

BILL

No. 42 of 1932.

An Act to ratify a certain Agreement between the Government of the Dominion of Canada and the Government of the Province of Alberta for Policing the Province.

(Assented to , 1932.)

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

1. The Agreement, dated the 23rd day of January, A.D. 1932, made between the Government of the Dominion of Canada, represented therein by the Honourable Hugh Guthrie, Minister of Justice, of the First Part, and the Government of the Province of Alberta, represented therein by the Honourable John Farquhar Lymburn, Attorney General of Alberta, of the Second Part, and set forth in the schedule to this Act, is hereby approved, ratified and confirmed.

2. This Act shall come into force on the day upon which it is assented to.

SCHEDULE

MEMORANDUM OF AGREEMENT, made this 23rd day of January, A.D. 1932, between :

THE GOVERNMENT OF THE DOMINION OF CANADA, represented herein by the Honourable Hugh Guthrie, Minister of Justice,

OF THE FIRST PART,

and

THE GOVERNMENT OF THE PROVINCE OF ALBERTA, represented herein by the Honourable John Farquhar Lymburn, Attorney General of Alberta,

OF THE SECOND PART.

WHEREAS by section 5 of *The Royal Canadian Mounted Police Act*, being chapter 160 of the Revised Statutes of Canada, 1927, and amendments thereto, the Governor in Council is empowered to enter into arrangements with the Government of any Province of Canada for the use or employment of the Royal Canadian Mounted Police Force, or any portion thereof, in aiding the administration of justice in such Province, and in carrying into effect the laws of the Legislature thereof, upon such terms and conditions as may be agreed upon;

AND WHEREAS it has been agreed between the Government of the Dominion and the Government of the Province of Alberta, that the policing of the Province of Alberta, presently carried on by the Alberta Provincial Police, shall be undertaken by the Royal Canadian Mounted Police, on the terms and conditions hereinafter set forth :

NOW THEREFORE THIS AGREEMENT WITNESSETH :

(1) The Royal Canadian Mounted Police shall be and remain a Dominion Force, and shall be entirely under the control of the Dominion Government, except as provided in the immediately succeeding paragraph.

(2) As and from the first day of April, 1932, the Royal Canadian Mounted Police shall undertake the duties of policing the Province of Alberta, and shall perform all the duties and services presently undertaken and performed by the Alberta Provincial Police and any additional duties that would, in the ordinary course of events be allotted to the Provincial Police Force, in accordance with the wishes and under the direction of the Attorney General of the Province of Alberta, in the same manner and to the same extent as if the Alberta Provincial Police were still in existence and carrying on the duties heretofore assigned to them.

(3) The Alberta Provincial Police shall be disbanded as at the said first day of April, 1932.

(4) The term of this agreement shall be from the 1st day of April, 1932, to the 31st day of May, 1935, and unless either of the parties shall have given to the other one year's notice in writing of its intention to terminate the agreement

prior to the said 31st day of May, 1935, this agreement shall continue in full force and effect until terminated by either party giving to the other one year's written notice of its intention to terminate the agreement, the period of notice to run from the date of delivery thereof to the other party.

(5) The Government of the Province of Alberta shall pay to the Dominion Government in each year of this agreement the sum of one hundred and seventy-five thousand dollars (\$175,000.00) by semi-annual instalments on the 1st day of April and the 1st day of October in each year beginning the 1st semi-annual instalment on the 1st day of October, 1932.

(6) In addition to the said yearly sum, the Government of the Province shall pay to the Dominion Government, as the agreed-on cost of transportation and maintenance of prisoners by the Royal Canadian Mounted Police, the yearly sum of fifty thousand dollars, this sum to be payable by equal semi-annual payments on the 1st day of April and the 1st day of October in each year during the term of this agreement, the first of said semi-annual payments to be payable on the 1st day of October, 1932.

(7) All fines, costs and fees of every description imposed or collectible in connection with the administration of justice in the Province and the enforcement of all Statutes and regulations shall be paid to the Government of the Province, excepting only such costs and fees as are otherwise disposed of by the Criminal Code of Canada or any other Federal Statute.

(8) There shall be provided and maintained at all times by the Government of the Dominion, in the Province of Alberta, for the purposes of this agreement, a force of at least two hundred and twenty (220) men, including all ranks.

(9) The Royal Canadian Mounted Police shall take over into that Force all Officers and men presently on the strength of the Alberta Provincial Police who are in good standing and physically fit to carry on the duties hereby undertaken by the Royal Canadian Mounted Police, and a list of the Officers and men so taken over, together with the particulars of their services shall be made out as soon as practicable and such list shall be identified by the signatures of the Commissioner of the Royal Canadian Mounted Police and the Acting Commissioner of the Alberta Provincial Police.

