



## CHAPTER 351.

## An Act to provide for the Administration and Disposition of certain Crown Lands for Purposes of University Endowment.

**H**IS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of British Columbia, enacts as follows:—

Short title.

1. This Act may be cited as the “University Endowment Lands Administration Act.” R.S. 1936, c. 298, s. 1.

Improvement and disposal of lands in District Lot 140, Group 1, New Westminster District.

2. The Minister of Lands and Forests may from time to time, with the consent of the Lieutenant-Governor in Council, and subject to the regulations:—

- (a) Survey, resurvey, and subdivide any of the lands held by the Crown in the right of the Province within District Lot 140, Group 1, New Westminster District, and which are not within any municipality, into such lots, blocks, streets, lanes, boulevards, recreational courts, parks, and other areas as he may deem expedient:
- (b) Construct, install, lay, and otherwise provide such sewers, drains, pipes, sidewalks, curbs, street pavements, boulevards, water systems, street-lighting systems, fire-protection systems, garbage-disposal systems, and other works of improvement and convenience as are considered necessary or conducive to the improvement, development, and fitting of the said lands for occupation and use:
- (c) Advertise and otherwise provide for the disposition by sale or lease, and sell or lease, any of the lands so subdivided into lots or blocks and any of the lands here-

tofore subdivided under the provisions of the "British Columbia University Loan Act" in such manner and at such prices and on such terms and conditions as he may deem proper:

- (d) Maintain and operate such works and services as are considered necessary or conducive to the use and occupation of such subdivided lands by purchasers and other occupants, and charge such fees, rates, and tolls for the maintenance and operation thereof as are prescribed by the regulations:
- (e) Advance by way of loan to purchasers and lessees of lands so subdivided such sums as he may deem advisable to enable the purchasers or lessees to erect dwelling-houses upon the lands purchased or leased from the Crown, but the amount which may be loaned upon the security of any parcel of the said lands and the appurtenances thereto shall not exceed, in the case of a Crown-grant parcel, sixty per centum of the aggregate of the purchase price of the parcel and the cost of the dwelling-house erected thereon, and in the case of a leased parcel or a parcel held under purchase agreement, sixty per centum of the cost of the dwelling-house erected thereon:
- (f) Make grants of money for the purpose of aiding in the establishment and maintenance of public schools in any rural school district which is comprised in said District Lot 140. R.S. 1936, c. 298, s. 2.

University  
Endowment Lands  
Administration  
Account.

3. (1) There shall continue to be in the Treasury an account to be known as the "University Endowment Lands Administration Account," into which shall be paid:—

- (a) The amounts collected from taxes imposed under the "Taxation Act" on lands and improvements referred to in section 6 of this Act:
- (b) The amounts derived from the disposition of any of the lands subdivided under this Act or under the "British Columbia University Loan Act":
- (c) The amounts derived from payments made to the Crown on account of local improvements pursuant to covenants entered into by the purchasers and lessees of the subdivided lands in respect thereof:
- (d) The amounts derived from the maintenance or operation of any work or service for the convenience or use of the occupants of the subdivided lands, including all fees, rates, and tolls payable under the regulations:

- (e) The amounts derived from payments of interest and repayment of principal in respect of the sums advanced by way of loan pursuant to clause (e) of section 2:
- (f) Such amounts as the Lieutenant-Governor in Council may from time to time direct to be advanced to the said account from moneys available therefor under the "British Columbia University Loan Act" or by vote of the Legislature.

(2) The Minister of Finance shall make payments out of the said account to meet expenditures incurred in carrying out the purposes set out in section 2, upon vouchers certified by the Minister of Lands and Forests. R.S. 1936, c. 298, s. 3.

Appropriation of  
moneys at credit  
of University  
Endowment Lands  
Administration  
Account.

4. The moneys at any time standing at the credit of the University Endowment Lands Administration Account, and not required for any of the purposes set out in section 2, shall be applied by the Lieutenant-Governor in Council as follows:—

- (a) In refunding to the Consolidated Revenue Fund:—
  - (i) All moneys heretofore or hereafter expended or advanced under the provisions of the "British Columbia University Loan Act" or advanced under the provisions of clause (f) of section 3 of this Act from moneys available by vote of the Legislature:
  - (ii) All discount, commission, brokerage, and other expenses of placing every sum heretofore or hereafter borrowed or raised under the "British Columbia University Loan Act":
  - (iii) Interest on the amounts from time to time outstanding referred to in subclauses (i) and (ii) of this clause, and on the moneys advanced from the Consolidated Revenue Fund under authority of Order in Council Number 667, approved the seventeenth day of June, 1925, and Order in Council Number 745, approved the seventh day of July, 1925, and the special warrants issued thereon respectively, from the time of their advance until repaid out of the moneys borrowed or raised under the "British Columbia University Loan Act," computed in such manner and at such rate as may be determined by the Minister of Finance:
  - (iv) Interest on all amounts of interest outstanding under the last preceding subclause, compounded semi-annually:
- (b) In placing to the credit of an account in the Treasury to be known as the "University Endowment Account" any surplus remaining after payment into the Con-

solidated Revenue Fund of the moneys referred to in clause (a). R.S. 1936, c. 298, s. 4.

