

Bill No. 46 of 1935.

A BILL TO AMEND THE PUBLIC WORKS ACT.

NOTE.

The effect of this Bill is to confer upon the Minister the power to expropriate land required for the purpose of a private road.

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. 46 of 1935.

An Act to amend The Public Works Act.

(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 Public Works Act Amendment Act, 1935.*"

2. *The Public Works Act*, being chapter 44 of the Revised Statutes of Alberta, 1922, is hereby amended as to section 44 thereof by striking out the same and by substituting therefor the following:

"**44.**—(1) If any one or more persons petition the Minister for the provision of a road through any land and the Minister is of the opinion that such road may reasonably be provided for the convenience and benefit of such person or persons but that such road is not required in the interests of the public generally, the Minister may require such person or persons to deposit with the Provincial Treasurer such sum as the Minister considers sufficient to cover the cost of providing the road and paying compensation in connection therewith.

"(2) For the purpose of acquiring any land necessary for the provision of any such road, the Minister shall have the same powers of expropriation of land as are conferred upon him by this Act for the purpose of acquiring land required for a public work, and all the provisions of sections 15 to 26 inclusive shall be applicable thereto.

"(3) In case the road asked for in the petition is provided or in case any other road is provided which in the opinion of the Minister will be substantially of equal convenience and benefit to the petitioners, the sum so deposited shall be applicable towards the expenses incurred by the Minister in providing the road and for any compensation payable in connection therewith, and the surplus thereof, if any, shall be repaid to the persons depositing the same."

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

No. 46.

FIFTH SESSION
SEVENTH LEGISLATURE
25 GEORGE V
1935

BILL

An Act to amend The Public Works
Act.

Received and read the

First time.....

Second time.....

Third time.....

HON. MR. McLELLAN

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