

Bill No. 35 of 1941.

A BILL TO AMEND THE MAINTENANCE  
ORDER ACT.

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NOTE.

This Bill amends *The Maintenance Order Act*.

The amendment to subsection (1) of section 5 and the addition of the new section 6a are both designed to enable hospitals to remove persons in respect of whom maintenance orders have been made. In many cases these persons are no longer in need of hospital treatment, and the hospital urgently requires the space they are occupying for persons who really need hospitalization, and there is presently no way in which the hospitals are able to compel the removal of these persons. By reason of these amendments where any person liable to maintain any child or poor person and against whom a maintenance order has been made, receives notice from the hospital requiring him to remove such child or poor person, he is now obligated to do so or will suffer a penalty.

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. 35 of 1941.

An Act to amend The Maintenance Order 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 Maintenance Order Act Amendment Act, 1941.*"

**2.** *The Maintenance Order Act*, being chapter 103 of the Revised Statutes of Alberta, 1922, is hereby amended as to section 5 by striking out subsection (1) thereof and by substituting therefor the following:

"**5.**—(1) Where any person is liable under this Act to maintain any child or poor person, the mayor or reeve of the municipality in which such person, child or poor person resides, or the superintendent of a hospital in which such person, child or poor person is a patient, or the Superintendent of Dependent and Neglected Children, may apply summarily to a judge of the District Court of the Judicial District in which such person is or resides for a maintenance order against such person."

**3.** The said Act is further amended by adding immediately after section 6 the following new section:

"**6a.** Any person against whom under the provisions of this Act, an order has been made for the maintenance of a person who is a patient in a hospital, shall remove such patient from the hospital within ten days of the receipt from the Hospital Board of a written notice which may be sent by registered mail requiring him so to do, and any person who fails to comply with such notice shall be liable on summary conviction to a fine not exceeding fifty dollars, and in default of payment to imprisonment for a period not exceeding thirty days."

**4.** 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 Maintenance  
Order Act.

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Received and read the

First time.....

Second time.....

Third time.....

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HON. DR. CROSS.

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EDMONTON:  
A. Shnitka, King's Printer  
1941