

1977 BILL 20

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Third Session, 18th Legislature, 26 Elizabeth II

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THE LEGISLATIVE ASSEMBLY OF ALBERTA

# BILL 20

THE NAMES OF HOMES AMENDMENT ACT, 1977

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\_\_\_ MR. STROMBERG

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First Reading .....

Second Reading .....

Third Reading .....

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*Bill 20*  
*Mr. Stromberg*

## **BILL 20**

1977

### **THE NAMES OF HOMES AMENDMENT ACT, 1977**

*(Assented to                      , 1977)*

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

- 1. The Names of Homes Act is hereby amended.*
  
- 2. Section 2 is amended by striking out clause (b) and substituting the following:*
  - (b) "Registrar" means the person appointed as the Registrar pursuant to section 2.1.
  
- 3. The following section is added after section 2:*
  - 2.1.** The Minister may appoint an employee of the Department of Agriculture as the Registrar under this Act.
  
- 4. The following section is added after section 10:*
  - 10.1.** (1) The Registrar may refuse to register any name
    - (a) that is the same as or similar to a name registered under *The Companies Act*, or
    - (b) that is the same as or similar to the name of a partnership or limited partnership in respect of which a declaration or certificate, as the case may be, has been filed under *The Partnership Act*, or

## Explanatory Notes

1 This Bill will amend chapter 254 of the Revised Statutes of Alberta

2 This amendment changes the definition of Registrar. Section 2  
3 presently reads:

*In this Act,*

(a) "home" means a farm, ranch or other land on which a dwelling house is  
situated;

(b) "Registrar" means the Deputy Minister of Agriculture.

3 The appointment of a Registrar by the Minister.

4 This amendment gives the Registrar the power to refuse to register  
5 a particular name with a right of appeal to the Minister.

- (c) that is the same as or similar to a business name of a person who has filed a declaration under section 85 of *The Partnership Act*, or
- (d) that in the opinion of the Registrar is objectionable on any other grounds.

(2) A person who feels aggrieved by the refusal of the Registrar to register a name under subsection (1) may appeal that refusal by notifying the Minister in writing.

(3) The Minister may dismiss the appeal or direct the Registrar to withdraw his refusal.

(4) The decision of the Minister is final.

5. *The Schedule is amended by striking out the words "Deputy Minister of Agriculture" wherever they appear in Form A, Form B and Form C and substituting therefor the word "Registrar".*

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

... 5. This section amends the schedule as a consequence of the new  
... situation of Registrar.