

SUMMARY OF PROPOSED LEGISLATION*

ALBERTA

BILL 14—THE ALBERTA NATURAL RESOURCES ACT AMENDMENT ACT, 1946.

Ratifies two agreements made between Alberta and the Dominion regarding natural resources.

BILL 15—AN ACT TO AMEND THE DEPARTMENT OF EDUCATION ACT.

Gives the Minister of Education power to examine the business records of any school district or division.

BILL 17—AN ACT TO AMEND THE FUEL OIL TAX ACT.

Permits wider use of coloured fuel oil for farm purposes. An amendment to section 36 gives magistrates discretion regarding the impounding of vehicles.

BILL 19—AN ACT TO AMEND THE LIMITATIONS OF ACTIONS ACT.

Adds a provision to the effect that, where a person has a claim against the estate of a deceased person and the claim was not barred at the date of death, an action may be brought to recover the claim within the limitation period or within two years from the date of death, whichever period is the longer.

BILL 20—AN ACT TO AMEND THE COMPANIES ACT.

Amends the definition of "extraordinary resolution".

BILL 21—AN ACT TO AMEND THE MUNICIPAL HOSPITALS ACT.

Makes a number of administrative changes in the act.

BILL 24—AN ACT TO AMEND THE CREDIT UNION ACT.

This bill permits credit unions to accept deposits from co-operative associations or make loans to them.

BILL 25—AN ACT TO AMEND THE SOLEMNIZATION OF MARRIAGES ACT.

This amendment is to authorize in remote areas the acceptance of a certificate of a Provincial District Nurse that she has made a blood test in the case of an applicant for a marriage licence.

BILL 26—AN ACT TO AMEND THE NOXIOUS WEEDS ACT.

A permit is required in order to operate a seed cleaner, except in the case of a farmer on his own farm. Provision is made for rescinding a sale or lease where the vendor or landlord did not give the purchaser or tenant a copy of any notice forbidding the seeding of a parcel of land.

* It is proposed to summarize here from month to month the more important measures of a public nature introduced in the Dominion Parliament and the legislatures of the various provinces. All summaries are based on the bills as introduced and do not take account of amendments made during their passage through Parliament or a legislature. A list of bills that have received the royal assent will also be given from time to time. During the past month the Dominion Parliament and the legislatures of Nova Scotia, New Brunswick and Prince Edward Island were not in session.

BILL 28—THE GAME ACT, 1946.

Replaces The Game Act (R.S., 1942, chap. 70). Many provisions now found in regulations are incorporated in the new bill.

BILL 31—AN ACT TO AMEND THE SETTING OF POISON ACT.

Prohibits setting out poison to kill certain game. Authorizes the regulated distribution of "coyote getters".

BILL 38—AN ACT TO AMEND THE SUCCESSION DUTY ACT.

Exempts from duty gifts, etc., to school districts. Reduces to four per cent the interest rate for the purpose of calculating the value of annuities, etc. Reduced rates for succession duties are specified where a second death occurs within five years and duty is again payable on the same property.

BILL 39—AN ACT TO AMEND THE TRUSTEE ACT.

Provides that where an executor or administrator pays more to a creditor than he is entitled to on a pro rata distribution, the overpayment will not entitle any other creditor to receive more than he would have otherwise been entitled to.

BILL 42—AN ACT TO AMEND THE TOWN PLANNING ACT.

The time during which a Council may withhold a building permit prior to the passage of a zoning by-law is extended.

BILL 44—AN ACT TO AMEND THE PUBLIC WORKS ACT.

Prohibits the removal of earth near power-line poles, allowing irrigation water to escape into highway ditches, and the construction of ditches near road allowances without a permit.

BILL 47—AN ACT TO AMEND THE DISTRICT COURTS ACT.

A new section 28 sets out the proper judicial districts in which to commence district-court actions. Judges are given wider powers in special cases to decide where an action may be tried.

BRITISH COLUMBIA

BILL 1—COURT OF APPEAL AMENDMENT ACT, 1946.

