

1988 BILL 263

Third Session, 21st Legislature, 37 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 263

SUBCONTRACTORS' LIENS EFFECTIVENESS ACT

MR. PIQUETTE

First Reading

Second Reading

Committee of the Whole

Third Reading

Royal Assent

Bill 263
Mr. Piquette

BILL 263

1988

SUBCONTRACTORS' LIENS EFFECTIVENESS ACT

(Assented to , 1988)

HER 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 "45" wherever it occurs
and substituting "90".*

Explanatory Notes

1 This Bill will amend chapter B-12 of the Revised Statutes of Alberta 1980.

2 Section 30 presently reads:

30(1) A lien for materials may be registered at any time within the period

(a) commencing when the lien arises, and

(b) terminating 45 days from the day that the last of the materials is furnished or the contract to furnish the materials is abandoned.

(2) A lien for the performance of services may be registered at any time within the period

(a) commencing when the lien arises, and

(b) terminating 45 days from the day that the performance of the services is completed or the contract to provide the services is abandoned.

(3) A lien for wages may be registered at any time within the period

(a) commencing when the lien arises, and

(b) terminating 45 days from the day that the work for which the wages are claimed is completed or abandoned.

(4) In cases not referred to in subsections (1) to (3), a lien in favour of a contractor or a subcontractor may be registered at any time within the period

(a) commencing when the lien arises, and

(b) terminating 45 days from the day the contract or sub-contract, as the case may be, is completed or abandoned.

(5) Notwithstanding subsections (1) to (4), the time limit by this section for registering a lien is not extended by reason only that something improperly done or omitted to be done in respect of work done or materials furnished is corrected or done, as the case may be, at a later date.