

1984 BILL 29

---

Second Session, 20th Legislature, 33 Elizabeth II

---

THE LEGISLATIVE ASSEMBLY OF ALBERTA

# **BILL 29**

**EXEMPTIONS AMENDMENT ACT, 1984**

---

MR. KOWALSKI

---

First Reading .....

Second Reading .....

Committee of the Whole .....

Third Reading .....

Royal Assent .....

---

*Bill 29*  
*Mr. Kowalski*

## **BILL 29**

1984

### **EXEMPTIONS AMENDMENT ACT, 1984**

*(Assented to \_\_\_\_\_, 1984)*

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

- 1 The Exemptions Act is amended by this Act.*
- 2 Section 1(1) is amended*
  - (a) in clause (b) by striking out “\$2000” and substituting “\$4000”;*
  - (b) in clause (f)(i) by striking out “\$2000” and substituting “\$8000”;*
  - (c) in clause (i) by striking out “\$5000” and substituting “\$7500”;*
  - (d) in clause (k) by striking out “\$8000” wherever it occurs and substituting “\$40 000”;*
  - (e) in clause (l) by striking out “\$3000” wherever it occurs and substituting “\$20 000”.*

## Explanatory Notes

1 This Bill will amend chapter E-15 of the Revised Statutes of Alberta 1980.

2 Section 1(1)(b), (f), (i), (k) and (l) presently read:

*1(1) The following real and personal property of an execution debtor is exempt from seizure under a writ of execution:*

*(b) furniture and household furnishings and household appliances to the value of \$2000;*

*(f) either*

*(i) one automobile valued at a sum not exceeding \$2000, or*

*(ii) one motor truck,*

*required by the execution debtor for agricultural purposes or in his trade or calling;*

*(i) the necessary tools and necessary implements and equipment to the value of \$5000 used by the execution debtor in the practice of his trade or profession;*

*(k) the house actually occupied by the execution debtor and buildings used in connection with it, and the lot or lots on which the house and buildings are situated according to the registered plan thereof, if the value of the house, building and the lot or lots does not exceed \$8000, but if the value does exceed \$8000, the house, building and lot or lots may be offered for sale and if the amount bid at the sale after deducting all costs and expenses exceeds \$8000 the property shall be sold and the amount received from the sale to the extent of the exemption shall be paid at once to the execution debtor and is until then exempt from seizure under any legal process, but the sale shall not be carried out or possession given to any person until the execution debtor has received \$8000;*

*(l) the mobile home actually occupied by the execution debtor if the value of the mobile home does not exceed \$3000, but if the value does exceed \$3000 the mobile home may be offered for sale and if the amount bid at the sale after deducting all costs and expenses exceeds \$3000 the mobile home shall be sold and the amount received from the sale to the extent of the exemption shall be paid at once to the*

*3 Section 2 applies to any seizure made under the Seizures Act on or after July 1, 1984 notwithstanding that the writ of execution respecting the seizure may have been delivered to the sheriff before July 1, 1984.*

---

*In accordance with section 4(1) of the Interpretation Act, this Bill comes into force on the date it receives Royal Assent.*

*execution debtor and is until then exempt from seizure under any legal process, but the sale shall not be carried out or possession given to any person until the execution debtor has received \$3000.*

**3** Effective date of amendment.