

Bill No. 68 of 1941.

A BILL RESPECTING THE PRIORITIES OF LIENS
ON CROPS.

NOTE.

This Bill introduces a new Act dealing with the priorities of liens on crops. Crop liens are given under numerous enactments and there is some confliction as to the priorities established under these enactments. For purposes of clarifying this situation a separate Act dealing with the priorities of liens established under other Acts was deemed advisable. It in no way affects the method of acquiring the lien, the nature of the lien, its duration, or its enforcement, as these things are still covered by the sections creating the liens. Its only effect is in connection with the priority of the liens so created.

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. 68 of 1941.

An Act Respecting the Priorities of Liens on Crops.

(Assented to _____, 1941.)

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 Crop Liens Priorities Act*."

2. Notwithstanding anything contained in any Statute or in the Common Law, the following liens and charges on crops shall, in the order hereinafter set out, have priority over all other claims, liens, privileges or encumbrances on such crops:

- (a) The threshers' lien under *The Threshers' Lien Act* for threshing the crops;
- (b) Liens and charges under *The Harvesting Liens Act* for harvesting advances as defined in the said Act;
- (c) Liens and charges for the amount payable to the Alberta Hail Insurance Board in respect of any application for insurance under *The Alberta Hail Insurance Act*;
- (d) Liens and charges created by section 32 of *The Bills of Sale Act* for or in respect of necessities within the meaning of the said section;
- (e) Liens and charges for taxes created by section 354a of *The Municipal District Act* and for irrigation rates created by section 145a of *The Irrigation Districts Act*;
- (f) Liens and charges for seed under section 32 of *The Bills of Sale Act* and liens and charges created by *The Seed Grain and Other Advances Security Act, 1936*, *The Agricultural Relief Advances Act, 1936*, *The Agricultural Relief Advances Act, 1938*, and section 170 of *The Municipal District Act* for or in respect of supplies, seed grain, or other commodities;
- (g) Liens and charges created by *The Alberta Co-operative Rural Credit Act*.

3. Nothing contained in this Act shall apply to or affect any right or priority with respect to the crop grown in the

year 1940, created by Order in Council numbered O.C. 1333-40 and dated the twenty-fifth day of September, 1940, and confirmed and declared to be law by an Act to Ratify a Certain Order in Council Dealing with Liens and Charges Against Crops.

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

FIRST SESSION
NINTH LEGISLATURE
5 GEORGE VI
1941

BILL

An Act Respecting the Priorities of
Liens on Crops.

Received and read the

First time.....

Second time.....

Third time.....

HON. MR. MAYNARD.

EDMONTON:
A. Shnitka, King's Printer
1941