

1969 Bill 20

Second Session, 16th Legislature, 18 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 20

An Act to amend The Family Court Act

THE ATTORNEY GENERAL

First Reading

Second Reading

Third Reading

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An Act to amend The Family Court Act

(Assented to _____, 1969)

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

1. *The Family Court Act* is hereby amended.
2. Section 4, clause (d) is amended by striking out the words "*Part 1 of The Child Welfare Act*" and by substituting the words "*Part 2 of The Child Welfare Act, 1966*".
3. Section 9, subsection (1) is amended by striking out the words "for maintenance".
4. Section 10 is amended
 - (a) as to subsection (3) by striking out the word "summons" and by substituting the words "give written notice to",
 - (b) as to subsection (4) by striking out the word "summons" wherever it occurs and by substituting the words "written notice",
 - (c) by adding the following after subsection (4):
 - (4a) Pending the hearing of an application under this section, the judge may issue an interim order setting out the right of access to the child and the terms thereof.
5. This Act comes into force on the day upon which it is assented to.

Explanatory Notes

1. This Bill amends chapter 108 of the Revised Statutes.

2. A cross reference up-dated.

3. Section 9 (1) presently reads:

9. (1) Where the parties to an application for maintenance
(a) are in agreement respecting the matters in question, and
(b) consent to an order on the terms agreed upon,
the judge in his discretion may make the order without holding a
hearing.

4. Section 10 provides for orders respecting custody of and
right of access to children of separated parents. Subsections (3)
and (4) are amended to refer to notices to appear at hearings
rather than summonses.