

Bill No. 25 of 1942.

A BILL RESPECTING PETTY TRESPASS.

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NOTE.

This Bill introduces a new Act.

It prohibits trespass on private property by any person after that person has been requested not to enter or come upon the said property.

Procedure for enforcement and penalties for infraction are provided.

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. 25 of 1942.

An Act respecting Petty Trespass.

(Assented to \_\_\_\_\_, 1942.)

**H**IS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Alberta, enacts as follows:

## SHORT TITLE.

1. This Act may be cited as "*The Petty Trespass Act.*"

## PENALTIES AND PROSECUTIONS.

2. Any person who unlawfully enters into, comes upon, or passes through, or in any way trespasses, upon any land or premises whatsoever being the property of another and being wholly enclosed, or upon or through which he has been requested by the owner, tenant or occupier not to enter, come or pass, shall be guilty of an offence and liable on summary conviction before a police magistrate to a penalty not exceeding twenty-five dollars for any such offence, whether any damage has or has not been occasioned thereby; but nothing herein contained shall extend to any case where the party trespassing acted under a fair and reasonable supposition that he had a right to do the act complained of or to any case within the meaning of section 540 of *The Criminal Code*.

3. Any person found committing a trespass as aforesaid may be apprehended without a warrant by any peace officer, or by the owner of the property on which it is committed, or his servant, or any person authorized by him, and be forthwith taken to the nearest police magistrate, to be dealt with according to law.

4. Nothing in this Act contained shall authorize any police magistrate to hear and determine any case of trespass in which the title to land, or any interest therein or accruing thereupon, is called in question or affected in any manner howsoever, but every such case of trespass shall be dealt with according to law, in the same manner in all respects as if this Act had not been passed.

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

SECOND SESSION  
NINTH LEGISLATURE  
6 GEORGE VI  
1942

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**BILL**  
An Act respecting Petty Trespass.

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Received and read the

First time .....

Second time .....

Third time .....

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HON. MR. ABERHART.

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EDMONTON:  
A. Shnitka, King's Printer  
1942