

1979 BILL 236

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First Session, 19th Legislature, 28 Elizabeth II

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THE LEGISLATIVE ASSEMBLY OF ALBERTA

# BILL 236

AN ACT TO AMEND THE BUILDERS' LIEN ACT

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MR. GOGO

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First Reading -----

Second Reading -----

Committee of the Whole -----

Third Reading -----

Royal Assent -----

*Bill 236*  
*Mr. Gogo*

**BILL 236**

1979

**AN ACT TO AMEND THE BUILDERS' LIEN ACT**

*(Assented to \_\_\_\_\_, 1979)*

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

- 1. The Builders' Lien Act is amended by this Act.*
- 2. Section 30 is amended by striking out "35 days" wherever it occurs and substituting "45 days".*
- 3. This Act comes into force on a date to be fixed by Proclamation.*

## Explanatory Notes

**1.** This Bill will amend chapter 35 of the Revised Statutes of Alberta, 1970.

**2.** Section 30 presently reads:

30. (1) A lien in favour of a contractor or a sub-contractor in cases not otherwise provided for, may be registered at any time up to the completion or abandonment of the contract or subcontract, as the case may be, and within 35 days after completion or abandonment.

(2) A claim of lien for materials may be registered at any time during the furnishing of the materials and within 35 days after the last of the materials is furnished.

(3) A lien for the performance of services may be registered at any time during the performance of the services and within 35 days after the performance of the services is completed.

(4) A lien for wages may be registered at any time during the performance of the work for which the wages are claimed and within 35 days after the completion of the work.

(5) Where, in respect of work done on or material furnished for an improvement,

(a) something is improperly done, or

(b) something that should have been done is not done,

at the time when the thing should have been done and if at a later date the thing improperly done is put right or the thing not done is done, the doing of the thing at the later date shall not be deemed to be the completion of the work or the furnishing of the last materials so as to enable a person to extend the time limited by this section for registering a lien.