

BILL

No 86 of 1931.

An Act to amend The Dower 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 Dower Act Amendment Act, 1931*."

2. *The Dower Act*, being chapter 135 of the Revised Statutes of Alberta, 1922, is hereby amended as to section 8 thereof by striking out the same and by substituting therefor the following:

"8.—(1) Where a husband and his wife are living apart, or where the wife has not since her marriage lived within the Province, or where her whereabouts is unknown, or where she is a lunatic or person of unsound mind, a judge of the Supreme Court may, by order, dispense with the consent of the wife to any proposed disposition if, in the opinion of such judge, it seems fair and reasonable under the circumstances so to do.

"(2) Where a judge is satisfied that the wife has not since her marriage lived within the Province, or that her whereabouts is unknown, he may dispense with the giving of notice of the application for such order or give such other direction as to the service of notice as may to him appear proper.

"(3) Where the wife is a lunatic or person of unsound mind, notice of any application to dispense with the consent of such wife shall be sufficiently served if served upon the administrator of estates of the mentally incompetent for the time being.

"(4) Upon such order being filed with the Registrar of Land Titles and upon payment of the proper fees, the Registrar shall register the transfer, agreement, lease, mortgage, memorandum or other instrument in the same manner as if this Act had not been passed."

FIRST SESSION
SEVENTH LEGISLATURE
21 GEORGE V
1931

BILL

An Act to amend The Dower Act

Received and read the

First time

Second time

Third time

MR JAMIESON
