No. 34

2nd Session, 15th Legislature, Alberta
13 Elizabeth II

BILL 34

A Bill to amend The Execution Creditors Act

HON. MR. MANNING

1. This Bill amends chapter 103 of the Revised Statutes.

2. Section 31 provides for a scheme for distribution where the money in the sheriff's hands is insufficient to meet the claims of the creditors in full. The sheriff prepares a statement of the proposed scheme and serves it on the debtor and the creditors. If no objections are made the proposed scheme becomes final and conclusive. Subsections (7) and (8) of section 31 read:

(7) The person contesting the scheme of distribution, within the time mentioned in subsection (6), shall obtain from the judge an appointment for hearing and determining the matter in dispute.

(8) A copy of the appointment and a notice in writing in Form F in the Schedule, of the objections, stating the grounds thereof, shall be served by the person contesting the scheme of distribution

(a) upon the debtor, unless he himself is the debtor, and

(b) upon the creditors or such of them as the judge may direct.

Service on the sheriff will give him notice that the objections have not been abandoned.

3. Commencement of Act.

BILL

No. 34 of 1965

A Act to amend The Execution Creditors Act

(Assented to   , 1965)

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

1. *The Execution Creditors Act* is hereby amended.

2. Section 31, subsection (8) is amended
  (a) by adding the word "and" at the end of clause (*b*),
  (b) by adding the following clause after clause (*b*):
    (c) upon the sheriff.

3. This Act comes into force on the day upon which it is assented to.

No. 34

SECOND SESSION

FIFTEENTH LEGISLATURE

13 ELIZABETH II

1965

BILL

An Act to amend
The Execution Creditors Act

Received and read the

First time..

Second time..

Third time..

HON. MR. MANNING