

1976 Bill 74

Second Session, 18th Legislature, 25 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 74

THE STATUTE LAW CORRECTION ACT, 1976

MR. LITTLE

First Reading

Second Reading

Third Reading

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Bill 74
Mr. Little

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1976

THE STATUTE LAW CORRECTION ACT, 1976

(Assented to , 1976)

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

1. The Age of Majority Act is amended as to section 15 by striking out the words "The Change of Name Act" wherever they occur and substituting the words "The Change of Name Act, 1973".

2. The Alberta Heritage Savings Trust Fund Act is amended as to section 6, subsection (5), clause (c) by striking out the words "subsection (3), clause (b)" and substituting the words "subsection (3), clause (c)".

3. The Alberta Historical Resources Act is amended by striking out the word "heritage" wherever it occurs in the following provisions and substituting the word "historic":

section 18, subsection (8);

section 20, subsection (2);

section 20, subsection (3), clause (c).

4. The Alberta-Saskatchewan Boundary Act is amended as to section 2 by striking out the words "of the Province of Alberta".

5. The Arbitration Act is amended

(a) as to section 20, subsection (2) by striking out the

Explanatory Notes

1. Corrects an incorrect reference.

2. Corrects an incorrect reference.

3. Corrects incorrect references.

4. Strikes out redundant words.

5. Corrects typographical errors.

words "agreed upon upon" and substituting the words "agreed upon under";

(b) as to Schedule A by striking out the words "arbitrators" and substituting the word "arbitrators".

6. The Colleges Act is amended as to section 42 by striking out the word "Commission" wherever it occurs and substituting the word "Minister".

7. The Credit and Loan Agreements Act is amended as to section 15.6, subsection (1) by adding after the words "In this section" the words "and section 2, clause (e.1)".

8. The Election Act is amended

(a) as to section 2, clause 3 by striking out the words "by the Legislative Assembly" and substituting the words "by The Legislative Assembly Act";

(b) as to section 110, subsection (1), clause (a) by striking out the word "for".

9. The Fuel Oil Licensing Act is amended as to section 30, subsection (1), clause (a) by adding after the word "wholesale" the word "or".

10. The Highway Traffic Act, 1975 is amended

(a) as to section 12, subsection (1), clause (d) by striking out the word "reserve" and substituting the word "reserve";

(b) as to section 59 by adding after the words "section 14," the words "subsection (1),".

11. The Alberta Hospitals Act is amended

(a) as to section 2, clause (i) by striking out the word "and" and substituting the word "or";

(b) as to section 8, subsection (3) by striking out the word "Commission" and substituting the word "Minister".

6. Corrects incorrect references.

7. Corrects a drafting error.

8. The first amendment corrects an incorrect reference. The second amendment corrects a drafting error.

9. Corrects a grammatical error.

10. The first amendment corrects a typographical error. The second amendment corrects an incorrect reference.

11. The first amendment corrects a grammatical error. The second amendment corrects an incorrect reference.

12. The Infants Act is amended as to section 11 by striking out subsection (1) and substituting the following:

11. (1) Every female infant of the age of 17 years upon or in contemplation of her marriage may, with the sanction of the Supreme Court, make a valid and binding settlement or

contract for a settlement, of all or any part of her property over which she has a power of appointment, whether real or personal and whether in possession, reversion, remainder or expectancy.

13. The Intestate Succession Act is amended as to section 3, subsection (3) by striking out the words "of the twenty thousand dollars and interest, to the widow" and substituting the words "to the widow pursuant to subsection (2) or (2.1)".

14. The Legal Profession Act is amended as to section 7, subsection (2), clause (e), subclause (ii) by striking out the word "role" and substituting the word "roll".

15. The Limitation of Actions Act is amended as to section 46, subsection (2) by striking out the words "No such person" and substituting the words "Any such person".

16. The Liquor Control Act is amended as to section 100, subsection (2), clause (a) by striking out the words "section 222 or section 224" and substituting the words "section 234 or section 236".

17. The Manpower Development Act is amended

(a) as to section 12, subsection (3) by striking out the words "section 13,";

(b) as to section 29, subsection (1), clause (a) by striking out the word "prerequisite" and substituting the words "educational improvement";

(c) as to section 37, subsection (1), clause (e) by striking out the word "Proficiency" and substituting the word "Qualification".

18. The Medical Profession Act, 1975 is amended as to section 71, subsection (1) by striking out the words "Minister

12. Section 11(1) presently reads:

11. (1) Every female infant of the age of 17 years upon or in contemplation of his marriage may, with the sanction of the Supreme Court, make a valid and binding settlement or contract for a settlement, of all or any part of his property over which he has a power of appointment, whether real or personal and whether in possession, reversion, remainder or expectancy.

Corrects the gender of three pronouns.

13. Section 3 of The Intestate Succession Act was amended in 1975 to provide for an increased minimum payment of up to \$40,000 to the widow, effective January 1, 1976. Section 3, subsection (3) should also have been amended at that time to reflect the change. This amendment will be retroactive to January 1, 1976.

14. Corrects a typographical error.

15. Corrects an error that appeared when an earlier section was divided into two subsections in the preparation of the Revised Statutes of Alberta, 1955. The error was carried over into the Revised Statutes of Alberta 1970.

16. This amendment is necessary because of a change in the numbering of the Criminal Code.

17. The first amendment corrects an incorrect reference. The second amendment is to make the wording of section 29 consistent with the wording of section 30, subsection (2), clauses (d) and (k). The third amendment corrects an incorrect reference to a Certificate of Proficiency.

18. Corrects an incorrect reference.

of Advanced Education" *and substituting the words "Minister of Advanced Education and Manpower"*.

19. *The Off-highway Vehicle Act is amended as to section 23 by striking out clause (j) and substituting the following:*

- (j) permitting any person to inspect or take copies of or extracts from any writing, paper or document filed with or kept by the Department of the Solicitor General pursuant to this Act or the regulations, and requiring the payment of and setting the amount of fees therefor;

20. *The Public Service Pension Act is amended as to section 27, subsection (3) by striking out the word "marrage" and substituting the word "marriage"*.

21. *The Tax Recovery Act is amended as to section 20, subsection (1), clause (a) by striking out the words "subsection (5)" and substituting the words "subsection (6)"*.

22. *The Trust Companies Act is amended as to section 189.1, subsection (1), clause (a) by striking out the words "an agreement of indemnity made pursuant to section 1 of chapter 86 of the Statutes of Alberta, 1967" and substituting the words "an agreement made pursuant to section 107.1, subsection (3)"*.

23. *The Universities Act is amended as to section 56, subsection (1) by striking out the words "The Human Tissue Act" and substituting the words "The Human Tissue Gift Act"*.

24. *The Welfare Homes Act is amended as to section 4, subsection (3), clause (b) by striking out the words "The Homes for the Aged Act" and substituting the words "The Senior Citizens Housing Act"*.

25. *The Wilderness Areas Act is amended as to section 7, subsection (1) by striking out the words "The Forests Act" and substituting the words "The Forests Act, 1971"*.

26. *(1) This Act, except section 13, comes into force on the day upon which it is assented to.*

19. Corrects a drafting error.

20. Corrects a typographical error.

21. Corrects an incorrect reference.

22. Corrects an incorrect reference.

23. Corrects an incorrect reference.

24. Corrects an incorrect reference.

25. Corrects an incorrect reference.

(2) Section 13 shall be deemed to have come into force on January 1, 1976.