

1978 BILL 219

Fourth Session, 18th Legislature, 27 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 219

AN ACT TO AMEND THE DAIRY BOARD ACT

MR. COOKSON

First Reading -----

Second Reading -----

Committee of the Whole -----

Third Reading -----

Royal Assent -----

Bill 219
Mr. Cookson

BILL 219

1978

AN ACT TO AMEND THE DAIRY BOARD ACT

(Assented to _____, 1978)

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

1. *The Dairy Board Act is amended by this Act.*
2. *The title is struck out and The Dairy and Red Meat Board Act is substituted.*
3. *Alberta Dairy Control Board is struck out wherever it occurs and Alberta Dairy and Red Meat Control Board is substituted.*
4. *Dairy Board is struck out wherever it occurs and Dairy and Red Meat Board is substituted.*
5. *In the following provisions milk is struck out wherever it occurs and milk and red meat is substituted:*
 - section 4*
 - section 11(1)*
 - section 11(2)(c).*
6. *In the following provisions milk is struck out wherever it occurs and milk or red meat is substituted:*
 - section 11(2)(d)*
 - section 11(2)(j)*
 - section 11(2)(m)*
 - section 11(2)(n)*
 - section 11(2)(p)*
 - section 12*
 - section 13*
 - section 16*
 - section 21*

Explanatory Notes

1. This Bill will amend chapter 234 of the Revised Statutes of Alberta 1970.

2. Amends title.

3. Amends name of Board.

4. Amends name of Board.

5. Gives Board responsibilities with respect to red meat.

6. Gives Board responsibilities with respect to red meat.

section 23
section 25
section 27
section 29(1)
section 29(2)(a) to (l).

7. Section 2 is amended

(a) by adding the following after clause (b):

(b.1) “excess red meat” means excess red meat as defined by the regulations; and

(b) by adding the following after clause (c):

(c.1) “red meat” means any carcass or part or cut of a carcass of beef, veal, pork, lamb or mutton but does not include any meat that has been ground, chopped, cooked, re-processed or blended;

8. Section 11(2) is amended by adding the following after clause (a):

(a.1) define “red meat” and “excess red meat” for the purposes of this Act and the regulations;

9. Section 21 is amended by adding label or package after on a container.

10. This Act comes into force on a date to be fixed by Proclamation.

7. Definitions.

8. Regulations.

9. Section 21 presently reads:

21. (1) In a prosecution for an offence under this Act,

- (a) the description of a commodity purporting to be milk on a container or on the cap of a container shall be admitted in evidence as **prima facie** proof of the contents of the container and of the grade or class of milk, and
- (b) an invoice purporting to record the sale of milk shall be admitted in evidence as **prima facie** proof of the sale of the grade or class of milk set out in the invoice at the price and in the quantity specified therein.

(2) In a prosecution for an offence under this Act, if it is shown

- (a) that any container admitted in evidence indicates on the container itself or on the container's cap the measure of its capacity or of its contents, and
- (b) that the container is or was filled or approximately filled at the time or times material to the offence,

it shall be presumed that the measure of the contents of the container is the same as the measure of its capacity or contents so indicated on the container or cap.