

Bill No. 18 of 1948.

A BILL TO AMEND THE MAINTENANCE ORDER ACT

NOTE

This Bill amends section 5 (1) of *The Maintenance Order Act*.

A person unable to support himself may become a charge on the local authority where he resides. Under The Maintenance Order Act the relatives of that person are liable for his maintenance and any city, town, village or municipal district where he resides may apply for a maintenance order against the persons liable.

The Act presently contains no provision enabling an improvement district or special area to make such an application in the case of one of their residents. There is also no provision to enable the person entitled to maintenance himself to make such application on his own behalf in order to avoid becoming a charge on a local authority.

The amendment to section 5 (1) makes provision for application by the person entitled to maintenance or by the Minister of Public Welfare in case the person resides in an improvement district, or the Minister of Lands and Mines in case the person resides in a special area.

W. S. GRAY,
Legislative Counsel.

(This note does not form any part of the Bill but is offered in explanation of its provisions.)

BILL

No. 18 of 1948.

An Act to amend The Maintenance Order Act.

(Assented to , 1948.)

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

1. *The Maintenance Order Act*, being chapter 135 of the Revised Statutes of Alberta, 1942, is hereby amended as to section 5 by striking out subsection (1) thereof and by substituting therefor the following:

“5. (1) Where a person liable under section 3 or section 4 of this Act to maintain any other person refuses or neglects to do so,—

“(a) the person entitled to maintenance; or

“(b) the mayor or reeve of the municipality in which the person entitled to maintenance resides; or

“(c) the Minister of Public Welfare if the person entitled to maintenance resides in an improvement district;
or

“(d) the Minister of Lands and Mines if the person entitled to maintenance resides in a special area; or

“(e) the superintendent of a hospital in which the person entitled to maintenance is a patient; or

“(f) the Superintendent of Child Welfare if the person entitled to maintenance is a child,—

may apply summarily to a judge of the district court having jurisdiction in the judicial district in which the person entitled or the person liable resides for a maintenance order against the person liable.”

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

FIFTH SESSION
TENTH LEGISLATURE
12 GEORGE VI
1948

BILL

An Act to amend The Maintenance
Order Act.

Received and read the

First time.....

Second time.....

Third time.....

HON. MR. MAYNARD.

EDMONTON:
A. Shnitka, King's Printer
1948