

Bill No. 37 of 1944.

A BILL TO PROHIBIT THE SALE OF LANDS TO ANY  
HUTTERITES FOR THE DURATION OF THE WAR.

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NOTE.

This Bill replaces *The Land Sales Prohibition Act* and amendments, chapter 209, R.S.A., 1942, which was disallowed by the Governor in Council. The new proposed Act omits all reference to enemy aliens to which objection was taken at Ottawa.

Otherwise the Act is in the same terms as the former Act as amended in 1943. Protection is given for the renewal of leases originally granted prior to March 31st, 1942, and authority is given to register transfers resulting from agreement for sale made prior to March 1st, 1942.

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. 37 of 1944.

An Act to prohibit the Sale of Lands to any Hutterites for  
the Duration of the War.

(Assented to \_\_\_\_\_, 1944.)

**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 Land Sales Prohibition Act.*"

## INTERPRETATION.

**2.** "Hutterite" means any colony or society of Hutterites or Hutterian Brethren whether corporate or unincorporate, and any member of a Hutterite colony or society.

## GENERAL PROVISIONS.

**3.** No person either by himself or by his servant or agent shall sell or agree to sell any land to any Hutterite, or to any trustee or other person on behalf of any Hutterite.

**4.** No Hutterite either by himself or by his servant or agent or by his trustee or by any other person on his behalf, shall purchase, agree to purchase, or attempt to purchase any lands or enter into any contract or agreement which directly or indirectly may result in the vesting of property in land or title to land in any Hutterite or in any trustee or other person on behalf of any Hutterite.

**5.** No person shall either by himself or by his servant or agent, lease or agree to lease any land to any Hutterite, and no Hutterite, either by himself or by his servant or agent or by a trustee or any other person on his behalf, shall lease or agree to lease any lands or occupy or enter into occupation of any lands under any contract or agreement of any kind.

**6.—(1)** Any transfer, contract or agreement which directly or indirectly results or may result in the vesting of property in land or title to land in any Hutterite or in any trustee or other person on behalf of any Hutterite, and any lease, agreement for lease or other agreement of the nature referred to in section 5 shall be utterly null and void.

(2) The provisions of this section shall not apply to the renewal from year to year of any lease granted prior to the thirty-first day of March, 1942, or of any lease heretofore granted by any Department of the Government of Alberta.

**7.** Any money paid pursuant to any transfer, contract or agreement or pursuant to any lease, agreement for lease or other agreement which has been rendered null and void by the provisions of section 6, shall be a debt owing by the person to whom it was paid to the person by whom or on whose behalf it was paid, and shall be recoverable forthwith by such last mentioned person in any court of competent jurisdiction.

**8.—(1)** Subject to the provisions of subsection (2) of section 6, no person shall register or attempt to register any transfer or other instrument affecting property in land or title to land which vests any right, title or interest in land in any Hutterite or in any trustee or other person on behalf of any Hutterite, and no such transfer or instrument shall knowingly be accepted for registration by the Registrar of any Land Titles Office, and no certificate of title to any land shall knowingly be granted by the Registrar to any Hutterite or to any trustee or other person on behalf of any Hutterite.

(2) The provisions of this section shall not apply to any transfer or other instrument made pursuant to the provisions of any contract or agreement entered into before the first day of March, 1942.

**9.** Any person who violates 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 two thousand dollars, or to imprisonment for a term not exceeding twelve months, or to both fine and imprisonment.

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

No. 37.

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FOURTH SESSION  
NINTH LEGISLATURE  
8 GEORGE VI  
1944

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**BILL**

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Received and read the

First time.....

Second time.....

Third time.....

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HON. MR. LOW.

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