

No. 99

3rd Session, 15th Legislature, Alberta
14 Elizabeth II

BILL 99

A Bill to amend The Alberta Evidence Act

HON. MR. MANNING

Explanatory Note

1. This Bill amends chapter 102 of the Revised Statutes.

2. Section 9 presently ~~reads~~:

9. No witness in an action whether a party thereto or not is liable to be asked or shall be bound to answer a question tending to show that he or she has been guilty of adultery unless he or she has already given evidence in the same action in disproof of the alleged adultery.

This amendment is added in order to prevent the present section 9 from being used in a prosecution under the criminal law, to excuse a witness from being asked or from having to answer a question which might tend to show he or she has committed adultery, even though such question and answer might be vital in many cases to such a prosecution or to the defence to such a prosecution.

3. Commencement of Act.

BILL

No. 99 of 1966

An Act to amend The Alberta Evidence Act

(*Assented to* , 1966)

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

- 1.** *The Alberta Evidence Act* is hereby amended.
- 2.** Section 9 is amended by renumbering the section as subsection (1) and by adding the following subsection:
(2) Notwithstanding anything contained in this Act, subsection (1) does not apply in the case of any prosecution for an offence against the criminal law of Canada.
- 3.** This Act comes into force on the day upon which it is assented to.

No. 99

THIRD SESSION
FIFTEENTH LEGISLATURE
14 ELIZABETH II
1966

BILL

An Act to amend The Alberta
Evidence Act

Received and read the

First time

Second time

Third time

HON. MR. MANNING
