

1994 BILL 216

Second Session, 23rd Legislature, 43 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 216

MAINTENANCE ENFORCEMENT STATUTES AMENDMENT ACT, 1994

MR. AMERY

First Reading

Second Reading

Committee of the Whole

Third Reading

Royal Assent

Bill 216
Mr. Amery

BILL 216

1994

MAINTENANCE ENFORCEMENT STATUTES AMENDMENT ACT, 1994

(Assented to , 1994)

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

*1(1) The Maintenance Enforcement Act is amended by this
section.*

(2) The following is added after section 16:

16.1(1) In this section,

(a) "Registrar" means Registrar as defined in the *Motor
Vehicle Administration Act*.

(2) The Director may file a maintenance order with the
Registrar when a debtor has defaulted in a payment required
under the maintenance order.

(3) A statement of arrears in the prescribed form shall be filed
with the Registrar at the same time that the maintenance order
is filed under subsection (2).

(4) The Director shall notify the Registrar when there are no
arrears outstanding with respect to a maintenance order filed
under subsection (2) and shall file with the Registrar a revised
statement of arrears.

(5) The Director shall notify the Registrar if a maintenance

Explanatory Notes

1 Amends chapter M-0.5 Statutes of Alberta, 1985

1(2) Allows the Director to register maintenance orders with the Registrar of Motor Vehicles.

order filed under this section is varied pursuant to this or any other Act and shall file with the Registrar a revised statement of arrears.

(6) The Director shall notify the Registrar when a maintenance order filed with the Registrar is withdrawn under this Act.

2(1) *The Motor Vehicle Administration Act is amended by this section.*

(2) *The following is added after section 57.1:*

57.2(1) In this section,

(a) "Director" means Director as defined under the *Maintenance Enforcement Act*.

(2) If the Director files with the Registrar a maintenance order and statement of arrears pursuant to section 16.1 of the *Maintenance Enforcement Act*, the Registrar may,

(a) in respect of the debtor under the maintenance order, refuse to perform any function or service or to issue, renew or otherwise deal with any document, operator's licence, certificate of registration, in transit permit or licence plate, and

(b) if authorized by regulation, refuse to register the vehicle in the name of the new owner if the ownership of a registered vehicle passes from the person who is the debtor under the maintenance order directly or through intermediary owners to a person described by regulation

until notified by the Director that there are no outstanding arrears or the maintenance order has been withdrawn.

(3) The Lieutenant Governor in Council may make regulations

(a) authorizing the Registrar to refuse to register a vehicle in the name of a new owner if the ownership of a registered vehicle passes directly or indirectly from a person who is a debtor under a maintenance order filed by the Director with the Registrar as described in subsection (2) to a class of persons;

2(1) Amends chapter M-22 of the Revised Statutes of Alberta, 1980.

2(2) Allows the Registrar to suspend certain privileges or refuse to register certain applications.

(3) Allows the Lieutenant Governor in Council to make regulations relating to the transfer of vehicles.

(b) governing persons or classes of persons referred to in clause (a).

3 This Act comes into force on Proclamation.