

BILL

No. 14 of 1916.

An Act to amend The Statute Law.

(Assented to _____, 1916.)

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

1. *The Boilers Act*, being chapter 9 of the Statutes of Alberta, 1911-12, is amended as follows:

1. Section 5: By repealing the same and substituting therefor the following:

“5. Every boiler in the province carrying a steam pressure of twenty pounds or more shall be inspected internally and externally or tested by an hydrostatic test in the ratio of one hundred and fifty per cent. of the working pressure, or both, by an inspector at least once every year and at such times as the inspector may see fit.

“(2) Every boiler in the province carrying a steam pressure less than twenty pounds shall be inspected in the manner provided by subsection one hereof at such times as the inspector may see fit.

“(3) No boiler shall be operated at pressures in excess of the safe working pressure stated in the inspection certificate, which pressure is to be ascertained from the regulations.

“(4) In addition to such yearly inspection it shall be the duty of every inspector to inspect, at any time, when in his opinion such examination is necessary, all such boilers within his district as may be reported to him as unsafe, or, as he may have reason to believe have become unsafe from any cause, and to notify the owner of such boiler if a defect is discovered, and of what repairs are necessary.

“(5) If the owner of any boiler proves to the satisfaction of the inspector that his boiler has not been operated since the date of the previous inspection, and is in as good condition as when inspected, the inspector may issue a new inspection certificate without inspecting the boiler and without charging any fee therefor.”

2. *An Act respecting the Alberta and Great Waterways Railway Company*, being chapter 6 of the Statutes of 1913 (Second Session), is amended as follows:

1. Section 5: By striking out the word “two” where it occurs in the fifth line thereof and substituting therefor the word “three”.

3. *An Act to authorize the Guarantee of Certain Securities of the Edmonton, Dunvegan and British Columbia Railway Company*, being chapter 16 of the Statutes of 1911-12 as amended, is amended as follows:

1. Section 8: By striking out the figures “1915” where they occur in the last line thereof and substituting therefor the figures “1916”.

4. *An Act to authorize the Guarantee of Certain Securities of The Canadian Northern Railway Company*, being chapter 14 of the Statutes of 1909 as amended, is amended as follows:

1. Section 7: By striking out the figures "1914" where they occur therein and substituting therefor the figures "1916".

5. *An Act to authorize the Guarantee of Certain Securities of The Canadian Northern Western Railway Company*, being chapter 19 of the Statutes of 1911-12, is amended as follows:

1. Section 7: By striking out the figures "1915" in the last line thereof and substituting therefor the figures "1916".

6. *An Act respecting the Guarantee of Certain Securities of The Canadian Northern Western Railway Company*, being chapter 20 of the Statutes of 1915, is amended as follows:

1. Section 6: By striking out the figures "1915" where they occur in the last line thereof and substituting therefor the figures "1916".

7. *The Pool Room Act*, being chapter 24 of the Statutes of 1911-12, is amended as follows:

1. Section 3: By adding thereto the following:

"Nor shall any proprietor or owner suffer or permit any such person, unaccompanied by his or her parent or guardian, to frequent, remain or loiter in his pool room."

8. *An Ordinance respecting Hire Receipts and Conditional Sales of Goods*, being chapter 44 of The Consolidated Ordinances of the Territories, 1898, is amended as follows:

1. Section 2: By adding thereto the following as subsection 4 thereof:

"(4) Any such agreement, proviso, or condition as is mentioned in section 1 of this Act shall cease to have effect and the property or right of possession therein mentioned shall be deemed to have passed to the purchaser or bailee after the expiration of two years from the filing of such writing unless within thirty days next preceding the expiration of the said two years a statement of the amount still due for principal and interest on said sale or bailment and of all payments made on account thereof is registered in the office of the registration clerk of the registration district where the property is then situate, with an affidavit of the vendor or bailor or of one of several vendors or bailors or of the assignee or of one of several assignees or of their assigns or of the agent of the vendor or bailor or vendors or bailors duly authorized for that purpose, as the case may be, stating that such statements are true and that the said sale or bailment writing was not kept on foot for any fraudulent purpose or to defeat, delay or prejudice the creditors of the purchaser or bailee, which statement and affidavit shall be regarded as one instrument."

9. *An Ordinance respecting the Devolution of Estates*, being chapter 13 of the Ordinances of 1901, is amended as follows:

1. By adding thereto after section 1 thereof the following new section as section 1a:

“1a. Where a man dies intestate leaving a widow, then in case one child only has been born to the intestate, either by the wife living at his death or by any former wife, one half of the property of such intestate shall belong to such widow provided that prior to his death she has not left him and lived in adultery after leaving him, and the other half to such child if living or to the legal representatives of such child if deceased.

“(2) This section shall apply to the property of any person who died before the date of its coming into force in case no portion of the estate of such person has been distributed.”

10. *The Legislative Assembly Act*, being chapter 2 of the Statutes of 1909, is amended as follows:

1. Section 53, subsection 2: By striking out the word “third” where it first appears in the fourth line thereof and substituting therefor the word “fourth”.

11. *The Alberta Pharmaceutical Association Act*, being chapter 38 of the Statutes of 1910 (Second Session), is amended by adding after section 34 thereof the following new section as section 34a:

“34a. Nothing in this Act shall apply to the sale by any person duly appointed for that purpose by resolution of a ‘local union’ of the United Farmers of Alberta, or by resolution of the council of a rural municipality, of strychnine or other poison for the destruction of gophers to a member of such ‘local union’ or to a resident of such rural municipality, provided such poison is sold in packages distinctly labeled with the name of the article and the word ‘poison,’ and, provided further that the seller shall make an entry in a book to be kept for that purpose, stating the date of the sale, the name and address of the purchaser, the name and quantity of the article sold and the purpose for which it was stated by the purchaser to be required, to which entry the signature of the purchaser shall be affixed.”

