

Bill No. 15 of 1944.

A BILL TO AMEND THE DAIRYMEN'S ACT

NOTE.

This Bill makes a number of minor amendments to *The Dairymen's Act*, chapter 258 of the Revised Statutes of Alberta, 1942.

"Process cheese plants" as defined in section 1 of the Bill, are brought within the scope of the Act, and a number of the amendments are made simply to effect that purpose.

The amendments to sections 29 and 30 of the Act made by sections 3 and 4 of the Bill are intended to make it clear that the use of the Babcock test for the purposes mentioned is compulsory. The amendment makes the statutory provision agree with the present practice.

Section 5 of the Bill strikes out the words "or cream" from section 31 of the Act dealing with a composite test to determine the percentage of butterfat. This test is not used with respect to cream; therefore the words "or cream" are to be struck out.

Section 6 of the Bill enacts a new section, the purpose of which is to make the provisions of sections 31 to 36 of the Act apply to dairies. This conforms to present practice.

The amendments to sections 39 and 47 made by sections 8 and 11 of the Bill are to prevent overlapping and conflict between the sections which now exist.

Section 12 amends section 49 of the Act by introducing a new subsection (1) which includes in the revenue to be deposited in a Special Trust Fund that derived from the check-weighing of butter, and changes the name of the account to comply with the foregoing amendment.

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. 15 of 1944.

An Act to amend the Dairymen's Act.

(Assented to _____, 1944.)

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

1. *The Dairymen's Act*, being chapter 258 of the Revised Statutes of Alberta, 1942, is hereby amended as to section 2 thereof by adding immediately after paragraph (g) of subsection (1) thereof, the following new paragraph:

“(h) ‘Process cheese plant’ means any place to which is brought cheese from one or more lots for the purpose of mixing, pasteurizing or emulsifying.”

2. The said Act is further amended as to section 26 by adding immediately after the words “cheese factory,” where the same occur therein, the words, “process cheese plant, dairy.”

3. The said Act is further amended as to section 29 by striking out the same and by substituting therefor the following:

“**29.** All milk supplied by a patron to a creamery, cheese factory, concentrated milk plant or dairy shall be purchased on the basis of butterfat content as determined by the Babcock test and the measuring pipette shall have a marked capacity of 17.6 cubic centimeters.”

4. The said Act is further amended as to section 30 by striking out the same and by substituting therefor the following:

“**30.** All cream supplied by a patron to a creamery or dairy shall be purchased on a butterfat basis as determined by the Babcock test and the cream placed in the test bottle shall weigh 18 grammes.”

5. The said Act is further amended as to section 31 by striking out the words “or cream” wherever the same occur therein.

6. The said Act is further amended by adding immediately after section 36 thereof the following new section:

“36a. All the provisions of sections 31 to 36 (both inclusive), shall apply *mutatis mutandis* to dairies (as defined in subsection (1) of section 37), as if the same had been expressly named therein.”

7. The said Act is further amended as to section 37 by adding immediately after the word “plant,” where the same occurs in the third line of subsection (4) thereof, the words “process cheese plant.”

8. The said Act is further amended as to section 39 by striking out the words “or who violates any of the provisions of this Act or of any regulation made pursuant hereto” where the same occur therein.

9. The said Act is further amended as to section 40 by adding immediately after the words “cheese factory,” where the same occur in the second line thereof, the words “process cheese plant, dairy.”

10. The said Act is further amended as to section 41 by adding immediately after the words “cheese factory,” where the same occur in the third line of subsection (1) thereof, the words “process cheese plant, dairy.”

11. The said Act is further amended as to section 47 by adding immediately after the word “Act,” where the same occurs in the second line thereof, the words “or of the regulations made hereunder.”

12. The said Act is further amended as to section 49 by striking out subsection (1) thereof and by substituting therefor the following:

“49.—(1) Notwithstanding any other provision in this Act or in any other Act, all the revenue derived from cream grading services and the check-weighing of butter shall be deposited in a special trust fund to be called ‘The Provincial Treasurer’s Dairying Service Account,’ out of which the Dairy Commissioner shall pay all proper expenditures or charges for those services.”

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

FOURTH SESSION
NINTH LEGISLATURE
8 GEORGE VI
1944

BILL

A Bill to amend The
Dairymen's Act.

Received and read the

First time.....

Second time.....

Third time.....

HON. MR. MACMILLAN.

EDMONTON:
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