

1989 BILL 257

First *22nd*
~~Fourth~~ Session, ~~21st~~ Legislature, 38 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 257

ACCESS ORDERS ENFORCEMENT ACT

MR. WRIGHT

First Reading
Second Reading
Committee of the Whole
Third Reading
Royal Assent

Bill 257
Mr. Wright

BILL 257

1989

ACCESS ORDERS ENFORCEMENT ACT

(Assented to , 1989)

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

Definitions

1 In this Act "access order" means an order of the Court of Queen's Bench or the Family Division of the Provincial Court of Alberta that requires a parent who has custody of a child to give to the other parent access to the child.

Legal Aid for
Access Orders

2 The Legal Aid Society of Alberta shall not adopt any rule or policy that would disqualify a parent who is a party to any proceedings respecting an access order from receiving Legal Aid in accordance with the normal tariff of aid of the Society.

Indemnity if
Abuse of Process

3 If the Court hearing the motion for the order is of the opinion that the motion or the response has been an abuse of process, the Court may order the party guilty of the abuse to indemnify the Legal Aid Society for the amount of the aid received.

Reference to
Department of
Family and
Social Services

4 If any issue of fact arises on the evidence presented, the Court may refer the issue to an official of the Department of Family and Social Services designated for the purpose by the Minister, for investigation or mediation, and a report back to the Court.