The time limit for making appeals in the case of final judgments, orders or decrees is reduced from three to two months.

BILL 2—CREDIT UNIONS ACT AMENDMENT ACT, 1946.

Contains a number of administrative changes.

BILL 3—NOTARIES ACT AMENDMENT ACT, 1946.

The area in which a person appointed a notary under section 18 may practise may be limited by the Crown.

BILL 4—ADMINISTRATION ACT AMENDMENT ACT, 1946.

The power of the courts to dispense with a bond is altered.

BILL 5—WILLS ACT AMENDMENT ACT, 1946.

Section 40 regarding fees is amended.

BILL 6—ATTACHMENT OF DEBTS ACT AMENDMENT ACT, 1946.

Changes are made in forms B and C.

BILL 7—MAINTENANCE ORDERS (FACILITIES FOR ENFORCEMENT) ACT.

Facilitates the enforcement in British Columbia of maintenance orders made in England and Northern Ireland, or in any reciprocating state, and vice-versa.

BILL 8—PROBATION ACT.

Empowers the Crown to appoint probation officers and defines their powers and duties.

MANITOBA**BILL 2—THE WAREHOUSE RECEIPTS ACT.**

This bill is recommended by the Conference of Commissioners on Uniformity of Legislation in Canada. Warehouse receipts are divided into negotiable and non-negotiable receipts and the rights relating to each are set forth.

BILL 3—THE DEFAMATION ACT.

This bill is also recommended by the Conference of Commissioners on Uniformity of Legislation in Canada. One action of defamation takes the place of actions of libel and slander.

BILL 5—AN ACT TO AMEND THE MANITOBA INTERPRETATION ACT.

Provides for the citation of regulations.

BILL 6—AN ACT TO AMEND THE JUDGMENTS ACT.

Assignments of judgments are to be registered in court and not in land titles offices.

BILL 7—AN ACT TO AMEND THE REAL PROPERTY ACT.

The District Registrar may decide priorities in regard to liens in favour of the Crown or a municipality. Execution of postponement of liens by the Crown or a municipality in favour of the mortgagee are facilitated.

BILL 8—AN ACT TO AMEND THE WILLS ACT.

Repeals section 32 of The Wills Act regarding the rights of a posthumous child.

BILL 16—AN ACT TO AMEND THE LIEN NOTES ACT.

Requires a seller who has re-possessioned goods under a lien note to retain them for twenty days. All bailors must furnish to an applicant information regarding the balance due. Assignment of lien note transfers rights which are given under the bill.

BILL 19—AN ACT TO AMEND THE REGULATIONS ACT.

Orders of Municipal and Public Utility Board are not to be deemed regulations. Orders, etc., fixing time-limits, etc., are deemed to be regulations even though they are not of a legislative nature. Publication is dispensed with in the case of certain lengthy regulations already available in printed form.

BILL 21—AN ACT TO AMEND THE PRIVATE HOSPITALS ACT.

Provides for the licensing of hospitals for alcoholics; authorizes the issuing of regulations respecting private hospitals.

BILL 26—THE TESTATOR'S FAMILY MAINTENANCE ACT.

The bill is recommended by the Commissioners on Uniformity of Legislation. It permits application to be made to the court to vary the will of a testator in order to provide adequate maintenance and support for the testator's dependents (wife, husband, child).

BILL 27—AN ACT TO PROVIDE FOR THE ESTABLISHMENT OF AN AIR SERVICE FOR THE GOVERNMENT OF MANITOBA.**BILL 28—AN ACT TO AMEND THE MANITOBA EVIDENCE ACT.**

Defines the word "action". Permits husband or wife to give evidence of intercourse with the other party.

BILL 29—AN ACT TO AMEND THE FOREST ACT.

Contains provisions regarding forest reserves.

ONTARIO

BILL 51—THE CHEESE AND HOG SUBSIDY ACT, 1946.

Extends the subsidy to March 31st, 1947.

