

Chapter 25

AN ACT TO AMEND THE MAINTENANCE ORDERS ENFORCEMENT ACT

(Assented to December 3, 2002)

The Commissioner of Nunavut, by and with the advice and consent of the Legislative Assembly, enacts as follows:

1. **This Act amends the *Maintenance Orders Enforcement Act*.**
2. **Section 1 is amended by striking out "the Territories" and substituting "Nunavut" throughout.**
3. **In subsection 1(1) the definition of "maintenance order" in paragraph (b) is amended by striking out "*Maintenance Orders (Facilities for Enforcement) Act*" and substituting "*Interjurisdictional Support Orders Act*".**
4. **(1) The heading "GOVERNMENT OF THE NORTHWEST TERRITORIES" preceding section 2 and section 2 are repealed and the following substituted:**

Government bound

 2. This Act binds the Government of Nunavut.
5. **(1) Subsections 5(3) and (4) are amended by striking out "the Territories" and substituting "Nunavut".**

(2) Subsection 5(4) is further amended by striking out "*Maintenance Orders (Facilities for Enforcement) Act*" and substituting "*Interjurisdictional Support Orders Act*".
6. **Subsections 7(2) and (3) are amended by striking out "the Territories" and substituting "Nunavut".**
7. **Subsections 8(1), 9(2) and (4), 10(1) and 11(1) are amended by striking out "Government of the Northwest Territories" and substituting "Government of Nunavut".**
8. **The following is added after section 11:**

Paramountcy

11.1. Where there is a conflict or inconsistency between sections 9 and 11 of this Act and any provision of Part I of the *Access to Information and Protection of Privacy Act*, those sections of this Act shall prevail to the extent of the conflict or inconsistency.

9. Section 14 is amended

- (a) **in subsection (1) by striking out "Rules of the Supreme Court or the Territorial Court Civil Claims Rules, as the case may be" and substituting "Rules of the Nunavut Court of Justice"; and**
- (b) **in paragraph (3)(a) by striking out "the Territories" and substituting "Nunavut".**

10. Section 17 is amended

- (a) **in subsection (1) by striking out "Rules of the Supreme Court" and substituting "Rules of the Nunavut Court of Justice"; and**
- (b) **in subsection (4) by striking out "Government of the Northwest Territories" and substituting "Government of Nunavut".**

11. Subsection 24 is amended by

- (a) **in subsection (4), striking out "Subject to subsection (5), in addition" and substituting " In addition"; and**
- (b) **repealing subsection (5).**

12. Section 28 is amended by striking out "the Territories" and substituting "Nunavut".