

1983 BILL 235

First Session, 20th Legislature, 32 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 235

AN ACT TO AMEND THE ALBERTA EVIDENCE ACT

MR. GOGO

First Reading

Second Reading

Committee of the Whole

Third Reading

Royal Assent

Bill 235
Mr. Gogo

BILL 235

1983

AN ACT TO AMEND THE ALBERTA EVIDENCE ACT

(Assented to _____, 1983)

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

Explanatory Notes

- 1** This Bill will amend Chapter A-21 of the Revised Statutes of Alberta 1980.
- 2** Provides for communications with M.L.A.s to be privileged.

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

In accordance with section 4(1) of the Interpretation Act, this Bill comes into force on the date it receives Royal Assent.