

Bill No. 87 of 1941.

A BILL RESPECTING THE GRADING AND SALE OF  
VEGETABLES WITHIN THE PROVINCE  
OF ALBERTA

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NOTE.

This Bill introduces a new Act which is to be known as *The Vegetable Sales (Alberta) Act*. Its purpose is to enable the grading and inspection of potatoes grown in the Province of Alberta. The Lieutenant Governor in Council has wide powers with regard to such grading and inspection and can also make regulations regarding the transportation, advertising and sale of such potatoes.

The Dominion Government and many of the provinces have a *Vegetable Sales Act* to which this Bill is somewhat analogous.

It is worded generally so that its provisions may be extended from time to time to other vegetables as the need for such extension arises.

W. S. GRAY,  
*Acting Legislative Counsel.*

*(This note does not form any part of the Bill but is offered in explanation of its provisions.)*

# BILL

No. 87 of 1941.

An Act Respecting the Grading and Sale of Vegetables  
Within the Province of Alberta.

(Assented to \_\_\_\_\_, 1941.)

**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 Vegetable Sales (Alberta) Act*."

**2.** In this Act unless the context otherwise requires,—

- (a) "Grade" means any grade established pursuant to the provisions of this Act or the Regulations;
- (b) "Inspector" means Inspector appointed under this Act;
- (c) "Minister" means the Minister of Agriculture;
- (d) "Vegetable" means potatoes grown in the Province of Alberta and any other plant grown in the Province of Alberta which may from time to time be designated as a vegetable by the Lieutenant Governor in Council;
- (e) "Regulations" means the regulations made by the Lieutenant Governor in Council under this Act.

**3.** The Lieutenant Governor in Council may from time to time make regulations,—

- (a) classifying and establishing grades for any vegetable;
- (b) providing for the inspection, grading, packaging, packing, marking, shipping, advertising and selling of vegetables within the Province of Alberta, and prescribing the packages and containers which may be used;
- (c) requiring the registration and licensing of brokers, commission agents, dealers and packers and of persons assembling vegetables and vegetable products;
- (d) prescribing fees for such registration and licensing, and fees for the inspection of vegetables and vegetable products;
- (e) prescribing the powers and duties of inspectors;
- (f) prescribing when and where any regulations shall be in force;

(g) generally for the better carrying out of the provisions and purposes of this Act.

4. The Minister may appoint such persons as he may deem proper as inspectors whose duty it shall be to enforce the provisions of this Act.

5. Any inspector may at all reasonable times for the purpose of enforcing any provisions of the Act or the Regulations,—

- (a) enter any place or premises other than a dwelling house, or any carriage, car, truck or other vehicle used or being used for the conveyance of vegetables or which the inspector believes has been or is being so used;
- (b) require to be produced for inspection or for the purposes of obtaining copies thereof or extracts therefrom any books, shipping bills, bills of lading, sales records, or other records or papers;
- (c) inspect any vegetables which are being transported by vehicle and require the driver of any vehicle which the inspector believes to be carrying vegetables, to stop for the purpose of inspection;
- (d) detain any vegetables for the time necessary to complete his inspection or otherwise;
- (e) at the expense of the producer, packer or owner take samples of vegetables wherever or whenever he may deem necessary.

6. Any vegetables detained by any inspector under this Act or the Regulations shall at all times be at the risk and expense of the owner, but the inspector shall immediately notify the owner or person having possession of the vegetables by prepaid telegram, letter or otherwise that such vegetables are being detained in storage or otherwise, as the case may be.

7. No person shall obstruct any inspector or refuse to permit any vegetables to be inspected, or give to any inspector a false name or address or other false information.

8. Every person who,—

- (a) transports, packs, advertises, sells, offers or has in his possession for sale, any vegetable which in any respect does not comply with the provisions of this Act or the Regulations, except as may by regulation be permitted for manufacturing or processing purposes;
- (b) represents any vegetables to be of a certain grade, variety or class unless such vegetables have been so graded or classed in accordance with the regulations;

- (c) misrepresents the grade, variety or class of any vegetable;
- (d) sells, offers for sale, or has in his possession for sale any vegetable in any package or container of which the faced or shown surface falsely represents the contents, or any package or container which is not properly filled;
- (e) violates any provisions of this Act or the Regulations,—

shall be guilty of an offence and liable on summary conviction to a fine of not more than one hundred dollars, and in default of payment to imprisonment for a term not exceeding thirty days.

**9.** A certificate of the appointment of any inspector purporting to be signed by the Minister or Deputy Minister shall without proof of the signature or official position of the person signing the certificate be *prima facie* evidence of the appointment of such inspector.

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

FIRST SESSION  
NINTH LEGISLATURE  
5 GEORGE VI  
1941

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**BILL**

An Act respecting the Grading and  
Sale of Vegetables Within the  
Province of Alberta.

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Received and read the

First time.....

Second time.....

Third time.....

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HON. MR. MACMILLAN.

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A. Shultka, King's Printer  
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