

BILL

No. 6 of 1937 (Third Session)

An Act to amend The Pipe Line Act.

(Assented to _____, 1937.)

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 Pipe Line Act Amendment Act, 1937 (Third Session)*."

2. *The Pipe Line Act*, being chapter 62 of the Statutes of Alberta, 1925, is hereby amended by inserting therein immediately after section 8 the following new section:

"*Sa.*—(1) The Board of Public Utility Commissioners may from time to time by order, declare that any company named in such order which owns, controls or operates any pipe line, shall be a common purchaser of petroleum or gas as the case may be, and either by the same order or by a subsequent order may require that such company shall purchase all the petroleum or gas in the vicinity of or which may be reasonably reached by its pipe line or gathering branches, without discrimination in favour of one producer or one company as against another, and/or that such company shall purchase and transport petroleum or gas from each company and producer rateably in proportion to the average daily production, and/or that such company shall not discriminate in price or amount for like grades of petroleum or gas or in facilities as between producers or companies; and in case the company is also a producer may require that such company shall not discriminate in favour of its own production or storage, or any production or storage in which it may be interested directly or indirectly, in whole or in part, and that the production and storage of such company shall be treated in the same way as the production and storage of any other company.

"(2) The said Board may from time to time by order, declare that any company named in such order shall be a common carrier, and thereupon the company so declared to be a common carrier shall not allow or be guilty of any unjust or unlawful discrimination directly or indirectly in favour of the carriage, transportation or delivery of any crude, stock or storage oil, or any product thereof or of any gas in its possession or control or in which it may be interested directly or indirectly.

“(3) In the event of there being any conflict between the terms of any stipulation made pursuant to section 8 and the terms of any order made under this section, the terms of the order shall prevail.”

3. The said Act is further amended as to section 9 thereof,—

- (a) by striking out the words “The Lieutenant Governor in Council may make regulations” where the same occur in subsection (1) and by substituting therefor the words “The Board of Public Utility Commissioners may make regulations or orders”;
- (b) by striking out paragraph (o) thereof;
- (c) by striking out the words “the Lieutenant Governor in Council” where the same occur in subsection (2) and by substituting therefor the words “the Board of Public Utility Commissioners”;

4. The said Act is further amended by inserting therein immediately after section 9 the following new section :

“**9a.**—(1) Every person who contravenes the terms of any stipulation made by the Board under section 8 of this Act or any of the provisions of any order made by the Board pursuant to section 8a of this Act or any provision of this Act or any order or regulation made pursuant to this Act, shall be guilty of an offence and shall be liable upon summary conviction therefor to a fine which in the case of a corporation shall not exceed one thousand dollars for a single offence or one hundred dollars a day for a continuing offence, and in the case of a natural person shall not exceed one hundred dollars for a single offence or twenty dollars a day for a continuing offence, together with costs in every case.

“(2) The Board of Public Utility Commissioners, with the approval of the Lieutenant Governor in Council, may prescribe that the penalty for the breach of any specified stipulation, order or regulation, shall be any sum not in excess of the sums set out in subsection (1) of this section.”

5. The said Act is further amended as to section 10 by striking out the same and by substituting therefor the following :

“**10.**—(1) All orders and regulations made by the Board pursuant to any of the provisions of this Act, shall be laid upon the table of the Legislative Assembly within fourteen days after the commencement of the Session held next after the making of such orders or regulations.

“(2) All such orders and regulations shall take effect upon the making thereof or upon such later date as may be

fixed for that purpose and when made shall, unless and until disallowed by the Legislative Assembly at the Session thereof held next after the making of the same, have the same force and effect as if they had been enacted as a part of this Act.”

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

FIFTH SESSION
EIGHTH LEGISLATURE

1 GEORGE VI

1937

(THIRD SESSION)

BILL

An Act to amend The Pipe Line Act.

Received and read the

First time.....

Second time.....

Third time.....

HON. MR. FALLOW.

EDMONTON:
A. Shnitka, King's Printer
1937