

# BILL

No. 64 of 1913 (Second Session).

An Act respecting Juvenile Courts.

(Assented to

1913.)

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

1. This Act may be cited as "*The Juvenile Courts Act*". Short title

2. In every village of over five hundred inhabitants and Formation of courts in every town and city there shall be a Juvenile Court, and such court shall have jurisdiction over such portions of the province, in addition to the area included within the limits of such village, town or city, as the Lieutenant Governor in Council may from time to time designate.

(2) The Lieutenant Governor in Council may at any time establish a Juvenile Court for any rural municipality, district or portion of the province or for any other village.

3. Juvenile Courts shall be styled "the Juvenile Court of Name of court the (city, town, village, rural municipality or district as the case may be)".

## JUDGES.

4. Commissioners appointed under section 25 of *The Judges Children's Protection Act of Alberta* shall be judges of the Juvenile Courts of the city, town, village, rural municipality or district to which they are appointed.

(2) The following shall be *ex-officio* judges of the Juvenile Courts as hereinafter set out:

- (a) The police magistrate of any city or town of the Juvenile Court of such city or town;
- (b) Every District Court judge of the Juvenile Courts within his judicial district;
- (c) Every Supreme Court judge of the Juvenile Courts of the province;

Provided, however, that judges of the Supreme and District Courts shall not be required to preside at a Juvenile Court unless willing so to do:

Provided further, that in any place where a commissioner When persons other than commissioner may try cases has been appointed under section 25 of *The Children's Protection Act*, no person other than the commissioner shall act as judge of the Juvenile Court of such place, except during the absence or illness of such commissioner or on his written request or the request of the Attorney General or of the Superintendent of Neglected Children.

(3) Any justice of the peace One justice of the peace may act as judge in certain cases of the Attorney General or of the Superintendent of Neglected Children, act as Juvenile Court judge for the trial of any case specified in the said request and shall, while so acting, have all the powers of a Juvenile Court.

## JURISDICTION.

5. Every Juvenile Court hereunder shall be a Juvenile Court within the meaning and for the purposes of *The Juvenile Delinquents Act*, 1908, being chapter 40, 7-8 Edward VII, and shall have all the powers vested in a Juvenile Court under that Act, and shall also have power to try any child charged with an offence against the laws of Alberta and to deal with truants and offences under *The Truancy Act*. <sup>Jurisdiction</sup>

## CLERKS OF JUVENILE COURTS.

6. Every agent of a Children's Aid Society shall be a clerk of the Juvenile Court held at the place where he resides. <sup>Clerks of juvenile courts</sup>

(2) Superintendent of Neglected Children and every inspector appointed under *The Children's Protection Act* shall each be a clerk of all Juvenile Courts.

(3) Any city, town, village, rural municipality or district agreeing to pay for the services of a clerk may, with the approval of the Superintendent of Neglected Children, appoint such clerk.

7. It shall be the duty of the clerk of a Juvenile Court to see that all cases to be heard before the court are properly prepared, to have before the court all papers and documents in such cases, to arrange for the sittings of the court and to preserve order during such sittings. <sup>Duty of clerks</sup>

8. Every clerk shall, at the close of each sitting of the court or at the end of each week as required by the Superintendent of Neglected Children, forward to him on forms supplied for the purpose, a full report of the cases brought before the court, of which he is clerk or at which he acted as clerk, the disposition or order made in each case, the parentage and religion of each delinquent and such other information as may be required. <sup>Clerk to report to superintendent</sup>

(2) No clerk shall disclose or make public the contents of any report or any information therein contained and any clerk disclosing and making public the contents of such report or any portion thereof shall be guilty of an offence and liable on summary conviction to pay a penalty not exceeding twenty dollars. <sup>Penalty for disclosure of contents of report by clerk</sup>

## RECORDS.

9. A book or books, the form of which shall be approved by the Attorney General, shall be kept by the Superintendent of Neglected Children, in which shall be entered the particulars of each case heard before a Juvenile Court, as shown by the reports received from clerks of the said courts. <sup>Record to be kept by superintendent</sup>

## PROBATION OFFICERS.

10. Every agent of a Children's Aid Society shall be a probation officer for juvenile delinquents within the city, town, village, rural municipality or district in which such society is situate, and every inspector under *The Children's Protection Act* shall be a probation officer, with power to act at any point within the province. <sup>Persons who are probation officers</sup>

11. Upon the consent of the Superintendent of Neglected Children and the consent of the person to be appointed, a judge of a Juvenile Court may, in writing, appoint such person a probation officer for the time mentioned in the appointment, and any person so appointed shall be a voluntary probation officer and act without remuneration, unless remuneration has been provided by the city, town, village, rural municipality or district for which he is appointed.

12. Every probation officer shall be under the control of the Superintendent of Neglected Children and shall perform such duties as shall be assigned to him by the said superintendent.

13. Every probation officer, duly appointed as hereinbefore provided, shall, while acting in the discharge of his duties as such probation officer, have all the powers of a peace officer.

14. Every probation officer shall have all the powers of a truant officer under the provisions of *The Truancy Act*.

15. When there is no Children's Aid Society in a city, town, village, rural municipality or district having a Juvenile Court the Superintendent of Neglected Children may, with the approval of the Attorney General, appoint at such place a committee of citizens to be known as the Juvenile Court committee.

16. Any orphan or children's home, with the consent of the trustees or governing body thereof, and every temporary home or shelter under *The Children's Protection Act*, shall be a detention home within the meaning of *The Juvenile Delinquents Act*, in which any child may be held in confinement at the expense of the city, town, village, municipality or district within which the offence, with which the child is charged, was committed.

(2) Subject to the provisions of *The Juvenile Delinquents Act* the Attorney General may declare any place, house, home or institution a detention home within the meaning of that Act and may make regulations for the government and management of such homes in so far as they are used for that purpose.

No. 64

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FIRST SESSION  
THIRD LEGISLATURE

4 GEORGE V  
1913  
(SECOND SESSION)

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BILL

An Act respecting Juvenile Courts.

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Received and read the

First time.....

Second time.....

Third time.....

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HON. MR. CROSS.

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EDMONTON:  
J. W. JEFFERY, Government Printer  
1913