

Bill No. 41 of 1943.

A BILL TO AMEND THE PUBLIC SERVICE
VEHICLES ACT.

NOTE.

Section 1 of the Bill, which enacts a new section 35, extends the power of the Highway Traffic Board to exempt public service vehicles from the necessity of being equipped with a liquid fire extinguisher. Formerly this exemption was limited to the vehicles used exclusively for transporting certain commodities. The amendment removes this limitation and also enables the Board to exempt classes of vehicles as well as individual vehicles.

The new section 38, enacted by section 2 of the Bill, enables the Board to exempt classes of public service vehicles from the requirement as to being equipped with one extra serviceable tire. The provision in subsection (2) of the new section 38 is new.

The change made by section 3 of the Bill, amending section 65 of the Act, is to abolish the minimum fine of ten dollars for the first offence against provisions of the Act for which no penalty is elsewhere provided. Most of these offences are trivial and the change will give a magistrate discretion to impose a fine of less than ten dollars if the circumstances warrant.

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. 41 of 1943.

An Act to amend The Public Service Vehicles Act.

(Assented to _____, 1943.)

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

1. *The Public Service Vehicles Act*, being chapter 276 of the Revised Statutes of Alberta, 1942, is hereby amended as to section 35 thereof by striking out the same and substituting therefor the following:

“**35.** Every public service vehicle, except any public service vehicle trailer or except any public service vehicle or any class or classes of public service vehicles which may be exempted by the Board, shall be equipped with a liquid fire extinguisher of a design or type approved by the Board, and such extinguisher shall at all times be kept in a satisfactory operative condition.”

2. The said Act is further amended as to section 38 thereof by striking out the same and substituting therefor the following:

“**38.**—(1) Every public service vehicle, except any public service vehicle or except any class or classes of public service vehicles which may be exempted by the Board, shall be equipped with at least one extra serviceable tire and the equipment necessary for changing and inflating tires.

“(2) Every public service vehicle when being operated on an earth road shall be equipped with tire chains.”

3. The said Act is further amended as to section 65 by striking out the words “Every person who violates any of the provisions of this Act or the regulations or orders made hereunder for which no other penalty is provided shall be guilty of an offence and liable on summary conviction for a first offence to a fine of not less than ten dollars and not exceeding twenty dollars”, where the same occur in subsection (2) thereof, and substituting therefor the following: “Every person who violates any of the provisions of this Act or the regulations or orders made hereunder for which no other penalty is provided, shall be guilty of an offence and liable on summary conviction for a first offence to a fine of not more than ten dollars”.

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

No. 41.

THIRD SESSION
NINTH LEGISLATURE

7 GEORGE VI

1943

BILL

An Act to amend The Public Service
Vehicles Act.

Received and read the

First time.....

Second time.....

Third time.....

HON. MR. FALLOW.

EDMONTON:
A. Shnitka, King's Printer
1943