

BILL

No. 27 of 1940.

An Act to amend The Provincial Lands Act, 1939.

(Assented to _____, 1940.)

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 Provincial Lands Act, 1939, Amendment Act, 1940.*"

2. *The Provincial Lands Act, 1939*, being chapter 10 of the Statutes of Alberta, 1939, is hereby amended as to Section 3, by striking out the words "or any lands vested in the Minister of Municipal Affairs by reason of any statute for the recovery of taxes", where they occur therein, and substituting therefor the words "or any lands title to which is held by the Minister of Municipal Affairs by reason of any statute for the recovery of taxes".

3. The said Act is further amended as to Section 46, by striking out the words "at the rate of four per cent per annum, which interest shall be paid with each instalment on the balance thereof from time to time remaining unpaid" and substituting therefor the words "as prescribed by Section 84 of this Act".

4. The said Act is further amended as to section 60, by striking out subsection (3) thereof.

5. The said Act is further amended as to section 63 thereof, by adding thereto a new subsection (4), as follows:

"(4) Owners and operators of trucks, conveying over any public road or highway, outside of incorporated cities or towns, any product of the forest, either cut or manufactured in the Province, shall in addition to any requirement of *The Public Service Vehicles Act*, have on his person each trip an invoice in duplicate obtained from the vendor describing in detail the material being conveyed, the name and address of the vendor, his certification thereon as to the land on which the material was cut and the authority for such cutting. One copy of the invoice shall be retained by the operator or owner of the truck for a period of at least six months, and the other copy shall be handed to the purchaser."

6. The said Act is further amended as to section 84,—

(a) by striking out subsection (2) thereof and substituting therefor the following:

“(2) If any money payable under any sale, lease, license or permit is not paid within one month from the date on which it became due, the same shall bear interest at the rate of five per cent per annum from the due date.”

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

“(3) On, from and after the first day of April, 1940, simple interest shall be credited yearly to the account of any licensee or permittee upon money paid into the Department as a cash deposit in respect to any licensed timber berth or permit berth granted under the authority of this Act, at the prevailing rate of bank interest on savings deposits, from the date upon which such money is received in the Department until it is credited against the indebtedness of the licensee or permittee, or refunded to the licensee or permittee, as the case may be.”

7. The said Act is further amended as to section 93, by striking out the same and substituting therefor the following;

“**93.** Copies or photostatic copies of any records, documents, plans, books or papers belonging to or deposited in the Department of Lands and Mines, attested under the signature of the Minister, Director of Lands, or any chief clerk or officer thereunto authorized by the Minister, and of plans or documents in any Provincial Lands Office in Alberta, attested as aforesaid or under the signature of the officer in charge of the office, shall be competent evidence in all cases in which the original documents, books, plans, or papers would be evidence.”

8. The said Act is further amended as to section 103, by striking out the same and by substituting therefor the following:

“**103.** If any successful applicant fails to execute the lease in the prescribed manner, and return the same to the Department within ninety days from the date of same, he shall forfeit his deposit and all other moneys paid by him in respect of the land applied for, and all right to the lease of the lands.”

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

NINTH SESSION
EIGHTH LEGISLATURE

4 GEORGE VI

1940

BILL

An Act to amend The Provincial
Lands Act, 1939.

Received and read the

First time.....

Second time.....

Third time.....

HON. MR. TANNER.

EDMONTON:
A. Shnitka, King's Printer
1940