

1967 Bill 49

Fifth Session, 15th Legislature, 15 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 49

An Act to amend The Seizures Act

THE ATTORNEY GENERAL

First time

Second time

Third time

BILL 49

1967

An Act to amend The Seizures Act

(Assented to _____, 1967)

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

1. *The Seizures Act* is hereby amended.

2. Section 41 is struck out and the following is substituted:

41. (1) any person

- (a) who is under a duty to deliver to a sheriff any goods or chattels that have been seized by the sheriff, and
- (b) who defaults in delivering the goods or chattels to the sheriff within a reasonable time after being required to do so by the sheriff,

is liable to attachment upon application to a judge of the district court and may be proceeded against as for a civil contempt of that court.

(2) An application under subsection (1) shall be made on notice of motion by the person on whose behalf the goods or chattels were seized by the sheriff.

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

Explanatory Notes

1. This Bill amends chapter 307 of the Revised Statutes.

2. Section 41 presently reads:

41. A person who is under a duty to deliver to the sheriff any goods or chattels that have been seized by him, and who makes default in delivering the goods or chattels to the sheriff within a reasonable time after being required to do so by the sheriff, is guilty of an offence and liable on summary conviction to a fine of not more than five hundred dollars and in default of payment to imprisonment for a term of not more than six months or to both fine and imprisonment.