

2. On the loss of her husband's name the wife resumes her maiden name.

SECTION 57

Refusal by the Guardianship Court to allow retention of name

1. If after divorce the wife is found guilty of a serious lapse against her former husband, or if she, against his will, leads a disreputable or immoral life, the Guardianship Court may, upon application by the former husband, forbid her to retain his surname.

2. Subsection 1 is also applicable if the wife has* resumed a ^surname acquired through a previous marriage under Section 55, Subsection 2.

3. The decision forbidding the retention of the name comes into force only after the decision has become final. The wife thereupon resumes her maiden name.

II. Alimony

a) Obligation to pay alimony in case of divorce on grounds of guilt

SECTION 58

1. A husband who has been found, solely or predominantly guilty must pay alimony to his divorced wife commensurate with the standard of their married life, in so far as the income from property and earnings from any occupation of the divorced wife are insufficient.

2. A wife who has been found solely or predominantly guilty must pay adequate alimony to her divorced husband in so far as he is incapable of supporting himself.

SECTION 59

1. Should the payment of the alimony fixed in Section 58 impair the means for the reasonable maintenance of the married partner who has been found solely or predominantly guilty, having regard to any other obligations he may have, he need only pay so much as is equitable, having regard to the needs of the divorced couple and their circumstances as regards property or earnings* from any occupation. If the person under the obligation of alimony has to support a minor unmarried child, or if remarried, to support the new marital partner, the needs and the economic circumstances of these persons are to be considered.

2. In the circumstances set out in Subsection 1, the husband is released from any obligation to pay alimony if the wife can provide for her own maintenance from income derived from her own property.