

BILL No. 19 OF 1925.

A BILL RESPECTING THE SALE OF COAL.

NOTE.

This Bill puts into statutory form regulations made under *The Coal Sales Act*, being chapter 31 of the Statutes of Alberta, 1923.

The Bill requires that all Alberta coal shall have a registered trade name and that Alberta coal shall only be advertised or sold under such name.

It further requires that all documents referring to coal shall state the area or district from which the coal comes, and the size of the coal, and gives powers of inspection and other powers for the purpose of ascertaining whether coal is being sold or shipped under a correct description.

WALTER S. SCOTT,
Legislative Counsel.

(This note does not form any part of the Bill and is offered merely as a partial explanation of some of its provisions.)

BILL

No. 19 of 1925.

An Act respecting the Sale of Coal.

(Assented to _____, 1925.)

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

SHORT TITLE.

- 1.** This Act may be cited as "*The Coal Sales Act, 1925.*"

INTERPRETATION.

- 2.** In this Act, unless the context otherwise requires,—
 - (a) "Coal" shall include coke;
 - (b) "Manager" shall mean the manager certificated under the provisions of *The Mines Act* and, if there is no such manager, the overman, and where there is no manager or overman, the person having the control and supervision of the mine;
 - (c) "Operator" shall mean any person or body corporate who operates a mine and is the immediate proprietor, lessee or occupier thereof, and also any contractor for the working of any mine or part thereof.
- 3.** The operator of every coal mine in Alberta shall register a trade name for the coal mined therefrom in the office of the Chief Inspector of Mines, and all coal shall be both sold and shipped thereunder.
- 4.** No coal produced in Alberta shall be advertised or sold except under its registered trade name.
- 5.** Every manager of any coal mine in Alberta shall state in every invoice and shipping bill relating to shipments of coal from such mine, the following particulars:
 - (a) the name and the post office address of the mine from which the coal was produced and the registered trade name of the coal;
 - (b) the coal area in which the mine is situated;
 - (c) the size of the coal shipped.

6. Every dealer whether wholesale or retail selling coal produced in Alberta shall state upon every bill, weigh-ticket or invoice relating to sales of such coal, the following particulars:

- (a) the name and post office address of the mine from which such coal was produced and the registered trade name of the coal;
 - (b) the coal area in which the mine is situated;
 - (c) the size of the coal—
- and every such dealer selling coal produced elsewhere than in Alberta shall similarly state—
- (d) the name of the country, province or state in which it was produced;
 - (e) the name and the post office address of the mine from which it was produced;
 - (f) the name of the coal (if any);
 - (g) the size of the coal.

7. For the purpose of the two preceding sections, the Province is hereby divided into the coal areas set out in schedule A hereto.

8.—(1) Every dealer, whether wholesale or retail, selling coal produced in Alberta shall keep a record in his office of—

- (a) the amount of coal purchased by him from every mine in Alberta or from places outside Alberta;
- (b) the amount of the sales of coal so purchased.

(2) Such record shall be classified under the registered trade name of the coal (if any) and shall show the size of the coal and the persons to whom such sales were made.

(3) Such record shall be at all reasonable times open to the inspection of any inspector appointed under the provisions of this Act.

9. An inspector at the point of shipment of any coal shall have power to inspect any invoice or other document relating to coal shipped or about to be shipped, and also to inspect such coal, and if such coal does not conform with the information contained in any such document, or it contains an excess amount of slack or other impurities, he may stamp a statement to that effect upon the face of any such document.

10.—(1) An inspector shall also have power to inspect any invoice or other document relating to the sale of coal whether in the possession of a dealer, either wholesale or retail, or a consumer, and any coal in the possession of any such person, for the purpose of ascertaining whether the coal conforms with the information contained in the invoice or other document, or whether the coal contains an excess amount of slack or other impurities, or whether the document bears the stamped statement of any inspector.

(2) If an inspector finds that any such coal does not conform with the information contained in any such document he may take possession of the said document and retain the same.

11.—(1) Any person who fails to make any of the statements upon any document hereinbefore required of him, or makes any false statement in any such document, or substitutes any other document for any document upon which any statement has been stamped by an inspector under the provisions of this Act, or otherwise infringes any provisions of this Act, shall be liable upon summary conviction to a fine not exceeding five hundred dollars for each offence or imprisonment for a period not exceeding six months or to both fine and imprisonment.

(2) Where an offence against this Act is committed by a corporation, the official having the general charge of the business thereof at the place where any act was omitted or committed in contravention of the provisions of this Act, shall be personally liable to the penalties prescribed for any such omission or commission, but nothing in this section shall relieve the corporation or the person who actually committed the offence from liability therefor.

12. The Lieutenant Governor in Council may—

- (a) add to or subtract from the number of coal areas into which the Province is divided by this Act;
- (b) appoint inspectors for the purposes of this Act;
- (c) classify and grade coal;
- (d) prescribe fees for any services or work performed under the provisions of this Act;
- (e) make such regulations as may be necessary or convenient to ensure the sale and shipment of coal in accordance with this Act.

13. This Act shall come into force on the day of 19

SCHEDULE A.

Ardley	Gleichen	Pincher
Big Valley	Halcourt	Prairie Creek
Brooks	Highwood	Redcliff
Brule	Lethbridge	Rochester
Camrose	Magrath	Saunders
Carbon	Milk River	Sexsmith
Cascade	Morley	Sheerness
Castor	Mountain Park	Smoky River
Champion	Nordegg	Steveville
Clearwater	Old Man	Taber
Coalspur	Pakan	Tofield
Crow's Nest	Pakowki	Wainwright
Drumheller	Panther	Wetaskiwin
Edmonton	Pekisko	Whitecourt
Empress	Pembina	

As set out in a map displayed in the office of the Chief Inspector of Mines and approved of by the Lieutenant Governor in Council.

No. 19.

FIFTH SESSION
FIFTH LEGISLATURE
15 GEORGE V
1925

BILL

An Act respecting the Sale of Coal.

Received and read the

First time.....

Second time.....

Third time.....

HON. MR. GREENFIELD.

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J. W. JEFFERY, KING'S PRINTER
A.D. 1925