

1980 BILL PR 4

---

---

Second Session, 19th Legislature, 29 Elizabeth II

---

---

THE LEGISLATIVE ASSEMBLY OF ALBERTA

# BILL PR 4

THE KEITH DIAL ADOPTION TERMINATION ACT

---

---

MR. MUSGREAVE

---

---

First Reading -----

Second Reading -----

Committee of the Whole -----

Third Reading -----

Royal Assent -----

---

---

Printed by the Queen's Printer for the Province of Alberta, EDMONTON

*Bill Pr 4*  
*Mr. Musgreave*

## **BILL PR 4**

1980

### **THE KEITH DIAL ADOPTION TERMINATION ACT**

*(Assented to , 1980)*

#### **Preamble**

**W**HEREAS by Order of His Honour Joseph Duncan Matheson in the District Court of the District of Southern Alberta, Judicial District of Calgary, it was ordered that Keith Walker be declared to be, from and after the 2nd day of August, A.D. 1940, the adopted child of Herbert Edgar Dial (now deceased) and Edna Barbara Dial, the Petitioner herein, and be given the surname Dial;

**AND WHEREAS** it was subsequently determined that the adopted child, Keith Dial, was mentally defective to the extent that the deceased, Herbert Edgar Dial, and the Petitioner were unable to continue caring for him and that an official of the Office of the Superintendent of Child Welfare agreed to cause the adoption to be cancelled and terminated;

**AND WHEREAS** on the 4th day of November, A.D. 1942, Herbert Edgar Dial and the Petitioner voluntarily committed and made over Keith Dial to the care and guardianship of the Superintendent of Child Welfare of the Province of Alberta pursuant to *The Child Welfare Act* of Alberta and resigned all claim to the custody or any control or authority over Keith Dial and the said Superintendent consented to such surrender;

**AND WHEREAS** by reason of the lapse of time, the said Order of Adoption can no longer be appealed against;

**AND WHEREAS** the Petitioner has by her petition prayed that it be enacted as hereinafter set forth and it is expedient to grant the prayer of the petition;

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

#### **Cancellation of adoption**

**1.** The Adoption Order dated the 2nd day of August, A.D. 1940, and entered on the 10th day of August, A.D. 1940, whereby Keith Walker was declared to be the adopted child of Herbert Edgar Dial and Edna Barbara Dial and be named Keith Dial is hereby terminated.

Termination  
of kinship

**2.** Keith Dial is hereby declared not to be a lawful heir of either Herbert Edgar Dial, deceased, or Edna Barbara Dial.

Negation of  
inheritance  
rights

**3.** Keith Dial is hereby declared not to have any rights of inheritance from Herbert Edgar Dial or Edna Barbara Dial that would otherwise devolve onto him pursuant to any Act of the Province of Alberta now or hereafter in force.

Coming into  
force

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