

No. 96

2nd Session, 14th Legislature, Alberta
9 Elizabeth II

BILL 96

A Bill to amend The Motor Vehicle Accident Indemnity Act

HON. MR. TAYLOR

Explanatory Note

2. Where a judgment is not satisfied and a court order is made directing payment of it out of the Unsatisfied Judgment Fund, section 14 states that certain amounts are not to be paid. Section 14, subsection (13) reads:

“(13) The amount set out in subclauses (i) to (iii) of clause (b) of subsection (12) or any lesser amount for which judgment may have been given shall be reduced

- (a) by such sum as the applicant has recovered, or in the opinion of the judge, is likely to recover from the judgment debtor, and
- (b) by such sum as may have been paid out of the Fund pursuant to section 21 to the applicant, or to a hospital or a doctor on his behalf.”.

By the amendment hospital benefits paid under The Hospitalization Benefits Act, 1959, and included in the judgment by virtue of that Act are not recoverable from the Fund.

BILL

No. 96 of 1961

An Act to amend The Motor Vehicle Accident Indemnity Act

(Assented to _____, 1961)

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

1. *The Motor Vehicle Accident Indemnity Act*, being chapter 209 of the Revised Statutes, is hereby amended.

2. Section 14, subsection (13) is amended

- (a) by striking out the word "and" at the end of clause (a) and by adding the word "and" at the end of clause (b);
- (b) by adding immediately after clause (b) the following:
 - (c) by such sum as may have been paid or is payable for and on behalf of the applicant under the provisions of *The Hospitalization Benefits Act, 1959*.

3. This Act comes into force on a date to be fixed by proclamation.

No. 96

SECOND SESSION

FOURTEENTH LEGISLATURE

9 ELIZABETH II

1961

BILL

An Act to amend The Motor Vehicle
Accident Indemnity Act

Received and read the

First time.....

Second time.....

Third time.....

HON. MR. TAYLOR
