



NATIONAL ASSEMBLY

SECOND SESSION

THIRTY-FIFTH LEGISLATURE

Bill 164
(1997, chapter 81)

An Act to amend the Act to facilitate the payment of support

Introduced 4 November 1997
Passage in principle 13 November 1997
Passage 9 December 1997
Assented to 18 December 1997

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EXPLANATORY NOTES

This bill amends the Act to facilitate the payment of support to enable the Court to authorize that the payment of support be made directly by the debtor of support to the creditor of support in the interim period before the case is taken in charge by the Minister of Revenue in accordance with the Act.

The Act is also amended to reduce the amount of the security to be provided by a debtor of support, when applying for an exemption, from the equivalent of three months' support to the equivalent of one month's support and the time limit for furnishing security to the Minister is extended to thirty days.

Bill 164

AN ACT TO AMEND THE ACT TO FACILITATE THE PAYMENT OF SUPPORT

THE PARLIAMENT OF QUÉBEC ENACTS AS FOLLOWS :

1. Section 3 of the Act to facilitate the payment of support (R.S.Q., chapter P-2.2) is amended by replacing the words “three months” in the third line of subparagraph 2 of the first paragraph by the words “one month”.

2. The said Act is amended by inserting, after section 3, the following section :

“3.1. The court may also, where the parties make a joint application therefor and the court is satisfied that the parties have given free and enlightened consent, temporarily suspend the obligation under section 2 and allow support payments to be made directly to the creditor of support.

The suspension shall end when support is collected in accordance with this Act. However, the duration of the suspension may not exceed four months from the time the judgment is rendered.”

3. Section 4 of the said Act is replaced by the following section :

“4. A debtor exempted under section 3 must send a copy of the trust deed to the Minister or furnish security to the Minister within 30 days after the judgment is rendered.”

4. Section 9 of the said Act is amended by replacing the word “As” in the first line of the second paragraph by the words “Subject to section 3.1, as”.

5. This Act comes into force on 18 December 1997.