

1988

## c 29 Proceedings Against the Crown Amendment Act, 1988

Ontario

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## CHAPTER 29

**An Act to amend the  
Proceedings Against the Crown Act**

*Assented to June 8th, 1988*

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

**1.—(1)** Subsection 25 (2a) of the *Proceedings Against the Crown Act*, being chapter 393 of the Revised Statutes of Ontario, 1980, as enacted by the Statutes of Ontario, 1985, chapter 6, section 16, is amended by adding at the end thereof “subject to section 7 of the *Wages Act*”.

**(2)** Subsection 25 (3) of the said Act, as re-enacted by the Statutes of Ontario, 1983, chapter 88, section 1 and amended by the Statutes of Ontario, 1985, chapter 6, section 16, is repealed and the following substituted therefor:

**(3)** A garnishment is effective against the Crown only in respect of amounts payable on behalf of the administrative unit served with notice of garnishment to the person named in the notice of garnishment. Limitation

**(4)** The Lieutenant Governor in Council may make regulations, Regulations

- (a)** prescribing the method of service on the Crown of notices of garnishment in place of the method prescribed in section 14;
- (b)** providing that a notice of garnishment issued against the Crown is not effective unless a statement of particulars in the prescribed form is served with the notice of garnishment;
- (c)** providing that a notice of garnishment issued against the Crown shall be deemed to be served on the day that is the number of days specified in the regulation after the actual date of service or after the effective date of service under the rules of the

court that issued the notice of garnishment, as the case may be, but the regulation shall not specify more than thirty days as the number of days;

- (d) prescribing the form of statement of particulars for the purposes of this section.

Interpretation

R.S.O. 1980,  
cc. 106, 235

(5) In this section, “administrative unit” means a Ministry of the Government of Ontario, a Crown agency within the meaning of the *Crown Agency Act* or the Office of the Assembly under the *Legislative Assembly Act*.

Commence-  
ment

**2.** This Act comes into force on a day to be named by proclamation of the Lieutenant Governor.

Short title

**3.** The short title of this Act is the *Proceedings Against the Crown Amendment Act, 1988*.

