

Bill No. 11 of 1943.

A BILL TO ENACT THE SETTING OF POISON ACT.

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NOTE.

This Act repeals *The Laying of Poison Act*, being chapter 200 of the Revised Statutes of Alberta, 1922, and incorporates under section 3 of this Act the provisions of section 5 of *The Laying of Poison Act*.

Section 4 provides for the distribution of poison for the purpose of exterminating crows and magpies under the safeguards set up under the Act.

Section 5 provides a prohibition against any person setting out poison in the Province except as set out in the Act.

Section 6 is the penalty clause.

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. 11 of 1943.

An Act respecting Poisons.

(Assented to \_\_\_\_\_, 1943.)

**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 Setting of Poison Act.*"

## INTERPRETATION.

2. "Poison" shall include the poisons set out in Schedule 1 of *The Alberta Pharmaceutical Association Act*, being chapter 288 of the Revised Statutes of Alberta, 1942.

## GENERAL PROVISIONS.

3.—(1) A person may set out poison upon his own premises provided the poison is mixed with grease and placed in a hole or hollow, in a piece of timber or other material, or is placed in a vessel.

(2) Notwithstanding the provisions of subsection (1), any person may set out poisoned grain in reasonable quantities and of reasonable strength for the destruction of gophers, either upon his own premises or upon any road allowance or highway, and may enter upon any unoccupied lands adjoining his premises, and set out poisoned grain on such lands for the destruction of gophers thereon.

4.—(1) Notwithstanding the other provisions of this Act or of *The Alberta Pharmaceutical Association Act*, being chapter 288 of the Revised Statutes of Alberta, 1942, the Fish and Game Commissioner of the Department of Lands and Mines of the Province of Alberta may distribute or arrange for the distribution of poison to be set out in any part of the Province for the purpose of exterminating crows and magpies, provided,—

- (a) the poison shall be distributed in containers or packages labelled "poison" and the compound or mixture shall be manufactured and distributed in conformity with the provisions of *The Agricultural Pests Control Act*, being chapter 5 of the Revised Statutes of Canada, 1927;

- (b) the Commissioner shall designate the area or areas in the Province within which the poison is to be distributed and shall issue specific directions as to the use of the poison and the manner in which the poison is to be set out therein;
  - (c) the Commissioner shall direct that the setting out of the poison in each designated area shall be under the supervision and direction of some adult person living in the area to be named by the Commissioner.
- (2) No person shall set out poison under the provisions of this section unless he has fully complied with the directions of the Commissioner and the provisions of subsection (1) hereof.

**5.** Except as herein otherwise provided no person shall set out poison in the Province.

**6.** Every person who contravenes any of the provisions of this Act shall be guilty of an offence and liable on summary conviction to a fine of not more than one hundred dollars and costs, or in default to imprisonment for a term not exceeding three months.

**7.** *The Laying of Poison Act*, being chapter 200 of the Revised Statutes of Alberta, 1922, is hereby repealed.

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

No. 11.

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THIRD SESSION  
NINTH LEGISLATURE

7 GEORGE VI

1943

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**BILL**

A Bill to enact The Setting of  
Poison Act.

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Received and read the

First time .....

Second time.....

Third time.....

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HON. MR. TANNER.

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EDMONTON:  
A. Shnitka, King's Printer  
1943