

Bill No. 22 of 1953.

A BILL TO AMEND THE WIDOWS' PENSIONS ACT

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NOTE

This Bill amends *The Widows' Pensions Act*, being chapter 105 of the Statutes of Alberta, 1952.

Section 3, clause (a) is amended by the addition of a new subclause. The effect of this amendment is to exclude from the benefits of this Act persons who are the responsibility of the Canadian government for the purposes of health and welfare services.

Section 4 is struck out and a new section substituted. As this Act is one of several which to a certain extent is dependent upon and related to the old age assistance legislation, section 4 has been reworded to authorize regulations similar to the regulations issued under *The Old Age Assistance Act* (Canada). Thus there can be uniformity in the test of means applied under this Act, *The Disabled Persons' Pension Act*, *The Old Age Assistance Act* and other Acts where a means test is required.

This Bill comes into force upon assent and is retroactive to the 1st day of April, 1952.

J. W. RYAN,  
*Acting Legislative Counsel.*

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

# BILL

No. 22 of 1953.

An Act to amend The Widows' Pensions Act.

(Assented to \_\_\_\_\_, 1953)

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

1. *The Widows' Pensions Act*, being chapter 105 of the Statutes of Alberta, 1952, is hereby amended.

Section 3  
amended

2. Section 3, clause (a) is amended

(a) by adding at the end of subclause (iii) the word "and";

(b) by adding immediately after subclause (iii) the following new subclause:

"(iv) is not, for the purposes of health and welfare services, the responsibility of the Government of Canada."

Section 4  
amended

3. Section 4 is struck out and the following is substituted:

Regulations

4. The Lieutenant Governor in Council may make regulations for carrying the purposes and provisions of this Act into effect, and, without limiting the generality of the foregoing, may make regulations providing for

"(a) the time, manner and form of making an application, the information and evidence to be submitted in connection therewith, and the procedure to be followed in the consideration of an application,

"(b) the investigation into applications, and into the eligibility of a recipient to receive a pension, the reports to be made and the information to be supplied by or in respect of recipients,

"(c) the definition of residence in Canada or Newfoundland for the purposes of this Act, and the extent and intervals of absence from the Province that shall be deemed not to have interrupted the continuance of residence,

"(d) the definition of income for the purposes of this Act, and the manner in which income is to be determined, including the income of a recipient and his spouse, and the determination of the amount thereof that each shall be deemed to receive, whether they live together or separate and apart,

- “(e) determining the amount that, for the purposes of this Act, shall be deemed income of a recipient from any interest in real or personal property of the recipient or his spouse owned or deemed to be owned at the date of making the application or acquired subsequent thereto,
- “(f) the time and intervals at which and the manner in which pensions are to be paid after application therefor,
- “(g) the circumstances justifying or requiring the suspension of the payment of a pension and the resumption of payment, and
- “(h) the recovery of the amount of pension payments to which a recipient was not entitled under this Act and the regulations.”.

4. This Act comes into force on the day upon which it is assented to and upon so coming into force shall be deemed to have been in force at all times on and after the first day of April, 1952. <sup>Coming into force</sup>

No. 22

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FIRST SESSION  
TWELFTH LEGISLATURE  
2 ELIZABETH II  
1953

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**BILL**

An Act to amend The Widows'  
Pensions Act.

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Received and read the

First time .....

Second time.....

Third time.....

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HON. MR. HALMRAST

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