

Bill No. 47 of 1942.

A BILL TO AMEND THE ALBERTA MARKETING
ACT.

NOTE.

The amendments to this Act are for the purpose of extending the powers of the Provincial Marketing Board and other Boards to enable them with the approval of the Lieutenant Governor in Council to create branches or agencies to assist in the operations of the Board and to acquire and hold real and personal property and to dispose of the same.

It also empowers the Lieutenant Governor in Council to create corporations as wholly owned subsidiaries of a Board for the purpose of carrying on operational functions as separate and distinct from the regulatory functions of the Boards.

Section 20 of the Bill authorizes the Provincial Treasurer with the approval of the Lieutenant Governor in Council to make advances to corporations organized on the application of the Provincial Board, not to exceed at any one time the sum of \$100,000.

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. 47 of 1942.

An Act to amend The Alberta Marketing Act.

(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 Alberta Marketing Act Amendment Act, 1942.*"

2. *The Alberta Marketing Act*, being chapter 3 of the Statutes of Alberta, 1939, is hereby amended as to section 6 by adding after paragraph (a) thereof the following new paragraphs:

"(aa) to create or appoint branches or agencies of the Board to exercise within the Province any power or function which under the provisions of this Act is or may be conferred on a Board;

"(aaa) to acquire by purchase or otherwise, any real or personal property for the purpose of carrying on the functions of the Board, and to dispose of the same as the Board may deem advisable."

3. The Act is further amended as to section 10 by adding at the end of subsection (2) thereof the following new subsection:

"(3) With the approval of the Lieutenant Governor in Council, the Provincial Board is empowered to acquire by purchase or otherwise any real or personal property, and to sell, lease, or otherwise dispose of such property on such terms and conditions as it may deem advisable."

4. The Act is further amended by adding immediately after Part II thereof the following new Part:

"PART III.

"MARKETING CORPORATIONS.

"**17.** Upon the application of the Provincial Marketing Board or any Board constituted pursuant to the provisions of Part I hereof, the Lieutenant Governor in Council may constitute a corporation or corporations, with the following objects:

"(a) To buy and sell and deal in any goods, wares, merchandise and natural products, or any of them whatsoever, either by wholesale or by retail or both by wholesale and retail, and to act as a broker, factor or agent for any person

in the acquisition or disposition of any goods, wares, merchandise or natural products, and for that purpose to do and transact all acts and things which a natural person engaged in a general mercantile business has the capacity or the power to transact;

“(b) To engage in any or all of the following businesses, namely; manufacturing, producing, processing, handling or distributing of any goods, wares, merchandise, or natural products, and incidentally thereto to acquire by purchase or otherwise any land or any other property required by the corporation for the purpose of or incidental to any such business and to do and to transact all acts and things which a natural person engaged in any such business has the capacity or the power to transact.

“18. The corporation so formed shall be a wholly owned subsidiary of the Board upon whose application the Lieutenant Governor in Council has formed the said corporation.

“19. The Lieutenant Governor in Council in the order constituting the said corporation may provide for,—

“(a) the membership in the said corporation and the rights, duties and powers of its members, and of the corporation;

“(b) the method of holding and the procedure at meetings of the corporation;

“(c) fixing the salaries of the officers, directors or members of the corporation;

“(d) the election of officers and the rights, powers, duties and functions of the officer of a corporation;

“(e) the dissolution of the corporation;

“(f) the keeping of full and accurate books and records of the business and affairs of the corporation and an annual audit by the Provincial Auditor of the books of the corporation;

“(g) all such other matters and things as are incidental or conducive to and consequential upon the attainment of the objects of the corporation as may be expedient or necessary;

and may make regulations respecting any of the aforesaid matters.

“20. For the purpose of financing the business of a corporation constituted as a wholly owned subsidiary of the Provincial Marketing Board pursuant to this Part, the Provincial Treasurer is hereby authorized with the approval of the Lieutenant Governor in Council to make advances out of the General Revenue Fund of the Province of such sums as may be from time to time required for the purpose of the establishment, organization and operation of any corporation so constituted, and for the purpose of defraying any expenditure or liability incurred in respect of the business of the corporation, provided that the total amount of advances outstanding at any one time to corporations constituted as aforesaid, shall not exceed at any one time the sum of \$100,000.

“21. If it is made to appear to the satisfaction of the Lieutenant Governor in Council at any time that any corporation formed as a subsidiary of the Provincial Marketing Board under this Part, has on hand a cash surplus which is not required for financing the business or operation of the corporation, the Lieutenant Governor in Council may order that the cash surplus or any part thereof be paid into and form part of the General Revenue Fund.”

5. The Act is further amended by renumbering Part III as Part IV, and by renumbering the sections contained in Part IV accordingly.

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

No. 47.

SECOND SESSION
NINTH LEGISLATURE
6 GEORGE VI
1942

BILL

An Act to amend The Alberta
Marketing Act.

Received and read the

First time

Second time.....

Third time.....

HON. MR. MANNING.

EDMONTON:
A. Shnitka, King's Printer
1942