BILL 52—THE SUGAR BEET SUBSIDY ACT, 1946.

Extends the subsidy to March 31st, 1947.

BILL 53—AN ACT TO AMEND THE COMPANIES ACT.

Prohibits the use of lists of shareholders except for purposes connected with the company, and forbids the buying or selling of such lists.

BILL 54—AN ACT TO AMEND THE ONTARIO MUNICIPAL BOARD ACT.

Clarifies section 70 (1) regarding the approval of capital undertakings.

BILL 55—AN ACT TO AMEND THE DAMAGES BY FUMES ARBITRATION ACT.

A provision is added dealing with evidence before the arbitrator and with the contents of the record. An appeal is provided for from the arbitrator to the Ontario Municipal Board.

BILL 57—AN ACT TO AMEND THE INSURANCE ACT.

Section 153 is amended to clarify the rights of ordinary beneficiaries. Policies covering vehicles used chiefly off the highway are to be permitted. Coverage of persons engaged in the garage business is extended if the risk is endorsed on the policy and an extra premium paid.

BILL 58—AN ACT TO AMEND THE LOAN AND TRUSTS CORPORATIONS ACT.

The par value of shares is to be from \$10 to \$100. The investment powers of loan corporations are brought in line with trust companies. A provision is added for increasing the amount that may be received on deposit by a loan corporation. The amount of reserves to cover deposits is also regulated. New provisions are made regarding the disposition of deposits or debentures on death.

BILL 59—AN ACT TO AMEND THE MONEY LENDERS ACT.

The name of this act is changed to "The Unconscionable Transactions Relief Act" and the provisions requiring the registration of money-lenders are repealed.

BILL 60—AN ACT TO AMEND THE COLLECTION AGENCIES ACT, 1939.

The administration of the act is transferred to the Superintendent of Insurance.

BILL 61—AN ACT TO AMEND THE SURROGATE COURTS ACT.

The office of surrogate clerk is abolished and his duties are transferred to the Registrar of the Supreme Court. A new section is added that provides for the contesting of unliquidated claims against an estate.

BILL 62—AN ACT TO AMEND THE MENTAL INCOMPETENCY ACT.

Provides for a superseding order before the expiration of one year in the case of a mentally infirm person who has regained health.

BILL 64—THE PAROLE ACT, 1946.

A general revision of The Parole Act.

QUEBEC

BILL 7—AN ACT TO ENLARGE THE ARABLE DOMAIN OF THE PROVINCE.

Authorizes an agreement with the federal government to carry out drainage works.

BILL 8—AN ACT TO AMEND THE INTERPRETATION ACT.

Permits appointments to office under an act before the act has come into effect.

BILL 10—AN ACT RESPECTING GAMING APPARATUS.

No gaming apparatus (slot machine) shall become the object of any right of property or possession; permits a peace officer with or without warrant to seize such apparatus.

BILL 11—AN ACT TO AMEND THE QUEBEC LICENSE ACT.

Contains a new definition of "automatic distributor" and authorization for the classification of distributors and for fixing annual duties.

BILL 15—AN ACT TO AMEND THE EARLY CLOSING ACT.

The act is extended to cover "commercial establishments". By-laws made under it do not affect collective agreements.

BILL 17—AN ACT RESPECTING THE MODE OF REGISTRATION OF CERTAIN DOCUMENTS.

The memorials presented for registration under the Special Corporate Powers Act, the Quebec Farm Credit Act, the returns under the Municipal Debt and Loan Act and the by-laws provided for by article 775 of the Municipal Code are to be transcribed in the general transcription register instead of in four special registers.

BILL 18—AN ACT TO CONSTITUTE THE DEPARTMENT OF SOCIAL WELFARE AND OF YOUTH.

SASKATCHEWAN**BILL 1—AN ACT TO AMEND THE ARREARS OF TAXES ACT.**

Changes the procedure for issuing a certificate of title to a purchaser in default of redemption (section 64).