(a) The restrictions of the Royal Canadian Mounted Police Regulations as to age limit and marriage shall not be operative to exclude any member of the Alberta Provincial Police from admission to the Royal Canadian Mounted Police, but when once a member of the Alberta Provincial Police has been taken on the strength of the Royal Canadian Mounted Police, he will come under the provisions of the Royal Canadian Mounted Police Act and Regulations.

(10) All Officers and men who are taken over from the Alberta Provincial Police shall be granted such seniority in the Royal Canadian Mounted Police as may be mutually

agreed upon, and credit shall be given for any former service in the Royal Canadian Mounted Police and in the Alberta Provincial Police.

(11) The headquarters of the Royal Canadian Mounted Police in the Province of Alberta shall be at Edmonton or such other point as may from time to time be agreed upon between the Commissioner of the Royal Canadian Mounted Police and the Attorney General of the Province.

(12) The Assistant Commissioner of the Royal Canadian Mounted Police in Alberta shall, in carrying out this agreement, act under the direction of the Attorney General of the Province, without reference to the senior Officers of the Force at Ottawa, except where Federal Statutes or Federal Police duties are concerned, the object being to avoid delay and to ensure prompt decision being given within the Province.

(13) In places in the Province where the Government of the Dominion presently owns suitable quarters, these quarters shall continue to be occupied by the Royal Canadian Mounted Police. In places where the Dominion Government leases the quarters occupied by the Force and the Provincial Government owns quarters at such point, the quarters owned by the Provincial Government shall be used by the Force if such quarters are satisfactory to the Government of the Dominion. In places where the Government of the Dominion and the Government of the Province have both leased quarters, the Government of the Dominion will surrender its lease and take over the quarters leased by the Provincial Government, if such quarters are suitable to the Government of the Dominion.

(14) All arms, equipment, furnishings and supplies of every description of the Alberta Provincial Police shall be taken over by the Government of the Dominion at a price to be mutually agreed upon, and the agreed-on price shall be payable in three equal, annual instalments on the first day of October in each successive year beginning the first payment on the first day of October, 1932.

(15) Every Officer and man taken over from the Alberta Provincial Police, who makes payment to the Dominion Government of the amount fixed by the Commissioner of the Royal Canadian Mounted Police as the sum required to place him in good standing under the pension provisions of *The Royal Canadian Mounted Police Act*, shall thereafter be entitled to credit for pension purposes for all service performed prior to the commencement of this agreement in either the Royal Canadian Mounted Police or the Alberta Provincial Police.

(16) In the event of any Officer or man taken over from the Alberta Provincial Police not making payment to the Dominion Government of the sum required to place him in good standing under the provisions of *The Royal Canadian Mounted Police Act*, such Officer or man shall only be entitled to credit for pension purposes for such service as may be performed by him subsequent to the said first day of

April, 1932, except that any Officer or man having prior Royal Canadian Mounted Police service shall be entitled to credit for same.

(17) In the event of the services of any Officer or man of the Alberta Provincial Police taken over by the Royal Canadian Mounted Police under this agreement being for any reason terminated before such Officer or man becomes pensionable, he shall be entitled to a refund of such part of any sum paid by him under section 15 of this agreement as the Commissioner of the Royal Canadian Mounted Police may consider fair and equitable in all the circumstances of the case, and as the Government of Canada may approve.

IN WITNESS WHEREOF the Honourable Hugh Guthrie, the Minister of Justice, has hereunto set his hand on behalf of the Dominion of Canada, and the Honourable John Farquhar Lymburn, Attorney General of the Province of Alberta, has hereunto set his hand on behalf of the Province of Alberta.

SIGNED on behalf of the Government of Canada by the Honourable Hugh Guthrie, Minister of Jus- tice, in the presence of "J. H. MACBRIEN"	}	"H. GUTHRIE"
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SIGNED on behalf of the Province of Alberta by the Honourable John Farquhar Lymburn, Attorney General of the Province of Alberta, in the presence of "J. H. MACBRIEN"	}	"J. F. LYMBURN"
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SECOND SESSION
SEVENTH LEGISLATURE

22 GEORGE V

1932

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between the Government of the Do-
minion of Canada and the Govern-
ment of the Province of Alberta for
Policing the Province.

Received and read the

First time.....

Second time.....

Third time.....

HON. MR. LYMBURN.

EDMONTON:
W. D. McLEAN, KING'S PRINTER
1932