

1979 BILL 229

First Session, 19th Legislature, 28 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 229

THE ADOPTEE'S ORIGINS ACT

MR. NOTLEY

First Reading -----

Second Reading -----

Committee of the Whole -----

Third Reading -----

Royal Assent -----

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Bill 229
Mr. Notley

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1979

THE ADOPTEE'S ORIGINS ACT

(Assented to _____, 1979)

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

1. The Child Welfare Act is amended by this Act.

2. Section 62(4) is repealed and the following is substituted:

(4) The Director, upon request therefor by an adopted child, may at any time supply a copy of the order of adoption to him.

(5) The Director, upon request therefor

(a) by a parent of an adopted child, or

(b) by an adult who was an adopted child,

shall supply a copy of the order of adoption to the parent or adult, and where that order does not include the full and complete name of the adopted child at birth, the Director shall supply that name to the parent or adult and, if necessary, may obtain that information for that purpose by opening any packet that has been sealed pursuant to this Act.

3. The following is added after section 63:

63.1 Where an adult who was an adopted child has established contact with his natural parents as a result of an application under section 62(5), the Director, upon request by the natural parents or the adult, may appoint an intermediary to act as a counsellor between the adult and the natural parents.

63.2 (1) Where a person makes a bequest to his natural child who was adopted, the executor shall apply to a judge of the Court of Queen's Bench for an order enabling the natural child to receive the bequest and the judge, if he believes it to be in the interest of the natural child, may order

(a) that the executor transfer the bequest to the Public Trustee in trust for the natural child, and

Explanatory Notes

1. This Bill will amend chapter 45, Revised Statutes of Alberta, 1970.

2. Section 62(4) presently reads:

- (4) The Director, upon request therefor
 - (a) by a parent of an adopted child, or
 - (b) by an adopted child,
- may at any time supply a copy of the order of adoption to the parent or the child.

3. Provides for the appointment of an intermediary between an adult adopted child and his natural parents.

Provides for bequests to a natural child through the Public Trustee.

(b) that the Director provide the Public Trustee with such information as the Director may have under his control in order to establish or attempt to establish the identity and address of the child and for this purpose the Director may open any packet sealed pursuant to this Act, and may make any further order as seems to him necessary to preserve the bequest for the benefit of the natural child and transfer it to him.

(2) Nothing in subsection (1) shall entitle the executor to be told the name or address of the child.

4. (1) The Vital Statistics Act is amended by this section.

(2) Section 11 is amended by adding the following after subsection (2).

(2.1) Where the Director receives a written request from an adult who was an adopted child or his natural parents, the Director shall provide a certified copy of any adoption order in the special register that relates to the adult and a certified copy of the original registration of birth.

(3) Section 12 is amended by adding at the end thereof, ", subject to section 11(2.1)".

5. This Act comes into force on a date to be fixed by Proclamation.

4. This section will amend chapter 384, Revised Statutes of Alberta, 1970.

Provides for the Director to give an adult adopted child a copy of his adoption order and registration of birth.