

Bill No. 22 of 1942.

A BILL TO AMEND THE SEXUAL STERILIZATION
ACT.

NOTE.

The amendment to section 2 authorizes the Minister of Health to appoint a temporary member of the Board where a member is unavoidably absent. As all decisions of the Board must be unanimous, delays frequently occur owing to the inability of a member to attend. The amendment will, to a great extent, obviate such delays in the future. The new sections added to this Act extend the jurisdiction of the Board to cases not now covered but which may in the opinion of the Board require treatment similar to those already covered.

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. 22 of 1942.

An Act to amend The Sexual Sterilization Act Amendment Act, 1942.

(Assented to _____, 1942.)

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 Sexual Sterilization Act Amendment Act, 1942.*"

2. *The Sexual Sterilization Act*, being chapter 37 of the Statutes of Alberta, 1928, is hereby amended as to section 3 by adding thereto the following new subsection:

"(3) In case of the illness or unavoidable absence of any member of the Board, the Minister may nominate some other person as a temporary member of the Board, who shall, during the illness or absence of such member, have and may exercise all the powers of the member in whose place he is appointed:

"Provided, however, that any expense incurred by reason of such a temporary appointment shall be borne by the member of the Board whose absence makes it necessary."

3. The said Act is further amended by adding immediately after section 6 the following new sections:

"**6a.** If upon the examination of any person who is suffering from,—

"(a) neurosyphilis with deterioration not amounting to psychosis and is not responsive to treatment, or

"(b) epilepsy with psychosis or mental deterioration,—
the Board is in either case unanimously of the opinion that the exercise of the powers of procreation would result in the transmission to the progeny of any such person of a mental disability or deficiency or that the exercise of the power of procreation by any such person would involve the risk of mental injury either to him or his progeny, the Board may with his consent direct in writing such surgical operation for his sexual sterilization, as may be specified in the written direction and shall appoint some competent surgeon to perform the operation.

"**6b.** If upon the examination of any person who is suffering from Huntington's Chorea the Board is unanimously of the opinion that the exercise of the powers of procreation

would result in the transmission to the progeny of any such person of a mental disability or deficiency or that the exercise of the powers of procreation by any such person would involve the risk of mental injury either to him or his progeny, the Board may, with his consent, direct in writing such surgical operation for his sexual sterilization as may be specified in the written direction and shall appoint some competent surgeon to perform the operation:

“Provided, however, that the Board may, notwithstanding the provisions of section 5, make a direction as aforesaid with respect to any such person suffering from Huntington’s Chorea without his or her consent if he or she is a psychotic person.”

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

SECOND SESSION
NINTH LEGISLATURE
6 GEORGE VI
1942

BILL

An Act to amend The Sexual
Sterilization Act.

Received and read the

First time

Second time.....

Third time.....

HON. DR. CROSS.

EDMONTON:
A. Shnitka, King's Printer
1942