

UNEDITED

# *The Travelling Shows Act*

*being*

Chapter 63 of *The Revised Statutes of Saskatchewan, 1953*  
(effective February 1, 1954).

FOR HISTORICAL REFERENCE ONLY

**NOTE:**

This consolidation is not official. Amendments have been incorporated for convenience of reference and the original statutes and regulations should be consulted for all purposes of interpretation and application of the law. In order to preserve the integrity of the original statutes and regulations, errors that may have appeared are reproduced in this consolidation.

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## CHAPTER 63

### An Act respecting Circuses and Travelling Shows

#### Short title

1 This Act may be cited as *The Travelling Shows Act*.

R.S.S. 1953, c.63, s.1.

#### Interpretation

2 In this Act:

#### “minister”

1 “minister” means the Provincial Treasurer;

#### “show”

2 “**show**” includes menagerie, circus, carnival or collection of sideshows, wild west show, trained animal show, exhibition of trick automobile driving, performance by an orchestra or a dramatic, operatic or theatrical company the headquarters whereof are outside Saskatchewan, vaudeville, ice carnival, legerdemain, acrobatics, fortune-telling, palmistry, horoscopy, game of chance or skill or mixed chance and skill and animals or mechanical devices used for riding for amusement; but does not include musical recital, exhibition of works of art, entertainment or game the participants in which do not receive any monetary gain therefrom, exhibition of wrestling, boxing, hockey, football, baseball, basketball, softball, foot-racing, horse-racing, automobile-racing or other sport, or any public entertainment where not less than one-half of the gross receipts therefrom is donated for charitable purposes or for the furtherance of amateur sport.

1953, c.31, s.2; R.S.S. 1953, c.63, s.2.

#### Shows not exhibited without licence

3 No travelling show shall be exhibited at any place in Saskatchewan unless the owner, proprietor, manager, agent or person in charge of the show has obtained a licence for that purpose from the minister.

1951, c.26, s.3; 1953, c.31, s.3; R.S.S. 1953, c.63, s.3.

#### Admission charges and licence fees

4(1) Every applicant for a licence shall make and file with the minister a schedule of admission charges and a statutory declaration setting forth the number of days upon which the show is to be exhibited in Saskatchewan and the localities in which the performance or exhibitions are to be held, and for such licence shall pay to the minister, for each day in respect of which the licence is issued, the fee prescribed under subsection (3).

(2) The schedule of admission charges is to contain the final and complete charge per person made for any show under a single roof and shall be posted at each main entrance to the show.

(3) The Lieutenant Governor in Council may prescribe the fees to be paid for licences under this Act.

1951, c.26, s.4; R.S.S. 1953, c.63, s.4.

**Licence fee for certain shows fixed by minister**

**5** If any such show is exhibited as part of an industrial exhibition agricultural fair, the applicant shall pay such licence fee as the minister may impose but not in excess of the fees prescribed under section 4 for the particular class of show, and the minister may have regard to any special circumstances of the case and may, if he deems it advisable, impose a nominal fee.

1951, c.26, s.5; R.S.S. 1953, c.63, s.5.

**Issue and revocation of licence**

**6(1)** Upon receiving the schedule of admission charges and the statutory declaration mentioned in subsection (1) of section 4 and upon payment of the licence fee, the minister may, in his discretion, issue a licence and may at any time revoke the same upon being satisfied that the show is made the occasion for violation of the Jaw or is in any way objectionable or that gambling or any unlawful game of chance has been carried on in connection therewith.

**(2)** In case of the revocation of a licence, the amount received for the same shall be refunded to the licensee less the sum paid per day for every day during which exhibitions have been given under the licence prior to the revocation thereof.

1951, c.26, s.6; 1953, c.31, s.4; R.S.S. 1953, c.63, s.6.

**Penalty for unlicensed exhibitions**

**7** Any person in charge of a show or the owner, proprietor, manager or person having control thereof, who exhibits the same or any part thereof without holding a licence, or fails to post the admission charge as required under subsection (2) of section 4, is guilty of an offence and liable on summary conviction to a fine of not less than \$200 nor more than \$300 for every day upon which the show or any part thereof has been exhibited in any place in Saskatchewan.

1951, c.26, s.7; R.S.S. 1953, c.63, s.7.

**Power of seizure**

**8** If a constable or representative of the minister, duly authorized by the minister, is not satisfied that a licence fee payable under this Act has been paid as required by the minister, and in case of refusal or failure to pay the same, he may without warrant seize and retain in his possession any goods or chattels of the travelling show as security for payment of the fee.

1951, c.26, s.8; R.S.S. 1953, c.63, s.8.

**Forfeiture**

**9** If the fee remains unpaid at the expiration of seven days after the day on which seizure is made under section 8, the goods and chattels seized shall be *ipso facto* forfeited to Her Majesty in right of Saskatchewan and shall be sold or otherwise disposed of as the Lieutenant Governor in Council may by regulation provide.

1951, c.26, s.9; R.S.S. 1953, c.63, s.9.

**Prohibition respecting municipal licence and agreement to exhibit show**

**10** No municipality shall issue a licence to any show to which section 3 applies, and no person shall enter into an agreement with any other person respecting the exhibition of any such show, unless a licence authorizing the exhibition of the show in Saskatchewan has been issued under this Act and any member of the council or officer of the municipality who is a party to the issue of a licence, and any person who enters into an agreement, in violation of this section is guilty of an offence and liable on summary conviction to a fine of \$20.

1953, c.31, s.5; R.S.S. 1953, c.63, s.10.

**Constables and representatives have free access to all shows**

**11(1)** Every constable and every representative of the minister duly authorized by the minister shall have access free of charge to all shows to which section 3 applies and to every horse race, agricultural, horticultural or industrial exhibition, ball game, theatre or public gathering and to the grounds, tents and buildings in which such shows, races, exhibitions and gatherings are held, during the hours the public are admitted thereto.

(2) No person shall hinder, prevent or refuse such free access after such officer has demanded admission and displayed his badge of office or authorization from the minister.

1951, c.26, s.11; 1953, c.31, s.6; R.S.S. 1953, c.63, s.11.

**Penalty**

**12** Every person who violates any of the provisions of this Act for which no other penalty is imposed is guilty of an offence and liable on summary conviction to a fine of not less than \$50 nor more than \$100 or to imprisonment for a term not exceeding three months:

Provided that this section does not apply to a violation of subsection (2) of section 11 where the act or omission constituting such violation is also an offence punishable under the *Criminal Code*.

1951, c.26, s.12; R.S.S. 1953, c.63, s.12.

**Duration of Act**

**13** This Act shall remain in force only so long as *The Travelling Shows Act, 1942*, is suspended by virtue of *The Taxation Agreement Act* or any Act passed in substitution therefor.

1952, c.32, s.1; R.S.S. 1953, c.63, s.13.

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