

1971 Bill 7

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Fourth Session, 16th Legislature, 20 Elizabeth II

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THE LEGISLATIVE ASSEMBLY OF ALBERTA

## **BILL 7**

**An Act to amend The Alimony Orders Enforcement Act**

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THE ATTORNEY GENERAL

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First Reading .....

Second Reading .....

Third Reading .....

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# BILL 7

1971

## AN ACT TO AMEND THE ALIMONY ORDERS ENFORCEMENT ACT

(Assented to \_\_\_\_\_, 1971)

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

1. *The Alimony Orders Enforcement Act is hereby amended.*

2. *Section 7 is struck out and the following is substituted:*

**7.** (1) Where a defendant

(a) who has been served with a summons, or

(b) who has been bound over to appear pursuant to subsection (2),

does not appear at the time and place stated and no just excuse is offered for his non-appearance, the judge may issue a warrant for the arrest of the defendant to have him brought before any judge.

(2) Where a defendant is brought before a judge upon a warrant, the judge may bind him over to appear at the examination and

(a) require that a surety or sureties be procured or produced and join the recognizance, or

(b) require that a sum of money be deposited with the judge sufficient to ensure the appearance of the defendant at the examination, or

(c) upon being satisfied that the ends of justice would otherwise be defeated commit the defendant to jail until the examination.

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

## **Explanatory Notes**

**1.** This Bill will amend chapter 17 of the Revised Statutes of Alberta 1970.

**2.** Section 7 presently reads:

7. Where a defendant does not attend for examination in obedience to the summons, and good and sufficient reason for his non-attendance is not shown, a judge may forthwith issue his warrant for procuring the apprehension and the production of the defendant before him at a time and place to be fixed by such judge.

The amendment will enable the defendant to be brought before any judge and not just the judge who issued the warrant.