

1971 Bill 73

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Fourth Session, 16th Legislature, 20 Elizabeth II

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THE LEGISLATIVE ASSEMBLY OF ALBERTA

**BILL 73**

**An Act to amend The Land Titles Act**

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THE ATTORNEY GENERAL

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First Reading .....

Second Reading .....

Third Reading .....

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# BILL 73

1971

## AN ACT TO AMEND THE LAND TITLES ACT

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

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

1. *The Land Titles Act is hereby amended.*

2. *Section 24 is struck out and the following is substituted:*

**24.** (1) Every Registrar shall, when required, furnish under seal a general registration certificate in Form 6 in the Schedule.

(2) Every Registrar shall, when required, furnish under seal photographic copies of any instrument affecting lands deposited, filed or registered in his office, but if a photographic copy cannot be made, the Registrar may furnish under seal a copy of the instrument in any manner he sees fit.

3. *Section 121 is amended by striking out the words “, but the Registrar shall if desired furnish to the owner of the mortgage or encumbrance a certificate of charge in Form 26 in the Schedule”.*

4. *Form 26 in the Schedule is struck out.*

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

## Explanatory Notes

**1.** This Bill amends chapter 198 of the Revised Statutes of Alberta 1970.

24. Every Registrar shall when required furnish under seal exemplifications, copies and abstracts of any instruments affecting lands and deposited, filed or registered in his office and abstracts in Form 5 of the Schedule showing in whose name any parcel of land stands, the number of the certificate of title and the instruments registered against the land, and the general Registrar's certificate in Form 6 in the Schedule.

**2.** Section 24 presently reads:  
The amendment provides for the making of photographic copies of instruments.

**3.** Section 121 presently reads:

121. When land is subject to a mortgage or encumbrance signed by the owner, the duplicate certificate of title shall be deposited with the Registrar who shall retain it on behalf of all persons interested in the land mentioned in the certificate, but the Registrar shall if desired furnish to the owner of the mortgage or encumbrance a certificate of charge in Form 26 in the Schedule.

This amendment eliminates the necessity of the Registrar providing a certificate of charge.

**4.** Form 26 is the certificate of charge.