

1981 BILL 222

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Third Session, 19th Legislature, 30 Elizabeth II

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THE LEGISLATIVE ASSEMBLY OF ALBERTA

# **BILL 222**

**AN ACT TO AMEND THE ALBERTA EVIDENCE ACT**

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MR. GOGO

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First Reading .....

Second Reading .....

Committee of the Whole .....

Third Reading .....

Royal Assent .....

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Bill 222  
Mr. Gogo

## BILL 222

1981

### AN ACT TO AMEND THE ALBERTA EVIDENCE ACT

(Assented to \_\_\_\_\_, 1981)

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

1 *The Alberta Evidence Act is amended by this Act.*

2 *The following is added after section 35:*

**35.1(1)** Where a person is called as a witness he shall not be required to give evidence as to the existence or subject matter of any communication whether oral, written or otherwise recorded and howsoever delivered or transmitted, between him and a member of the Legislative Assembly, if the subject matter of the communication related to the role of the member as member of the Legislative Assembly.

(2) Where a member of the Legislative Assembly is called as a witness, he shall not be required to give evidence as to the existence or subject matter of any communication whether oral, written or otherwise recorded and howsoever delivered or transmitted, between him and any person, if the subject matter of the communication related to the role of the member as member of the Legislative Assembly.

**35.2(1)** Where a member of the Legislative Assembly is called as a witness and has in his possession a letter written by him or received by him or a copy of it and the subject matter of the letter relates to his role as member of the Legislative Assembly, the letter or copy is privileged and the member shall not be required to produce it or give evidence as to its contents.

(2) Where a person is called as a witness and has in his possession a letter written by him or received by him from a member of the Legislative Assembly or a copy of it and the subject matter of the letter relates to the role of the member as a member of the Legislative Assembly, the letter or copy is privileged and the

## **Explanatory Notes**

**1** This Bill will amend Chapter 127 of The Revised Statutes of Alberta, 1970.

**2** Provides for communications with M.L.A.'s to be privileged.

person shall not be required to produce it or give evidence as to its contents.

(3) In this section “letter” includes a communication which is written or recorded by any means.

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

**3** Coming into force.