

1967 Bill 30

Fifth Session, 15th Legislature, 15 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 30

An Act to amend The Forests Act, 1961

MINISTER OF LANDS AND FORESTS

First time

Second time

Third time

Printed by L. S. Wall, Queen's Printer, Edmonton

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An Act to amend The Forests Act, 1961

(Assented to _____, 1967)

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

1. *The Forests Act, 1961*, is hereby amended.
2. Section 44 is amended by striking out clause (b) and by substituting the following:
 - (b) "forest protection area" means any land in the Province designated by the regulations as a forest protection area;
3. Section 50, subsection (1), section 57, subsection (1), section 65, subsection (1) and section 70, clause (k) are amended by striking out the words "forest area" where they occur therein and by substituting the words "forest protection area".
4. Section 69 is amended by striking out subsection (2) and by substituting the following:
 - (2) A person who is guilty of an offence under this Part is liable upon summary conviction
 - (a) if the offence was committed in any part of the Province not designated as a forest protection area, to a fine of not less than \$25 and not more than \$300 and in default of payment to imprisonment for a term of not more than three months, or to both fine and imprisonment, or
 - (b) if the offence was committed in a forest protection area, to a fine of not less than \$100 and not more than \$1,000 and in default of payment to imprisonment for a term of not more than one year, or to both fine and imprisonment.
5. Section 70 is amended by relettering clause (o) as clause (q) and by adding the following clauses after clause (n):
 - (o) designating any land in the Province as a forest protection area;
 - (p) establishing the boundaries of any land designated pursuant to clause (o);
6. This Act comes into force on the day upon which it is assented to.

Explanatory Notes

1. The purpose of this Bill is to amend The Forests Act, 1961, to empower the Lieutenant Governor in Council to designate any lands in the Province as forest protection areas where more severe penalties may be imposed following convictions for offences committed within them.

2. The definition of "forest area" and the term forest area are dropped and the term "forest protection area" is substituted to indicate the areas of land designated by the regulations.

3. These amendments are required in view of the introduction of the new term "forest protection area".

4. The penalty section in this Part of the Act is amended to provide a more severe penalty where the offence occurred within a forest protection area.

5. These clauses are added to section 70 to empower the Lieutenant Governor in Council to designate lands as forest protection areas and to establish the boundaries of any such areas.