BILL 2—THE TAX ENFORCEMENT ACT, 1946.

Replaces R.S., 1940, chap. 150 as amended. Covers the collection of tax arrears by application of tax liens.

BILL 5—AN ACT TO AMEND THE LEGISLATIVE ASSEMBLY ACT.

Under the amendment a member of the Legislative Assembly will not be disqualified if required by an act to collect the tax imposed thereby; he receives remuneration in common with all other persons required to collect the tax.

BILL 6—AN ACT TO AMEND THE MUTUAL MEDICAL AND HOSPITAL BENEFIT ASSOCIATIONS ACT.

Makes a number of purely administrative changes.

BILL 7—AN ACT TO AMEND THE CANCER CONTROL ACT, 1944.

Also contains a number of administrative changes.

BILL 8—AN ACT TO AMEND THE PROVINCIAL LANDS ACT.

Provides for the sale of school lands to veterans.

BILL 9—AN ACT TO AMEND THE OIL AND GAS WELLS ACT.

Authorizes the issue of regulations requiring licences.

BILL 10—THE AUTOMOBILE ACCIDENT INSURANCE ACT, 1946.

This very important bill insures every person in the province against loss resulting from bodily injuries sustained directly through accidental means as a result of driving, riding in or operating a motor vehicle on a public highway or as a result of a collision with a motor vehicle. In case of death, the primary dependent will receive \$3,000 and each secondary dependent up to \$625, with a maximum total of \$2,000 for all secondary dependents. Benefits for loss of limbs are from \$250 to \$2000. The insurer is the Saskatchewan Government Insurance Office. The cost of insurance is paid by the owners and drivers of vehicles who must apply for a certificate of insurance at the time of taking out their ordinary licences. Section 22 limits, in the case of ordinary negligence, the liability of owners and drivers by the amount of the maximum benefits authorized under the bill.

BILL 11—THE SASKATCHEWAN GOVERNMENT INSURANCE ACT, 1946.

Replaces legislation passed in 1944 and 1945.

BILL 12—THE FUEL PETROLEUM PRODUCTS ACT, 1946.

Replaces R.S., 1940, chap. 56 as amended.

BILL 13—AN ACT TO AMEND THE WELL DRILLERS ACT.

Wells sunk for the purpose of obtaining scientific data are brought within the act.

BILL 14—AN ACT TO AMEND THE MINERAL TAXATION ACT.

Makes a number of administrative changes.

BILL 16—AN ACT TO AMEND THE NOXIOUS WEEDS ACT.

Agreements between municipalities and owners to eradicate weeds are authorized.

BILL 17—AN ACT TO AMEND THE PURE BRED SIRE AREAS ACT.

Makes several administrative changes in the original act.

BILL 18—AN ACT TO AMEND THE HORSE BREEDERS ACT.

Amends the definition of "pure bred".

BILL 19—AN ACT TO AMEND THE VITAL STATISTICS ACT.

Deals with returns to the Registrar General and signatures of officials.

BILL 20—AN ACT TO AMEND THE MENTAL HYGIENE ACT.

Provides for a business manager instead of a bursar.

BILL 21—AN ACT TO AMEND THE MARRIAGE ACT.

Provides for consent to the marriage of minors where one parent is in a mental institution.

BILL 22—AN ACT TO AMEND THE UNION HOSPITAL ACT.

Contains a number of administrative changes.

BILL 23—THE HOSPITAL STANDARDS ACT, 1946.

Replaces R.S., 1940, chap. 314 as amended.

BILL 24—AN ACT TO AMEND THE CHANGE OF NAME ACT.

A mother may apply to have the surname of her children changed to her new name acquired under a subsequent marriage.

BILL 25—THE AGROLOGISTS ACT, 1946.

The Saskatchewan Institute of Agrologists is incorporated and provision is made for examinations, discipline, etc.

BILL 26—THE UNIVERSITY ACT, 1946.

Replaces R.S., 1940, chap. 163 as amended.