

Bill No. 31 of 1935.

A BILL TO AMEND THE GAME ACT, 1932.

NOTE.

Section 2 of the Bill prohibits hunting on enclosed land without the consent of the owner; and provides that a person shall be deemed to have that consent unless he is notified by the owner to the contrary or unless the owner keeps affixed upon the land "No Shooting" notices in the manner set out in the section.

The amendment made by section 3 is necessitated by recent amendments to the Criminal Code.

Section 4 amends section 59 providing for the licensing of dealers in skins and pelts, by prohibiting any dealing in skins or pelts by unlicensed persons.

Section 5 gives the same evidential value to a brand under *The Brand Act* as to a mark registered under *The Game Act*, with reference to the ownership of any animal or bird which is wild by nature, under section 72.

Section 8 confers upon the Minister the right to cancel any license or permit issued under the Act to any person convicted of any offence thereunder.

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. 31 of 1935.

An Act to amend The Game Act, 1932.

(Assented to _____, 1935.)

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 Game Act, 1932, amendment Act, 1935.*"

2. *The Game Act, 1932*, being chapter 27 of the Statutes of Alberta, 1932, is hereby amended as to section 19 thereof by striking out the same and by substituting therefor the following:

"19.—(1) No person shall at any time hunt, trap, take, shoot at, wound or kill any big game, fur-bearing animal, fur-producing animal or game bird or any other animal or bird which is wild by nature which is upon or over any enclosed land without the consent of the owner thereof, nor shall he, without such consent, allow any dog he is using for hunting purposes to enter upon any enclosed land.

"(2) A person shall be deemed to have the consent of the owner of enclosed land to hunt thereon unless—

"(a) he is notified by the owner to the contrary; or

"(b) the owner of any enclosed land keeps affixed notices bearing the words 'No Shooting' in legible letters not less than three inches in height at or within ten yards of the corner of each parcel of land owned by him, which is a quarter-section or less, except corners which are not upon the outside boundary of his land, and in case a boundary of any parcel of land consists of a lake or stream, at or within ten yards of each point where that boundary intersects any other boundary of the parcel.

"(3) No person shall—

"(a) without authority put up or cause to be put up any such notice on any land of which he is not the owner; or

"(b) tear down, remove, injure, deface or interfere with any such notice which has been lawfully affixed or set up.

"(4) For the purpose of this section, the expression 'owner' means and includes every person being the owner of an interest in any land entitling him to the possession thereof, but shall not include the holder of a timber license or a timber permit."

3. The said Act is further amended as to section 44 thereof by striking out the same.

4. The said Act is further amended as to section 49 thereof by striking out the same.

5. The said Act is further amended as to section 59 thereof by striking out the words "No person shall carry on any business for the purpose of disposing of or dealing in the skins or pelts of fur-producing animals," where the same occur therein, and by substituting therefor the words "No person shall buy, sell, deal or traffic in the skins or pelts of fur-producing animals".

6. The said Act is further amended as to section 60 thereof by striking out the words and figures "Class II—Issuable only to a resident authorizing the person named therein to carry on the business of a travelling fur dealer; and", where the same occur therein, and by substituting therefor the words and figures "Class II—Issuable only to a person resident in the Province authorizing that person to carry on the business of a travelling fur dealer in that part of the Province lying to the north of Township 69; and".

7. The said Act is further amended as to section 72 thereof by striking out the words "a registered mark pursuant to this Act", where the same occur therein, and by substituting therefor the words "a registered mark pursuant to this Act or a brand pursuant to any of the provisions of *The Brand Act*".

8. The said Act is further amended by inserting therein, immediately after section 74 thereof, the following new section:

"74a. Upon it being made to appear to the Minister that any person who is for the time being the holder of any license or permit issued pursuant to this Act or to any regulation has been convicted for contravening any of the provisions of this Act or the regulations, the Minister may in his discretion by writing under his hand cancel that person's license or permit, as the case may be, and upon so doing shall cause notice in writing of the cancellation to be sent by mail to the holder of the permit or license so cancelled in a duly prepaid cover addressed to that person's last known address, and upon the expiration of the second day after the day upon which the notice is so sent by mail, the license or permit therein referred to shall cease to have any force or effect whatsoever."

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

No. 31.

FIFTH SESSION
SEVENTH LEGISLATURE
25 GEORGE V.
1935

B I L L

An Act to amend The Game Act, 1932.

Received and read the

First time

Second time

Third time

HON. MR. GRISDALE.

EDMONTON:
W. D. MCLEAN, KING'S PRINTER
1935