

Bill No. 48 of 1949.

A BILL TO AMEND THE MECHANICS' LIEN ACT

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NOTE.

This Bill amends *The Mechanics' Lien Act*, being chapter 236 of the Revised Statutes of Alberta, 1942.

Section 11*b*, subsection (10) is amended. In the sale of property subject to liens section 37 establishes the priorities of lienholders to the proceeds of the sale. The purpose of the amendment to subsection (10) is to make it clear that as between lienholders having liens arising from the same improvements, they share in the proceeds of the sale according to the priorities established in section 37.

Section 23 is amended by changing the references to *The Provincial Lands Act* and to the Minister of Lands and Mines which occur in the section to *The Mining Act* and the Minister of Mines and Minerals. This change is necessary by reason of the division of the present Department of Lands and Mines into two new Departments, a Department of Lands and Forests, and a Department of Mines and Minerals.

KENNETH A. MCKENZIE,  
*Acting Legislative Counsel.*

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

# BILL

No. 48 of 1949.

An Act to amend The Mechanics' Lien Act.

(Assented to \_\_\_\_\_, 1949.)

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

1. *The Mechanics' Lien Act*, being chapter 236 of the Revised Statutes of Alberta, 1942, is hereby amended as to section 11*b* by striking out the words "*pro rata*" where they occur in subsection (10), and by substituting the words "in the manner provided in section 37".

2. The said Act is further amended as to section 23,—

- (a) by adding immediately after the words "*The Provincial Lands Act*" where they occur therein, the words "or pursuant to *The Mining Act*";
- (b) by striking out the words "Minister of Lands and Mines" where they occur therein, and by substituting the words "Minister of Mines and Minerals".

3. The said Act is further amended as to section 24 by striking out the words "Minister of Lands and Mines" where they occur in subsection (9), and by substituting the words "Minister of Mines and Minerals".

4. This Act shall come into force on the first day of April, 1949.

No. 48

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FIRST SESSION  
**ELEVENTH LEGISLATURE**  
13 GEORGE VI  
1949

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**BILL**

An Act to amend The Mechanics'  
Lien Act.

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Received and read the

First time .....

Second time .....

Third time .....

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HON. MR. MAYNARD.

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