12. *The Co-operative Associations Act*, being chapter 12 of the Statutes of 1913, is amended as follows:

1. Section 4: By inserting after the word “may” in the seventh line thereof the following:

“At a public meeting held in the locality in which it is proposed to carry on business of which at least two weeks’ notice shall have been given in a newspaper published or circulating in such locality by publication of a notice therein, signed by each of such persons, declaring an intention to apply for incorporation, as hereinafter provided, the object for which incorporation is sought, and naming the place and time of such meeting.”

13. *The Alberta Insurance Act*, being chapter 8 of the Statutes of 1915, is amended as follows:

1. Section 17: (a) By repealing subsection 1 thereof and substituting therefor the following:

“(1) Every agent shall pay to the superintendent for the use of the province for each certificate of authority or renewal thereof:

“1. To undertake all classes of insurance except life insurance:

“In cities	\$25.00
“In towns	7.00
“In other places	3.00

"2. To undertake insurance anywhere in the province..... 3.00

"3. To undertake anywhere in the province all classes of insurance except fire or life insurance.. 3.00"

(b) By adding thereto the following as subsection 4 thereof:

"(4) The fee payable for any certificate issued between the thirty-first day of August in any year and the fifteenth day of February in the year following, shall be such proportion of the annual fee as the Lieutenant Governor in Council shall by order determine."

2. Section 76, subsection 1: By striking out the word "injured" in the sixth line thereof and substituting therefor the word "insured".

14. *The Treasury Department Act*, being chapter 5 of the Statutes of 1906, is amended as follows:

1. Section 66: By repealing same and substituting therefor the following:

"**66.** The cheques shall be prepared in the Treasury Department and signed by the Treasurer or Acting Treasurer or Deputy Treasurer or any officer or clerk appointed thereunto by the Treasurer or Acting Treasurer and countersigned by the Auditor or some officer or clerk appointed thereunto by the Auditor; and such cheques shall be entered in the books of the audit office; and it shall be the duty of the Auditor with an official of the Treasury Department, not later than the tenth day of each month, to examine the cheque books of that department for the calendar month previous, comparing expenditure with his own appropriation books."

15. *The Land Titles Act*, being chapter 24 of the Statutes of 1906, is amended as follows:

1. Section 52: By adding thereto the following as subsection 2 thereof:

"(2) Where a transferee declines to register any such transfer the transferor or the mortgagee may by originating notice call upon the transferee or such other person or persons as the judge may direct to show cause why the same should not be registered, and upon the return thereof the judge may order the registration of the said transfer within a time named or make such further or other order and on such terms as to costs and otherwise as to him shall seem meet."

2. Section 62: By adding thereto the following:

"Provided, however, that where proceedings in respect of any mortgage or encumbrance have already been or hereafter shall have been commenced under the provisions of the next following section, no proceedings under this section for the enforcement of the covenant for payment shall be commenced or if commenced shall be continued until the remedies provided by the next following section are exhausted."

16. *The Private Ditches Act*, being chapter 6 of the Statutes of 1913 (Second Session), is hereby amended by adding thereto the following section:

"**40.** No person shall interrupt, molest or hinder any engineer appointed under the Act in the discharge of his duties hereunder, nor shall any person obstruct or interfere

with any ditch constructed or in process of construction under this Act, and any person violating any of the provisions of this section shall be liable on summary conviction thereof to a penalty not exceeding one hundred dollars and costs and in default of payment thereof forthwith to imprisonment for a term not exceeding two months."

17. *The Companies Ordinance*, being chapter 20 of the Ordinances of 1901 as amended, is amended as follows:

1. Section 5: By striking out the words "except hail insurance" where they appear therein.

18. *The Children's Protection Act of Alberta*, being chapter 12 of the Statutes of 1909, is amended as follows:

1. Section 5: (a) By striking out the figures "10,000" in the second line of subsection 1 thereof and substituting therefor the figures "5,000".

(b) By striking out the figures "10,000" in the first line of subsection 5 thereof and substituting therefor the figures "5,000".

19. *An Act respecting Seed Grain, Fodder and Other Relief*, being chapter 14 of the Statutes of 1915, is hereby amended by adding thereto the following sections:

"**14.** The expression 'Minister' wherever used in this Act shall be taken and construed to include the Minister or Acting Minister or Deputy Minister of the Interior of the Dominion of Canada, or any person authorized or empowered in writing by the said Minister to act for him in the premises.

"**15.** The said Act shall be read and construed as if the above section 14 had originally been part thereof."

20. *The Workmen's Compensation Act*, being chapter 12 of the Statutes of 1908, is amended as follows:

1. Section 3, subsection 4: By striking out the words "within the time hereinafter in this Act limited for taking proceedings" where they appear in the first and second lines thereof and by inserting after the word "choose" in the eighth line thereof the words "and if it appears to the court that at the date of the commencement of the action the plaintiff was not precluded from taking proceedings for the recovery, under this Act, of compensation".

21. *The Mechanics' Lien Act*, being chapter 21 of the Statutes of 1906, is amended as follows:

1. Section 35, subsection 1: By striking out the word "sixty" in the fourth and tenth lines thereof and by substituting therefor in each case the word "thirty".

No. 14.

FOURTH SESSION
THIRD LEGISLATURE
6 GEORGE V
1916

BILL

An Act to amend The Statute Law.

Received and read the .

First time

Second time

Third time

HON. MR. CROSS.

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