



CHAPTER 60.

An Act to provide for the Exercise by the Lieutenant-Governor in Council of certain Powers during the Interim between the Sessions of the Legislature.

[Assented to 29th March, 1934.]

WHEREAS, owing to extraordinary conditions respecting Preamble.
 business, finance, agriculture, industry, municipal government, and unemployment within the Province, it is necessary and advisable that full power and authority be vested in the Lieutenant-Governor in Council to act promptly and effectively in meeting and dealing with those conditions, so far as it is within the powers of the Legislature to deal therewith; including, but so as not to limit the generality of the foregoing recital or of the provisors herein-after contained, the supervising, carrying-on, aiding, developing, regulating, co-ordinating, and prohibiting of business, financial, agricultural, industrial, and municipal operations within the Province, including the production, distribution, and disposition of products within the Province, and the employment of labour thereon:

Now, therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of British Columbia, enacts as follows:—

1. This Act may be cited as the "Special Powers Act."

Short title.

2. To the full extent to which the powers of the Legislature extend thereto, and notwithstanding the provisions of any public or private Act of the Legislature, the Lieutenant-Governor in Council shall have power to do and to authorize within the Province such acts and things and to make and promulgate from time to time such ordinances as he may by reason or in anticipation of any condition, or for the purpose of any matter referred to in the preamble or in this section, consider necessary or advisable in

Powers to be exercised by Lieut.-Governor in Council.

relation to the matters coming within the classes of subjects next hereinafter enumerated, that is to say:—

- (1.) The reservation, preservation, management, development, sale, and disposition of the natural resources of the Province, including, without limiting the generality of the foregoing, all lands, forests, waters, oil, natural gas, mines, minerals, and royalties belonging to the Province:
- (2.) The borrowing of money on the sole credit of the Province:
- (3.) The lending of money to industries and municipalities, the aiding or the joining with any person in the carrying-on of any kind of industrial or productive operations, and the payment of moneys out of the Consolidated Revenue Fund therefor or for any purpose otherwise considered necessary or advisable:
- (4.) Provincial public works and property:
- (5.) Municipal institutions in the Province:
- (6.) The establishment, maintenance, management, and regulation of hospitals and schools in the Province:
- (7.) Local works and undertakings other than such as are of the following classes:—
 - (a.) Lines of steam or other ships, railways, canals, telegraphs, and other works and undertakings connecting the Province with any other or others of the Provinces or extending beyond the limits of the Province:
 - (b.) Lines of steamships between the Province and any British or foreign country:
 - (c.) Such works as, although wholly situate within the Province, are before or after their execution declared by the Parliament of Canada to be for the general advantage of Canada or for the advantage of two or more of the Provinces:
- (8.) Property and civil rights in the Province:
- (9.) The imposition of punishment by fine, penalty, or imprisonment for enforcing any ordinance in relation to any matter coming within any of the classes of subjects enumerated in this section:
- (10.) Generally all matters of a merely local or private nature in the Province.

Ordinances given
the force of law.

3. All ordinances made under this Act shall be published in the Gazette, and thereupon shall have the force of law, and shall be enforced by all Courts in the Province and by such officers and authorities as the Lieutenant-Governor in Council may prescribe, and may be varied, extended, or revoked by any subsequent ordinance; but if any ordinance is varied, extended, or revoked, neither the previous operation thereof nor anything duly done thereunder shall be affected thereby, nor shall any right, privilege, obligation,

liability, or penalty acquired, accrued, accruing, incurred, or established thereunder be affected by such variation, extension, or revocation.

4. The powers vested in the Lieutenant-Governor in Council by this Act may be exercised to their fullest extent in his absolute discretion for the attainment of the purposes of this Act, and shall be in addition to all powers vested in him by any other Act, and nothing in this Act shall prevent the exercise by the Lieutenant-Governor in Council of the powers vested in him by any other Act. Where powers exercisable by the Lieutenant-Governor in Council under this Act are also exercisable wholly or in part by him under some other Act, those powers under that Act as well as under this Act may be jointly and concurrently exercised by ordinance made and promulgated under this Act. Saving clause.

5. The Lieutenant-Governor in Council shall cause to be laid before the Legislature, within ten days after the opening of the next session, a report of all acts and things done by him under the powers conferred by this Act. Reports to Legislature.

6. For more certainty it is declared that the powers by this Act delegated shall not include those conferred on the Legislature by section 92 of the "British North America Act" in paragraphs one, two, four, six, nine, eleven, twelve, and fourteen thereof; and the Lieutenant-Governor in Council shall have no power hereunder to do any act or to make or promulgate any ordinance which may be contrary to the provisions of or override the terms of this Act or the "Constitution Act." Powers.

7. This Act shall remain in force only until the beginning of the next session of the Legislature, but the ordinances made and promulgated hereunder shall remain in force until the prorogation of that session, unless sooner repealed by the Legislature; and no act or thing done, nor any right, privilege, obligation, liability, or penalty acquired, accrued, accruing, incurred, or established under any ordinance shall be affected by the fact that the ordinance has by reason of this section ceased to have effect. Duration of Act.

8. Nothing herein contained shall be deemed to apply to or affect the provisions of the "Pacific Great Eastern Railway Aid Act, 1925." Not applicable to "P.G.E. Railway Aid Act, 1925."

VICTORIA, B.C.:

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