

Bill No. 16 of 1938.

A BILL TO AMEND THE CONDITIONAL SALES ACT.

NOTE.

This Bill makes provision as to the registration of conditional sale agreements and renewal statements in case a judicial district (which is a registration district under the Act) is divided, or its boundaries are altered under *The Judicature Act*.

In any such case any registration previously made continues until it becomes necessary to register a renewal statement in respect of it; and the renewal statement is to be filed in the registration district in which is then situate the place at which the buyer or bailee resided at the time of the delivery of the chattels to which the agreement relates; or in the case of the permanent removal of such chattels in the district in which the agreement is required to be registered in such a case by section 5 of the Act. It further provides that in case an agreement is registered in a district other than that in which the renewal statement is required to be filed, a certified copy of the agreement is to be filed with the renewal statement.

R. ANDREW SMITH,
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. 16 of 1938.

An Act to amend The Conditional Sales Act.

(Assented to _____, 1938.)

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 Conditional Sales Act Amendment Act, 1938.*"

2. *The Conditional Sales Act*, being chapter 150 of the Revised Statutes of Alberta, 1922, is hereby amended by inserting therein immediately after section 4 the following new section:

"**4a.**—(1) In case any judicial district is divided or the boundaries thereof are altered or any new judicial district is established pursuant to section 39 of *The Judicature Act*,—

"(a) every writing or true copy thereof referred to in section 3 (in this section referred to as a conditional sale agreement) which was duly registered in a district affected by any such division, alteration or establishment, at the time when such division, alteration or establishment became effective, shall until it becomes necessary to register a renewal statement in respect thereof continue to be as valid and effectual as if such division, alteration or establishment had not been made;

"(b) on and after the day upon which such division, alteration or establishment becomes effective, the renewal of any such conditional sale agreement shall be filed with the Registration Clerk of the district in which is then situate the place at which the buyer or bailee resided at the time of the delivery of the chattels to which the conditional sale agreement relates, except only in the case of the permanent removal of any such goods by the buyer or bailee into any registration district other than the one in which they were situate at the time of the execution of the conditional sale agreement, in which case the renewal statement shall be registered in the office of the Registration Clerk for each district in which the conditional sale agreement is required to be registered in such a case by section 5 of this Act;

“(c) in case such conditional sale agreement is registered with the Clerk of a Registration District other than the Clerk of the Registration District with whom the renewal statement relating thereto is required to be filed, there shall be filed with every such statement a certified copy of the conditional sale agreement to which it relates.

“(2) No conditional sale agreement duly registered as at the date of the division, alteration or establishment of any district in any district affected by any such division, alteration or establishment, shall lose its priority by reason of the non-registration thereof in the office of the Registration Clerk in any other district until the expiration of the period fixed by section 4 for the renewal thereof.”

3. This Act shall come into force on the day upon which it is assented to.

SIXTH SESSION
EIGHTH LEGISLATURE

1 GEORGE VI

1938

BILL

An Act to amend The Conditional
Sales Act.

Received and read the

First time.....

Second time.....

Third time.....

HON. MR. ABERHART.

EDMONTON:
A. Shnitka, King's Printer
1938