

1973 Bill 73

Second Session, 17th Legislature, 22 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 73

The Attorney General Statutes Amendment Act, 1973 (No. 3)

THE ATTORNEY GENERAL

First Reading

Second Reading

Third Reading

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1973

THE ATTORNEY GENERAL STATUTES AMENDMENT ACT, 1973 (NO. 3)

(Assented to _____, 1973)

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

The Infants Act

1. (1) *The Infants Act is amended by this section.*
- (2) *The following section is added after section 8:*

8.1 Where an infant owns, possesses or is entitled to personal property an application may be made to the Supreme Court for an order authorizing the disposition of all or any portion of the personal property and the provisions of sections 2 to 7 apply, with all necessary modifications, to the application.

The Juvenile Court Act

2. (1) *The Juvenile Court Act is amended by this section.*
- (2) *Section 7 is amended by adding after subsection (2) the following subsection:*

(2.1) A complaint under this Act may be sworn before any justice of the peace authorized by the Attorney General to receive complaints under this Act and any justice of the peace so authorized may adjourn any matter from time to time until the matter can be heard by a judge of the juvenile court.

The Legal Profession Act

3. (1) *The Legal Profession Act is amended by this section.*
- (2) *Section 4, subsection (2), clause (a) is amended by striking out the words "clause (h)" and by substituting therefor the words "clause (i)".*

The Infants Act

1. (1) This section will amend chapter 185 of the Revised Statutes of Alberta 1970.

(2) This amendment will permit the Supreme Court to authorize the sale of personal property of an infant and to govern the disposition of the proceeds.

The Juvenile Court Act

2. (1) This section will amend chapter 195 of the Revised Statutes of Alberta 1970.

(2) Justices of the peace will be able to receive complaints against juveniles.

The Legal Profession Act

3. (1) This section will amend chapter 203 of the Revised Statutes of Alberta 1970.

(2) The amendment will correct a cross-reference.

(3) Section 37, subsection (2) is amended by adding after the words "the Chief Justice of Alberta" the words ", the Chief Justice of the Trial Division of the Supreme Court of Alberta or any other judge of the Supreme Court of Alberta or with the Chief Justice of Canada or any other judge of the Supreme Court of Canada".

(4) Section 106, subsection (7) is amended by striking out the words "a chartered accountant or firm of chartered accountants" and by substituting therefor the words "a qualified accountant or firm of qualified accountants".

The Mentally Incapacitated Persons Act

4. (1) The Mentally Incapacitated Persons Act is hereby amended by this section.

(2) Section 16 is amended by adding the following clause after clause (i):

(j) compromise and settle a court action.

The Summary Convictions Act

5. (1) The Summary Convictions Act is amended by this section.

(2) The following sections are amended by striking out the words "The Snow Vehicles Act" wherever they appear and by substituting the words "The Off-highway Vehicle Act":

section 6, subsections (1), (3) and (4);

section 7, subsection (6).

(3) Sections 15 and 16 are struck out.

Commencement

6. This Act comes into force on the day upon which it is assented to and upon so coming into force, section 3, subsection (3) shall be deemed to have been in force at all times on and after September 1, 1972.

(3) This amendment will permit students to article with any judge of the Supreme Court of Alberta or the Supreme Court of Canada. Section 37(2) presently reads:

(2) The Benchers may permit a person who holds a degree in law from a university in Alberta and who is admitted as a student-at-law under section 39, subsection (1) to serve a part of his period under articles with the Chief Justice of Alberta but in that event the Benchers may direct that the total period to be served under articles by that person shall be such period exceeding one year as the Benchers prescribe.

(4) This amendment will permit other than chartered accountants to audit the Foundation's Books.

The Mentally Incapacitated Persons Act

4. (1) This Bill will amend chapter 232 of the Revised Statutes of Alberta 1970.

(2) This amendment will permit the court to authorize a committee to settle a lawsuit.

The Summary Convictions Act

5. (1) This section will amend chapter 355 of the Revised Statutes of Alberta 1970.

(2) This amendment will permit the use of the uniform traffic ticket summons for contraventions of The Off-highway Vehicle Act which replaced The Snow Vehicles Act.

(3) This amendment will delete the sections dealing with bail in favour of the application of the Criminal Code provisions.