

1970 Bill 123

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Third Session, 16th Legislature, 19 Elizabeth II

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THE LEGISLATIVE ASSEMBLY OF ALBERTA

**BILL 123**

**An Act for the Protection of Consumers**

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MR. HYNDMAN

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First Reading .....

Second Reading .....

Third Reading .....

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# BILL 123

1970

An Act for the Protection of Consumers

(Assented to , 1970)

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

1. This Act may be cited as *The Consumers' Protection Act*.

2. (1) In this section,

(a) "unsolicited goods" means personal property, the receipt of which has not been requested by the recipient.

(b) "unsolicited credit card" means a card, document or similar instrument, the receipt of which has not been requested in writing by the person named therein, by which goods or services may be purchased on deferred payment, or by means of which cash may be received.

(2) Where unsolicited goods or unsolicited credit cards are received, the recipient has no legal obligation to the sender in respect thereto, and, in the case of unsolicited credit cards in respect to any transaction made thereby, unless and until the recipient expressly acknowledges to the sender in writing his intention to accept the unsolicited goods or the unsolicited credit card.

(3) In the absence of an acknowledgment referred to in subsection (2), no action shall lie in the event of loss, misuse, damage, misappropriation or otherwise of the unsolicited goods or unsolicited credit card or for the value of goods, services or cash obtained by use of the unsolicited credit card.

(4) A credit card that renews or replaces another credit card previously used by the recipient shall not be considered to be an "unsolicited credit card" within the meaning of this section.

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

## **Explanatory Notes**

The purpose of this Bill is to discourage the practice of distribution of unsolicited goods or unsolicited credit cards.

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