

1970 Bill 95

Third Session, 16th Legislature, 19 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 95

An Act to amend The Bills of Sale Act

THE ATTORNEY GENERAL

First Reading

Second Reading

Third Reading

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1970

An Act to amend The Bills of Sale Act

(Assented to _____, 1970)

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

- 1.** *The Bills of Sale Act* is hereby amended.
- 2.** Section 31 is amended by striking out the words “and with respect to renewal statements”.
- 3.** This Act comes into force on the day upon which it is assented to.

Explanatory Notes

1. This Bill amends The Bills of Sale Act, R.S.A. 1955, c. 23.

2. Section 31 presently states:

31. Except with respect to affidavits of bona fides and with respect to renewal statements, this Act applies to bills of sale in which the Crown or any Minister, board, commission or officer of the Executive Government of Canada or of any Province, acting on behalf of the Crown, is the grantee.

This amendment makes applicable to the Crown the provisions of section 13, subsection (1):

13. (1) Where a registered bill of sale evidences a mortgage of chattels, it ceases to be valid after the expiration of three years from its registration, as against

(a) creditors, and

(b) subsequent purchasers or mortgagees claiming from or under the grantor in good faith, for valuable consideration and without notice, whose conveyances or mortgages have been duly registered or are valid without registration,

unless, before the expiration of that period, a renewal statement accompanied by the affidavit hereinafter mentioned is registered in accordance with subsections (2), (3) and (4).