

## BILL

No 13 of 1931.

An Act to amend The Small Debts Act.

(Assented to , 1931 )

**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 Small Debts Act Amendment Act, 1931*."

2. *The Small Debts Act*, being chapter 76 of the Revised Statutes of Alberta, 1922, is hereby amended as to section 3 thereof by inserting immediately after subsection (2) the following new subsection

"(2a) Any police magistrate may, upon being requested so to do by the Attorney General, try and adjudicate upon any claim under this Act at any place in the judicial district or sub-judicial district in which the defendant or some one of the defendants resides or carries on business, without regard to the place of residence of such police magistrate"

3. The said Act is further amended by inserting therein, immediately after section 32a, the following new section.

"32b.—(1) At any time after judgment and whether the debtor has or has not been previously examined as to his estate, effects or means, the justice may, upon the application of the creditor and upon being satisfied that it is proper so to do on account of any default in complying with any previous order or an alteration in the circumstances of the debtor, issue a summons requiring the debtor to appear before him for examination at a time and place set out therein; and in the event of the debtor's non-appearance, the justice may enforce his appearance by warrant in the manner and subject to the conditions prescribed in subsections (1) to (4) of section 32a of this Act

"(2) Upon the debtor appearing, an examination as to his means shall be held in the manner prescribed in subsection (4) of section 32a of this Act, and thereupon the justice may make an order for payment forthwith or by instalments or in any other manner that he thinks reasonable or just, and may cancel or vary any order previously made for that purpose pursuant to this Act.

"(3) The costs shall be in the discretion of the justice."

4. The said Act is further amended as to schedule B thereof by striking out the words "Mileage to serve summons or subpoena, per mile (one way) necessarily travelled — 10" and by substituting therefor the words "Mileage to serve summons or subpoena, per mile (one way) necessarily travelled.. 15."

No 13.

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FIRST SESSION  
SEVENTH LEGISLATURE  
21 GEORGE V  
1931

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BILL

An Act to amend The Small Debts  
Act

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Received and read the

First time... ..

Second time. .. .

Third time... - ....

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HON MR. LYNEURN

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WINDSOR  
W. D. LEAN, Printer  
1931

Title: 1931 (7th, 1st) Bill 13, An Act to amend The Small Debts Act