

Bill No. 30 of 1941.

A BILL TO AMEND THE ESTATES OF THE  
MENTALLY INCOMPETENT ACT

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NOTE.

This Bill amends *The Estates of the Mentally Incompetent Act*.

Section 21 has been amended and a new subsection added to it. It provides machinery for the reversion in the original owner of property which was committed to the hands of a guardian appointed to manage it where such persons are not resident within the Province. Vesting orders rather than transfers are used.

W. S. GRAY,  
*Acting Legislative Counsel.*

*(This note does not form any part of the Bill but is offered in explanation of its provisions.)*

# BILL

No. 30 of 1941.

An Act to amend The Estates of the Mentally  
Incompetent Act.

(Assented to \_\_\_\_\_, 1941.)

**H**IS 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 Estates of the Mentally Incompetent Act Amendment Act, 1941.*"

2. *The Estates of the Mentally Incompetent Act*, being chapter 22 of the Statutes of Alberta, 1937, is hereby amended as to section 21 by striking out the same and by substituting therefor the following:

"21.—(1) Where property stands in the name of or is vested in a person residing out of the Province, the Court, upon proof that he has been declared or found of unsound mind, and that his property has been committed to a person appointed to manage it, may order that such property or a part thereof be vested in the person so appointed.

"(2) In any case where property has been vested in a person appointed to manage it pursuant to this section, the Court may, upon the filing of a certified copy of the order of the foreign court or other body of competent jurisdiction terminating the guardianship or appointment, or upon such other proof as the Court may require, order that the property or a part thereof be re-vested in the owner thereof."

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

FIRST SESSION  
NINTH LEGISLATURE  
5 GEORGE VI  
1941

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**BILL**

An Act to amend The Estates of the  
Mentally Incompetent Act.

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Received and read the

First time.....

Second time.....

Third time.....

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HON. MR. ABERHART.

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EDMONTON:  
A. Sholtka, King's Printer  
1941