable in charge of the station, if he thinks the case a proper one may admit the person so charged to bail on that person's entering into a recognizance with or without sureties conditioned for his appearance within three days before a justice at the time and place therein mentioned.

In areas where circuit magistrates are used the present three day periods might at times expire before the magistrate is due.

**4.** Commencement of Act.

# BILL

No. 59 of 1965

An Act to amend The Summary Convictions Act

(Assented to \_\_\_\_\_, 1965)

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

**1.** *The Summary Convictions Act* is hereby amended.

**2.** Section 5a is amended

- (a) as to subsection (1) by adding after the words "any regulation made under either of these Acts," the words "or for a contravention of *The Motor Vehicle Accident Claims Act*,"
- (b) as to subsection (3), clause (c) by adding after the words "any regulation made under either of these Acts," the words "or *The Motor Vehicle Accident Claims Act*,"
- (c) as to subsection (4) by adding after the words "any regulations made under either of these Acts," the words "or under *The Motor Vehicle Accident Claims Act*,".

**3.** Section 12, subsection (1) is amended

- (a) by striking out the words "within three days" and by substituting the words "within fourteen days",
- (b) by striking out the words "city or town" and by substituting the words "city, town or village".

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

No. 59

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SECOND SESSION

FIFTEENTH LEGISLATURE

13 ELIZABETH II

1965

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## **BILL**

An Act to amend The Summary  
Convictions Act

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Received and read the

First time.....

Second time.....

Third time.....

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HON. MR. MANNING

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