Investment of  
moneys in University  
Endowment  
Account.

5. (1) Moneys at the credit of the University Endowment Account shall be invested from time to time in securities approved by the Minister of Finance, and until so invested shall be kept in a chartered bank on deposit bearing interest.

Appropriation of  
income for Univer-  
sity purposes.

(2) The annual income from the University Endowment Account and the investments of its moneys shall be paid over to the Board of Governors of The University of British Columbia at such times as the Minister of Finance may direct. R.S. 1936, c. 298, s. 5.

Taxation of lands  
and improvements  
under "Taxation  
Act."

6. Notwithstanding any provision of the "Taxation Act," where any parcel of land within any part of said District Lot 140 which has been subdivided under the "British Columbia University Loan Act," or is subdivided under this Act, is liable to taxation under the "Taxation Act," the land comprised in the parcel and the improvements thereon shall for purposes of taxation under that Act be assessed separately, and shall be taxed as follows:—

- (a) The land at such rate of taxation for improved land, upon the full amount of the assessed value, as is necessary to raise the moneys required to be raised for administration and maintenance of such lands:
- (b) The improvements shall not be taxed, except as directed from time to time by the Lieutenant-Governor in Council, and then only at the rate of taxation for improved land upon the whole or such part of the assessed value of the improvements as is so directed. R.S. 1936, c. 298, s. 6; 1946, c. 76, s. 2.

Taxation under  
"Public Schools  
Act."

7. (1) In this section the expression "improvements" shall have the meaning assigned to that expression by section 2 of the "Taxation Act."

(2) This section shall not apply in respect of the assessment or taxation of the lands and personal property of railway companies.

(3) Notwithstanding any provision of the "Public Schools Act" respecting the assessment and taxation of land, where any parcel of land situate within a rural school district which is comprised in said District Lot 140 is liable to taxation under that Act, the land comprised in the parcel and the improvements thereon shall for purposes of taxation under that Act be assessed separately, and shall be taxed as follows:—

- (a) The land at such rate as is necessary, along with other property (if any) assessed and taxed for school purposes within the school district, to raise the moneys

required to be raised for school purposes by assessment within the school district:

- (b) The improvements shall not be taxed, except as directed from time to time by the Lieutenant-Governor in Council, and then only upon the whole or such part of the assessed value of the improvements as is so directed.

(4) Notwithstanding any provision of the "Public Schools Act" respecting the assessment and taxation of personal property, the personal property within any rural school district which is comprised in said District Lot 140 shall not be taxed under that Act, except as directed from time to time by the Lieutenant-Governor in Council, and then only upon the whole or such part of the assessed value of the personal property as is so directed. R.S. 1936, c. 298, s. 7.

Taxation for year  
in which land is  
sold or leased.

8. Where any parcel of land within any part of said District Lot 140 is disposed of by sale or lease under this Act, the land comprised in the parcel and the improvements thereon shall for all purposes of taxation referred to in sections 6 and 7 be assessed and taxed in respect of the year in which the disposition of the parcel takes place, but a part only of that year's taxes pro rata to the part of the year unexpired at the time of the disposition shall be imposed and form a lien or charge on the property so assessed and shall be collected in respect of that year. R.S. 1936, c. 298, s. 8.

Regulations.

9. (1) For the purpose of carrying into effect the provisions of this Act according to their true intent or of supplying any deficiency therein, the Lieutenant-Governor in Council may make such regulations not inconsistent with the spirit of this Act as may be considered necessary, advisable, or convenient.

(2) Without thereby limiting the generality of the provisions contained in subsection (1), it is declared that the power of the Lieutenant-Governor in Council to make regulations shall extend to:—

- (a) The carrying-out and enforcement of all covenants and conditions contained in contracts entered into with purchasers and lessees under the "British Columbia University Loan Act" or under section 2 of this Act:
- (b) Requiring and compelling that a permit to erect, alter, or repair any building (including plumbing and electrical equipment and fixtures) on lands subdivided under this Act or under the "British Columbia University Loan Act" shall be obtained before proceeding with the work of erection, alteration, or repair:

- (c) Providing for the inspection of buildings and premises in order to ascertain whether the regulations are obeyed, or to enforce and carry into effect the regulations:
- (d) Prescribing the fees payable in respect of permits issued under the regulations, and prescribing fees for anything done or permitted to be done under the regulations:
- (e) Prescribing penalties for the enforcement of any regulation. R.S. 1936, c. 298, s. 9.

Prohibition against  
picking flowers, etc.

**10.** (1) No person shall pick, cut, damage, or remove the whole or any part of any flower, plant, shrub, or tree on any part of said District Lot 140, or remove any material from any part of said lot, or place any material on any part of said lot unless he has the right of possession of such part or has authority so to do from the person having the right of possession.

Penalty.

(2) Every person who violates any of the provisions of subsection (1) shall be guilty of an offence against this Act and shall be liable, on summary conviction, to a penalty of not less than ten dollars and not more than one hundred dollars. 1947, c. 93, s. 2; 1948, c. 98, s. 2.

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