

Bill No. 107 of 1951.

A BILL TO AMEND THE LEGAL PROFESSION ACT.

NOTE.

This Bill amends *The Legal Profession Act*, being chapter 294 of the Revised Statutes of Alberta, 1942.

Section 61, clause (b), dealing with the enrolment of legal practitioners coming from outside the Province as members of the Law Society of Alberta is amended. The effect of the amendment is that the Law Society is required to enroll as a member the persons qualified under clause (b) who have been actively engaged in practice for a continuous period of at least three years prior to their application for enrolment. This requirement was formerly contained in the rules of the Law Society but the period of practice required has been reduced from five to three years.

Section 62a is struck out and two new sections are substituted. The new section 62a provides that the academic qualifications for membership in the Society will be determined by the General Faculty Council of the University of Alberta. The General Faculty Council will conduct and determine the subjects of all examinations under this Act. The new section 62b is similar to the existing provision except that it makes it clear that in considering qualifications of an applicant for enrolment from a university other than the University of Alberta the General Faculty Council of the University of Alberta will accept a degree granted by the other university without making a comparison between the courses leading to that degree in the other university as compared with the courses leading to a law degree in the University of Alberta. The effect of the amendment is that the Law Society is required to enroll an applicant who has obtained the necessary academic degrees from a university recognized by the University of Alberta.

This Bill comes into force upon assent.

KENNETH A. MCKENZIE,
Legislative Counsel.

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

BILL

No. 107 of 1951.

An Act to amend The Legal Profession Act.

(Assented to _____, 1951.)

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

1. *The Legal Profession Act*, being chapter 294 of the Revised Statutes of Alberta, 1942, is hereby amended.

Section 61
amended

2. Section 61, clause (b) is amended by adding immediately after the words "Superior Courts therein," the words "and who has been actively engaged in the practice of law for a continuous period of at least three years prior to his application for enrolment as a member of the Society,".

Section 62a
amended
new section
62a

Examination
of candidates

3. Section 62a is struck out and the following are substituted:

"**62a.** (1) The academic standing and examination of candidates for admission to study or to practise the profession of law in the Province shall be under the control of the University of Alberta.

"(2) The Society shall enter into an agreement with the General Faculty Council of the University of Alberta for the conduct of examinations.

"(3) The subjects of all examinations under this Act shall be such as are prescribed by the General Faculty Council of the University of Alberta.

Qualifica-
tions of
enrolment

"**62b.** (1) The Benchers shall enroll, as a member of the Society, with the title of barrister and solicitor, any person who,—

"(a) is a British subject; and

"(b) is of the full age of twenty-three years; and

"(c) has shown himself to be of good character and reputation; and

"(d) has received a degree in law from a university recognized by the University of Alberta; and

"(e) has received a degree which would entitle such person to pursue a course leading to a degree in law at the University of Alberta, either from the University of Alberta or from a university recognized by the University of Alberta; and

“(f) has complied with the rules and regulations of the society as to service under articles for a continuous period of at least one year; and

“(g) has paid the prescribed fee.

“(2) Any applicant for enrolment under this section shall obtain a certificate of the General Faculty of the University of Alberta as to his compliance with clauses (d) and (e) of subsection (1).”

Certificate
of compli-
ance

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

Coming
into force

No. 107.

FOURTH SESSION
ELEVENTH LEGISLATURE

15 GEORGE VI

1951

BILL

An Act to amend The Legal
Profession Act.

Received and read the

First time

Second time

Third time

HON. MR. MAYNARD.
