

No. 46

---

---

1st Session, 15th Legislature, Alberta  
12 Elizabeth II

---

---

**BILL 46**

A Bill to amend The Commissioners for Oaths Act

---

---

HON. MR. MANNING

---

---

## **Explanatory Note**

### **1. The Commissioners for Oaths Act, R.S.A. 1955, c. 50 amended.**

**2.** (1) A commissioner for oaths appointed by order in council has power to administer oaths and take affidavits, declarations and affirmations. Barristers and solicitors, who need no appointment, are empowered to take affidavits only although they commonly act as commissioners in all cases. The amendment will give them the same powers as appointed commissioners.

(2) This provision is declaratory that barristers and solicitors have always had the powers of appointed commissioners other than the taking and receiving of affidavits.

Section 2 presently reads:

"2. A duly enrolled barrister and solicitor of the Province, residing in the Province, is a commissioner for taking affidavits in the Province during his enrolment and residence."

### **3. Commencement of Act.**

# BILL

No. 46 of 1964

An Act to amend The Commissioners for Oaths Act

(Assented to \_\_\_\_\_, 1964)

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

- 1.** *The Commissioners for Oaths Act* is hereby amended.
- 2.** Section 2 is struck out and the following section is substituted:
  - 2.** (1) A barrister and solicitor of the Province is a commissioner empowered to administer oaths and take and receive affidavits, declarations and affirmations within the Province.
  - (2) A barrister and solicitor of the Province has always had, before the coming into force of subsection (1), the power of a commissioner to administer oaths and take and receive declarations and affirmations within the Province under the style of "A Commissioner for Oaths".
- 3.** This Act comes into force on the day upon which it is assented to.

No. 46

---

---

FIRST SESSION

FIFTEENTH LEGISLATURE

12 ELIZABETH II

1964

---

---

**BILL**

An Act to amend The Commissioners  
for Oaths Act

---

---

Received and read the

First time .....

Second time .....

Third time .....

---

---

HON. MR. MANNING

---

---

# BILL

No. 46 of 1964

An Act to amend The Commissioners for Oaths Act

(Assented to \_\_\_\_\_, 1964)

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

1. *The Commissioners for Oaths Act* is hereby amended.
2. Section 2 is struck out and the following section is substituted:
  2. (1) A barrister and solicitor of the Province is a commissioner empowered to administer oaths and take and receive affidavits, declarations and affirmations within the Province.
  - (2) A barrister and solicitor of the Province has always had, before the coming into force of subsection (1), the power of a commissioner to administer oaths and take and receive declarations and affirmations within the Province under the style of "A Commissioner for Oaths".
3. This Act comes into force on the day upon which it is assented to.

No. 46

---

---

FIRST SESSION

FIFTEENTH LEGISLATURE

12 ELIZABETH II

1964

---

---

**BILL**

An Act to amend The Commissioners  
for Oaths Act

---

---

Received and read the

First time .....

Second time .....

Third time .....

---

---

HON. MR. MANNING

---

---