

Bill No. 31 of 1938.

A BILL TO AMEND THE DAIRYMEN'S ACT.

NOTE.

The amendments made by this Bill provide for the licensing of concentrated milk plants and for the appointment by the Minister of advisory boards consisting of a chairman and not more than two other members, when requested so to do by the Minister, to inquire into any application for the granting or renewal of any license in respect of a creamery or a cheese factory.

The Minister is empowered, in cases which he has referred to an advisory board upon the recommendation of that board and in other cases where he thinks fit, to refuse any application for the granting or renewal of any license or permit. Upon being satisfied that any place in respect of which a license has been issued has ceased to conform to the requirements of the Act or that the business conducted thereon is not operated in conformity with provisions of the Act, the Minister may in his uncontrolled discretion cancel or suspend any such license.

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 1938.

An Act to amend The Dairymen's Act.

(Assented to _____, 1938.)

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 Dairymen's Act Amendment Act, 1938.*"

2. *The Dairymen's Act*, being chapter 162 of the Revised Statutes of Alberta, 1922, is hereby amended as to section 2 by inserting therein immediately after paragraph (b) of subsection (1) thereof the following new paragraph:

"(bb) 'Concentrated Milk Plant' means a place at which milk is dehydrated or condensed or evaporated or powdered or converted into casein;"

3. The said Act is further amended by inserting therein immediately after section 42 the following new section:

"**42a.** All the provisions of sections 27 to 42, both inclusive, shall apply *mutatis mutandis* to concentrated milk plants as if the same had been expressly named therein."

4. The said Act is further amended as to section 43,—

(a) by striking out subsection (1) thereof and by substituting therefor the following:

"**43.**—(1) No person shall operate any creamery or cheese factory or concentrated milk plant or act as the grader or tester of milk or cream unless and until he has obtained from the Minister a license so to do.";

(b) by adding at the end thereof the following new subsections:

"(9) The Minister may from time to time appoint advisory boards each consisting of a chairman and not more than two other members, which shall when requested so to do by the Minister, inquire into any application for the granting or renewal of any license in respect of a creamery or a cheese factory, or the propriety or otherwise of suspending or cancelling any license in respect of a creamery or a cheese factory and shall report its recommendations in writing to the Minister; and the

persons so appointed shall hold office during the pleasure of the Minister and shall receive such expenses as may be approved by the Minister and shall not receive any remuneration for their services; and for the purpose of making any such inquiry every advisory board shall have all the powers of taking evidence on oath and compelling the attendance of witnesses and the production of documents which are or may be conferred upon commissioners appointed under *The Public Inquiries Act*.

“(10) The Minister may in cases which he has referred to an advisory board, upon the recommendation of that board and in other cases when he thinks fit, refuse any application for the granting or renewal of any license or permit, and may upon being satisfied by the report of the Dairy Commissioner or an Inspector or otherwise, that any place in respect of which a license has been issued has ceased to conform to any of the requirements of this Act or of any regulations made pursuant thereto, or that the business conducted thereon is not operated in conformity with the provisions of this Act or by the regulations therein, and in any such event the Minister may in his uncontrolled discretion either cancel the license or suspend the same until such time as the Minister is satisfied that the place does conform to the said requirements and that adequate measures have been taken for the future operation of the business in such a way as to comply with the provisions of this Act and of the regulations.”

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

No. 31

SIXTH SESSION
EIGHTH LEGISLATURE

1 GEORGE VI
1938

BILL

An Act to amend The Dairymen's
Act.

Received and read the

First time.....

Second time.....

Third time.....

HON. MR. MULLEN.

EDMONTON:
A. Shnitka, King's Printer
1938