

Bill No. 24 of 1942.

A BILL TO AMEND THE DOWER ACT.

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NOTE.

Section 3 of *The Dower Act* declares a disposition of the home by a married man without the consent of his wife null and void. The Courts have interpreted this to mean that it is only null and void as against the wife's life estate which becomes effective only on the husband's death. This means that the husband may dispose of the home subject to this estate. The purpose of the amendment is to make the section mean what was intended, that is to make any such disposition null and void for all purposes.

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. 24 of 1942.

An Act to amend The Dower Act.

(Assented to \_\_\_\_\_, 1942.)

**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 Dower Act Amendment Act, 1942.*"

2. *The Dower Act*, being chapter 135 of the Revised Statutes of Alberta, 1922, is hereby amended as to section 3 thereof by striking out the words "null and void", where they occur in the seventh line, and substituting therefor the words "absolutely null and void for all purposes".

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

SECOND SESSION  
NINTH LEGISLATURE  
6 GEORGE VI  
1942

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**BILL**

An Act to amend The Dower 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. Shnitka, King's Printer  
1942