

PERSONS WHO ARE CONSIDERED "OFFICERS" RESPECTING BC LAND TITLE DOCUMENTS ARE SET OUT IN SECTIONS 60, 63 AND 64

Commissioners because of office or employment

60 The following persons are, because of their office or employment, commissioners for taking affidavits for British Columbia:

- (a) a judge of a court in British Columbia;
- (b) justices;
- (c) registrars, deputy registrars, district registrars and deputy district registrars of the Supreme Court;
- (d) practising lawyers as defined in section 1 (1) of the *Legal Profession Act*;
- (e) notaries public;
- (f) the local government corporate officer and that person's deputy;
- (g) [Repealed 1998-34-248.]
- (h) the secretary treasurer of a board of school trustees;
- (h.1) the chief executive officer of a francophone education authority as defined in the *School Act*;
- (i) coroners;
- (j) government agents and deputy government agents;
- (k) [Repealed 1999-6-11.]
- (l) other classes of office holder or employment the Attorney General prescribes.

Police forces

60.1 The following persons are commissioners for taking affidavits for British Columbia only for the purposes of exercising the powers and performing the duties of their office:

- (a) members of the Royal Canadian Mounted Police who are peace officers and are located in British Columbia;

(b) designated constables, provincial constables and municipal constables as defined in the *Police Act*;

(c) other individuals or classes of individuals who are officers as defined in the *Police Act* and who are designated by regulation of the Attorney General for the purposes of this section.

Social workers

61 (1) The following persons are commissioners for taking affidavits for British Columbia only for the purposes of exercising the powers and performing the duties delegated to them under the following Acts:

(a) for the *Adoption Act*, each person to whom a director of adoption under that Act has delegated powers or duties, except an administrator as defined in section 1 of that Act;

(b) for the *Child, Family and Community Service Act*, each person to whom a director under that Act has delegated powers or duties;

(c) for the *Employment and Assistance Act*, each person to whom the minister has delegated powers or duties under that Act;

(d) [Repealed 2002-40-59.]

(e) for the *Child Care Subsidy Act*, each person to whom the minister has delegated powers or duties under that Act;

(f) for the *Child Care BC Act*, each person to whom the minister has delegated powers or duties under that Act;

(g) for the *Employment and Assistance for Persons with Disabilities Act*, each person to whom the minister has delegated powers or duties under that Act.

(2) If the powers and duties delegated to a person referred to in subsection (1) are revoked, that person ceases to be a commissioner for taking affidavits for British Columbia.

Revocation of commissioner appointment

62 (1) Whether or not the appointment was made under this or any other Act, the Attorney General may, by order, revoke the appointment of any of the following:

- (a) a commissioner for taking affidavits for British Columbia;
 - (b) a commissioner for taking affidavits within British Columbia appointed before April 1, 1960;
 - (c) a special commissioner for taking affidavits within British Columbia appointed before April 1, 1960;
 - (d) a commissioner for taking affidavits in and for the courts of British Columbia appointed before April 1, 1960.
- (2) The Attorney General may, by order, discontinue for the period as may be designated in the order the application of sections 60 and 61 to any person or group of persons.

Affidavits sworn out of British Columbia for use in British Columbia

63 Oaths, affidavits, affirmations or statutory declarations administered, sworn, affirmed or made in any other province or any country other than Canada before

- (a) a magistrate or an officer of a court of justice, a judge or a commissioner authorized to administer oaths in the courts of justice of that province or country, as the case may be,
- (b) the mayor or chief magistrate of any city, borough or town corporate, certified under the seal of the city, borough or town corporate, as the case may be,
- (c) an officer of any of Her Majesty's diplomatic or consular services exercising the officer's functions in any country other than Canada, including an ambassador, envoy, minister, chargé d'affaires, counsellor, secretary, attaché, consul general, consul, vice consul, proconsul, consular agent, acting consul general, acting consul, acting vice consul and acting consular agent,
- (d) an officer of the Canadian diplomatic and consular service exercising the officer's functions in any country other than Canada, including, in addition to the diplomatic and consular officers under paragraph (c), a high commissioner, permanent delegate, acting high commissioner, acting permanent delegate, counsellor and secretary,
- (e) a Canadian government trade commissioner or an assistant Canadian government trade commissioner exercising his or her functions in any country other than Canada,

(f) a notary public acting in the territorial limits of the notary's authority, certified under the notary's hand and official seal, or

(g) a commissioner authorized by the laws of British Columbia to take affidavits, are as valid and effectual, and have the same force and effect as if the oath, affidavit, affirmation or statutory declaration had been administered, sworn, affirmed or made in British Columbia before a commissioner for taking affidavits or other competent authority of the same nature.

Commissioned officers empowered to administer oaths

64 All commissioned officers of Her Majesty's naval, military and air forces of Canada on active service in or out of Canada and all Agents General for British Columbia are empowered to administer oaths and take and receive affidavits, declarations and affirmations in or out of British Columbia for use in British Columbia.