



ALBERTA

M.O. 29/2020

MINISTERIAL ORDER

WHEREAS the Lieutenant Governor in Council made Order in Council 080/2020 under section 52.1(1) of the *Public Health Act* (PHA) on March 17, 2020 declaring a state of public health emergency in Alberta due to pandemic COVID-19 and the significant likelihood of pandemic influenza;

WHEREAS Order in Council 080/2020 has effect for 90 days following March 17, 2020 under section 52.8(1)(a) of the PHA;

WHEREAS section 52.1(3) of the PHA authorizes the Minister of Justice and Solicitor General responsible for an enactment, to make an order without consultation, to:

- (a) suspend or modify the application or operation of all or part of an enactment, subject to the terms and conditions the Minister prescribes, or
- (b) specify or set out provisions that apply in addition to, or instead of, any provision of an enactment

if the Minister is satisfied that doing so is in the public interest; and

WHEREAS I am satisfied that it is in the public interest to make such an order in respect of the *Guarantees Acknowledgment Act* and the *Guarantees Acknowledgment Forms Regulation*, because there may be circumstances where it is not possible or medically safe for the guarantor to physically attend before a lawyer, during the COVID-19 pandemic;

THEREFORE, I, Doug Schweitzer, Q.C., Minister of Justice and Solicitor General responsible for an enactment, pursuant to section 52.1(2) of the *Public Health Act*, do hereby order that:

1. A guarantee has effect where the guarantor:
 - (a) Appears before a lawyer by two-way video-conferencing,
 - (b) Acknowledges to the lawyer that the guarantor executed the guarantee, and
 - (c) Signs the certificate prescribed in the Appendix in the presence of the lawyer by two-way video-conferencing.

This Order comes into effect on the date set out below.

This Order lapses, unless it is sooner continued by an order of the Lieutenant Governor in Council under section 52.811(3) of the PHA, at the earliest of the following:

- (a) 60 days after Order in Council 080/2020 lapses under section 52.8(1) of the PHA;
- (b) when this Order is terminated by the Minister under section 52.811(2) of the PHA because the Minister is satisfied that this Order is no longer in the public interest; or
- (c) when this Order is terminated by the Lieutenant Governor in Council under section 52.811(1)(c) of the PHA.

Dated at the City of Edmonton, in the Province of Alberta, this 8th day of May, 2020.



MINISTER OF JUSTICE AND SOLICITOR GENERAL
OF THE PROVINCE OF ALBERTA

**APPENDIX
CERTIFICATE**

I HEREBY CERTIFY:

- 1 _____ (guarantor's name) _____, the guarantor in the guarantee dated _____ made between _____ and _____, which this certificate is attached to or noted on, appeared before me by two-way video-conference and acknowledged that he/she had executed the guarantee.

- 2 I satisfied myself by examination of the guarantor that he/she is aware of the contents of the guarantee and understands it.

CERTIFIED by _____ (print name) _____, Lawyer, at the _____ of _____, at (Municipality, Province/State, Country) this _____ day of _____, 20____.

Signature

STATEMENT OF GUARANTOR

I am the person named in this certificate.

Signature of Guarantor