

BILL

No. 54 of 1928.

An Act to amend The Railway Act.

(Assented to _____, 1928.)

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

1. This Act may be cited as "*The Railway Act Amendment Act, 1928.*"

2. *The Railway Act*, being chapter 48 of the Revised Statutes of Alberta, 1922, is amended by adding thereto as section 125a, immediately after section 125 thereof, the following:

"GOVERNMENT RAILWAYS.

"125a.—(1) The provisions of this Act, relating to the location of lines of railway, the making and filing of plans and profiles, other than highway and railway crossing plans, and the taking and using of lands, and all other provisions of this Act inconsistent with this section, shall not apply to any railway owned by the Government or to any railway company, the undertaking of which is controlled, or the line of which is operated by the Government (hereinafter called 'a controlled railway').

"(2) Sections 15 to 26 of *The Public Works Act*, and sections 81 to 85 inclusive of *The Land Titles Act*, shall apply to the acquisition of lands by the Government or any controlled railway in lieu of the provisions of this Act, and as if—

"(a) references therein to the Minister and Department of Public Works were, in the case of a Government railway, references to the Minister and Department of Railways and Telephones, or in the case of a controlled railway, to the General Manager, or other chief executive, and the chief office thereof respectively;

"(b) references to the Chief Engineer and any engineer or surveyor mentioned therein were references to any duly qualified engineer or surveyor appointed by the Minister of Railways and Telephones, or the controlled railway, as the case may be;

- “(c) references therein to the vesting of land in or issue of title to His Majesty or the Crown, were references to the Crown or the controlled railway, as the case may be; and
- “(d) references to land required for public works or to roads were references to land required for railway purposes.”

3. The deposit of any plan in the Land Titles office before the passing of this section shall be a sufficient compliance with the provisions of section 18 of *The Public Works Act*.

4. Section 225a of the said Act is struck out and the following substituted therefor:

“225a. Every person not connected with the railway or employed by the company, who trespasses upon the yard or tracks, except where the same is laid across or along a highway, or upon any other property of the company shall be liable on summary conviction to a penalty not exceeding ten dollars.”

5. This Act shall come into force on.....

No. 54.

SECOND SESSION
SIXTH LEGISLATURE
18 GEORGE V
1928

B I L L

An Act to amend The Railway Act.

Received and read the

First time.....

Second time.....

Third time.....

HON. MR. SMITH.

EDMONTON:
W. D. McLEAN, ACTING KING'S PRINTER
A.D. 1928