

BILL

No. 90 of 1939.

An Act to Amend The Public Service Vehicles Act.

(Assented to _____, 1939.)

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 Service Vehicles Act Amendment Act, 1939.*"

2. *The Public Service Vehicles Act*, being chapter 91 of the Statutes of Alberta, 1936, is hereby amended as to section 2,—

(a) by striking out paragraph (c) and by substituting therefor the following:

"(c) 'Commercial vehicle' means any truck or trailer except,—

"(i) any truck or trailer or semitrailer which is a public service vehicle; and

"(ii) any truck or trailer or semitrailer or any truck or trailer or semitrailer of any class or classes which the Board after an examination of the circumstances certifies in any year is not to be regulated as a commercial vehicle in that year;

and includes any motor vehicle from which sales are made of any goods, wares, merchandise or commodity, and any motor vehicle by means of which delivery is made of any goods, wares, merchandise or commodity to any purchaser or consignee thereof.";

(b) by adding at the end of paragraph (j) the following:

"and also includes any motor vehicle which is used for the purpose of collecting cream, milk or dairy products whether or not the same is so used for compensation".

3. The said Act is further amended as to section 22 by adding at the end thereof the following new subsection:

"(3) The Board may in its discretion suspend either for a specified period or indefinitely or may cancel any certificate and any special permit issued pursuant to any of

the provisions of this Act upon being satisfied that the person to whom such certificate or permit has been issued, either by himself or by his agents or employees has contravened any of the provisions of *The Fuel Oil Licensing Act* or of any regulations made in pursuance of that Act."

4. The said Act is further amended as to section 29 by adding at the end thereof the following new subsection:

"(4) No person who for the time being has the control of or is in charge of a public service vehicle used for passenger traffic shall allow any person other than a duly licensed chauffeur to operate such vehicle except in cases of emergency when the moving of the vehicle is necessary for the safety of such vehicle or the public."

5. The said Act is further amended as to section 42 by striking out the same and by substituting therefor the following:

"**42.**—(1) The Board may, with the approval of the Lieutenant Governor in Council, from time to time by order prescribe the fees and other sums payable to the Board pursuant to any of the provisions of this Act.

"(2) Every such order shall be published in *The Alberta Gazette*, and shall take effect upon the date of such publication or at such later date as may be named therein for that purpose."

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

EIGHTH SESSION
EIGHTH LEGISLATURE

3 GEORGE VI

1939

BILL

An Act to Amend The Public Service
Vehicles Act.

Received and read the

First time.....

Second time.....

Third time.....

HON. MR. FALLOW.

EDMONTON:
A. Shnitka, King's Printer
1939