

Bill No. 64 of 1936.

A BILL TO AMEND THE SALE OF GOODS ACT.

NOTE.

The amendment made by this Bill makes the rule of the common law which invalidates agreements for the sale of goods containing a stipulation that the same shall not be sold at less than a stipulated price no longer applicable in the case of contracts relating to standardized commodities sold in fair and open competition with other commodities of a similar class.

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. 64 of 1936.

An Act to amend The Sale of Goods Act.

(Assented to _____, 1936.)

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 Sale of Goods Act Amendment Act, 1936.*"

2. *The Sale of Goods Act*, being chapter 146 of the Revised Statutes of Alberta, 1922, is hereby amended by inserting therein, immediately after section 17 thereof, the following new section:

"**17a.**—(1) No contract relating to the sale or resale of a commodity which bears, or the label or content of which bears, the trade-mark, brand or name of the producer or owner of such commodity and which is in fair and open competition with commodities of the same general class produced by others shall be deemed in violation of any law of the Province by reason of any of the following provisions which may be contained in such contract,—

"(a) that the buyer will not resell such commodity except at the price stipulated by the vendor;

"(b) that the buyer shall require any person to whom he sells the commodity to agree that he will not in turn resell the same except at the price stipulated in the contract;

"(c) that the vendor of the commodity shall not sell such commodity to any other person except at the price stipulated in the contract.

"(2) This section shall apply to any contract or agreement entered into pursuant to the provisions of this Act between producers and wholesalers, and between wholesalers and retailers, or between producers, wholesalers and retailers of any commodity."

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

No. 64.

FIRST SESSION
EIGHTH LEGISLATURE
1 EDWARD VIII
1936

BILL

An Act to amend The Sale of Goods
Act.

Received and read the

First time

Second time

Third time.....

HON. MR. HUGILL.

EDMONTON:
A. Shnitka, King's Printer
1936