

2002 BILL 215

Second Session, 25th Legislature, 51 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 215

**FAIR TRADING (COST OF CREDIT)
AMENDMENT ACT, 2002**

REV. ABBOTT

First Reading

Second Reading

Committee of the Whole

Third Reading

Royal Assent

BILL 215

2002

FAIR TRADING (COST OF CREDIT) AMENDMENT ACT, 2002

(Assented to _____, 2002)

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

Amends RSA
2000 cF-2

1 The *Fair Trading Act* is amended by this Act.

2 The following is added after section 64:

Execution of
credit
agreement

64.1(1) In addition to any signatures required to execute a credit agreement, a borrower must acknowledge the APR and the total cost of credit by initialling these terms in the agreement.

(2) This section does not apply to mortgage loans.

Copy of credit
agreement

64.2 A credit grantor must provide to a borrower, on request, a copy of the credit agreement.

3 The following is added after section 101:

**Division 8
Consumer Education Programs**

Consumer
education
programs

101.1 The Minister may establish programs to educate consumers on matters relating to

(a) the cost of credit,

(b) the meaning of APR,

(c) the legal obligations of credit grantors, and

(d) the legal rights of borrowers.

4 Section 161 is amended in clause (f) by adding “64.2,” before “66(2)”.

5 This Act comes into force on Proclamation.

Explanatory Notes

- 1** Amends chapter F-2 of the Revised Statutes of Alberta, 2000.
- 2** New requirements for borrower to initial certain terms of credit agreement and for creditor to provide borrower with a copy of credit agreement.
- 3** Consumer education programs.

4 Section 161 presently reads:

161 Any person who contravenes any of the following provisions is guilty of an offence:

- (a) in Part 2, sections 7, 9, 10, 11, 23;*
- (b) in Part 3, sections 31(2), 39(1);*
- (c) in Part 5, sections 44(1) and (2), 45, 46(1), (3), (4), (6) and (7), 48(2) and (3), 49;*
- (d) in Part 7, section 54;*
- (e) in Part 8, sections 55(2), 56(1), 57(1);*
- (f) in Part 9, sections 62, 64(1) and (2), 66(2), 68(3), 73(3), 78, 79(1), 80, 81, 85, 86, 87, 88;*
- (g) in Part 10, sections 104, 107;*
- (h) in Part 11, sections 111, 113, 114(1), 115(1), 116(1), 117;*
- (i) in Part 12, sections 120(2) and (3), 121, 122, 123;*
- (j) in Part 13, sections 132, 133, 134;*
- (k) in Part 14, sections 145(6), 168(3).*

5 Coming into force.