

Bill No. 28 of 1929.

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A BILL TO AMEND THE CO-OPERATIVE  
ASSOCIATIONS ACT.

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NOTE.

This Bill provides for a simpler method for winding  
up co-operative associations.

WALTER S. SCOTT,  
*Legislative Counsel.*

*(This note does not form any part of the Bill and is offered  
merely as a partial explanation of some of its provisions.)*

## BILL

No. 28 of 1929.

An Act to amend The Co-operative Associations Act.

(Assented to , 1929.)

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

1. This Act may be cited as "*The Co-operative Associations Act Amendment Act, 1929.*"

2. *The Co-operative Associations Act*, being chapter 160 of the Revised Statutes of Alberta, 1922, is amended by striking out sections 22 and 23 thereof, and substituting therefor the following:

"22.—(1) An association under this Act may be dissolved in either of the ways following, namely:

"(a) By filing with the registrar an instrument of dissolution, executed by not less than two-thirds of the members of the association, which shall contain—

"(i) a statement that it is desirable to dissolve the association;

"(ii) a statement in detail of the assets and liabilities of the association;

"(iii) the names and last known addresses of all the members of the association; a detailed list of the creditors of the association, together with the amount of each creditor's claim; and with the instrument of dissolution shall be filed one or more sufficient affidavits verifying the execution of the said instrument and the truth of the statements therein contained; or

"(b) The Lieutenant Governor in Council, being satisfied, upon the report of the Supervisor of Co-operative Activities, that an association has ceased to carry on business for a period of not less than two consecutive years immediately prior to the making of the said report, and that it is desirable that such association should be dissolved, may order that the same be dissolved.

"(2) The registrar shall, immediately after he has filed any instrument of dissolution, cause a notice thereof to be advertised at the expense of the association in *The Alberta Gazette*, and in some newspaper circulating in the district in which the head office of the association is or was last situated.

"(3) Notice of every Order in Council dissolving an association shall be advertised by the registrar in *The Alberta Gazette*, and in a newspaper circulating in the district in which the head office of the association is or was last situated.

"(4) Upon the publication in *The Alberta Gazette* of any such notice as aforesaid, the association affected thereby shall cease to exercise or have any of the powers conferred upon it by its incorporation save and except only for the purpose of doing all acts and things necessary for the purpose of winding up its concerns, and of suing and being sued in respect of all the claims and liabilities outstanding at the date of dissolution or coming into existence in the course of winding up.

"(5) The Lieutenant Governor in Council, upon being satisfied by the report of the Supervisor of Co-operative Activities that an association which has been dissolved in either of the ways above mentioned cannot for any reason conveniently appoint officers to wind up the affairs of the association, may appoint one or more persons as the liquidator or liquidators of the concerns of the association. Notice of every such order shall be published in *The Alberta Gazette* at the expense of the association, and upon such publication, the liquidators or liquidator, so appointed, shall have and exercise all the powers conferred by incorporation upon the association, or by any by-law upon the trustees, directors or any other official of the association for the purpose of selling or otherwise disposing of the property of the association, and distributing the same amongst the persons by law entitled to the same."

No. 28.

THIRD SESSION  
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BILL

An Act to amend The Co-operative  
Associations Act.

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