

1999 BILL 44

Third Session, 24th Legislature, 48 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 44

INSURANCE STATUTES AMENDMENT ACT, 1999

MS GRAHAM

First Reading

Second Reading

Committee of the Whole

Third Reading

Royal Assent

BILL 44

1999

INSURANCE STATUTES AMENDMENT ACT, 1999

(Assented to _____, 1999)

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

Insurance Act (RSA 1980 cl-5)

Amends RSA
1980 cl-5

1(1) The *Insurance Act* (RSA 1980 cl-5) is amended by this section.

(2) Section 1 is amended

(a) by adding the following after clause (e.101):

(e.102) “common law relationship” means a relationship between 2 people of the opposite sex who although not legally married to each other

(i) have continuously cohabited in a marriage-like relationship for at least 3 years, or

(ii) if there is a child of the relationship by birth or adoption, have cohabited in a marriage-like relationship of some permanence;

(b) by adding the following after clause (v):

(v.01) “spouse” means

(i) a spouse of a married person, and

(ii) a party to a common law relationship;

Explanatory Notes

Insurance Act (RSA 1980 cl-5)

1(1) Amends chapter I-5 of the Revised Statutes of Alberta 1980.

(2) Adds definitions.

Insurance Act (SA 1999 cl-5.1)

Amends SA
1999 cl-5.1

2(1) The *Insurance Act* (SA 1999 cl-5.1) is amended by this section.

(2) Section 1 is amended

(a) by adding the following after clause (i):

(i.1) “common law relationship” means a relationship between 2 people of the opposite sex who although not legally married to each other

(i) have continuously cohabited in a marriage-like relationship for at least 3 years, or

(ii) if there is a child of the relationship by birth or adoption, have cohabited in a marriage-like relationship of some permanence;

(b) by adding the following after clause (mmm):

(mmm.1) “spouse” means

(i) a spouse of a married person, and

(ii) a party to a common law relationship;

(3) Section 16(b) is repealed and the following is substituted:

(b) respecting any matter that is to be prescribed under sections 1 to 12;

(4) Section 562(3) is amended by striking out “16 years consents” and substituting “16 years, consent”.

(5) Section 780(e) is amended

(a) by adding “525(1), 535,” after “sections”;

Insurance Act (SA 1999 ci-5.1)

2(1) Amends unproclaimed chapter I-5.1 of the Statutes of Alberta, 1999.

(2) Adds definitions.

(3) Section 16(b) presently reads:

16 The Lieutenant Governor in Council may make regulations

(b) prescribing classes of individuals for the purposes of section 7;

(4) Section 562(3) presently reads:

(3) If the person whose life is insured is under the age of 16 years consents to insurance being placed on the person's life may be given by one of the person's parents or by someone standing in loco parentis to the person.

(5) Section 780(e) presently reads:

780 A person who contravenes any of the following provisions is guilty of an offence:

(b) by striking out “539 and” and substituting “539,”;

(c) by adding “, 610(1) and (8) and 698” after “540(2) and (3)”.

*(e) in Part 5, Subpart 2, sections 538(1), (2) and (3), 539
and 540(2) and (3);*