

Bill No. 9 of 1933.

A BILL TO AMEND THE FIRE PREVENTION ACT.

NOTE.

Section 2 of the Bill provides a definition of the word "owner."

Section 3 of the Bill eliminates the provision for the payment of a fee of fifty cents for reports by a local assistant of the fire commissioner.

Section 4 of the Bill makes more specific the powers of the fire commissioner in dealing with buildings which are subject to an order made under section 20, where default is made in compliance with such order by the owner or occupant of the property affected.

R. ANDREW SMITH,
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. 9 of 1933.

An Act to amend The Fire Prevention Act.

(Assented to _____, 1933.)

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 Fire Prevention Act Amendment Act, 1933.*"

2. *The Fire Prevention Act*, being chapter 34 of the Statutes of Alberta, 1926, is hereby amended as to section 2 thereof by striking out clause (b) thereof and by substituting therefor the following:

"(b) 'Owner' shall mean the person who is registered as the owner of any property under the provisions of *The Land Titles Act*;

"(c) 'Regulations' shall mean the regulations made under the authority of this Act."

3. The said Act is further amended as to section 11 thereof by striking out subsection (5) thereof.

4. The said Act is further amended as to section 21 thereof by striking out subsections (3) and (4) thereof and by substituting therefor the following:

"(3) In case there is no occupier of any building, premises or structure in respect of which an order is made and the owner is absent from the Province or his whereabouts within the Province are unknown, or in case the owner and occupier, or either of them, makes default in complying with the order within the time mentioned therein, the fire commissioner or any person or persons authorized by him in writing and his or their workmen may enter into and upon the premises and carry out the order, and in such case the fire commissioner may cause any building materials upon the premises which are saleable to be sold at such price and in such manner as he may deem proper, and shall apply the proceeds realized by any such sale as aforesaid against the costs actually and necessarily incurred in carrying out the order, and shall pay the surplus, if any, to the owner of the property.

"(4) In case the costs actually and necessarily incurred in carrying out the order are in excess of any sums realized by the sale of any building materials upon the premises, the fire commissioner shall certify the amount of the said costs

together with the amount, if any, received by him on account of the proceeds of sale of any building materials to the treasurer or secretary-treasurer of the municipality within which the land on which the building, premises or structure is situated, and such person shall forthwith pay the amount to the fire commissioner from the ordinary revenue of the municipality, and such amount shall thereupon form a special lien on the land in favour of the municipality, and shall for all purposes be deemed to be taxes imposed and assessed thereon, and delinquent under the provisions of the proper municipal Act as from the date of the payment, and all the provisions of that Act shall apply to the collection and recovery thereof."

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

No. 9.

THIRD SESSION
SEVENTH LEGISLATURE
23 GEORGE V
1933

B I L L

An Act to amend The Fire Prevention Act.

Received and read the

First time.....

Second time.....

Third time.....

HON. MR. REID

EDMONTON:
W. D. McLEAN, KING'S PRINTER
1933