



## CHAPTER 79.

An Act to amend the "Vancouver Incorporation 1900, c. 54.  
Act, 1900."

[10th March, 1910.]

**W**HEREAS a petition has been presented by the City of Van- Preamble.  
couver praying that the "Vancouver Incorporation Act,  
1900," be amended:

And whereas it is deemed expedient to grant the prayer of the  
said petition:

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

1. The "Vancouver Incorporation Act, 1900" (hereinafter called  
"the principal Act"), is hereby amended by inserting as sections  
124A, 124B, 124C, 124D, 124E, and 124F the following sections:—

"124A. Wherever by the 'Vancouver Incorporation Act, 1900,' or Issue of inscribed  
or registered stock.  
amendments thereto, power is given to the Council to borrow or raise  
by the issue and sale of debentures or otherwise any sum or sums of  
money, it shall be lawful for the Council to raise the whole or any  
portion of such sum or sums of money in the form of inscribed or  
registered stock (hereinafter termed 'stock'), which shall be a  
valid and binding charge upon the city.

"124B. The authority given by the foregoing section shall be exer- Under by-law  
approved by  
majority of  
whole Council.  
cised by virtue and under the authority of a by-law which shall be  
approved of by the affirmative vote of at least an absolute majority  
of all members of the Council, and such by-law shall specify—

"(1.) The purpose for which the loan is to be made:

Contents of by-law.

"(2.) The term for which it is made:

	“(3.) The rate of interest thereon, which shall not exceed five (5) per centum per annum:
	“(4.) The arrangements for the provision for a sinking fund:
	“(5.) The amount imposed for the purpose of paying interest and a sufficient sinking fund or annuity, as the case may be, to repay the capital at maturity:
	“(6.) The particulars of the place or places of issue, of registration, of inscription, of transfer, and of the redemption of the capital at maturity:
	“(7.) The form of security to be used, whether bonds or debentures or registered stock or inscribed stock, in sterling, or in currency, or otherwise.
Style of stock.	“All such stock shall be styled ‘City of Vancouver Consolidated Stock.’
	“124c. The Council shall have and may exercise the following powers, or any of them:—
Other securities convertible into stock.	“(1.) The Council may from time to time declare all or any of the debentures or other public securities issued or authorised to be issued by the City of Vancouver to be convertible into stock:
Issue of stock to exchange for debentures.	“(2.) The Council may authorise the issue of an equivalent amount of such stock in exchange for such debentures or other securities, and for debentures or other authorised securities, but not sold or disposed of:
To redeem outstanding debentures.	“(3.) The Council may, on such conditions as it may determine, authorise the creation and issue of any stock for the purpose of redeeming any outstanding debentures or other securities, and of paying the expenses in connection with such redemption or the carrying-out of the provisions of this Act:
How conversion into stock may be effected.	“(4.) Any such conversion of debentures or other securities into stock may be effected either by arrangement with the holders of such debentures or other securities or by the purchase thereof out of the moneys received by the sale of new stock, or partly in one way and partly in another.
Amounts for which stock may be issued.	“124d. This Act shall not operate to authorise an increase in the authorised amount of any loan except in that case where stock is issued in exchange for debentures or other securities bearing a higher rate of interest than such stock; an additional amount of stock may be issued to make up the difference in the current saleable value between such debentures and stock.
Agreements with outside banks as to all matters connected with stocks.	“124e. The Council may enter into an agreement with any bank, person, firm, or corporation in London, England, or elsewhere to provide for all or any of the following matters:—

- “(1.) For the issue and inscription, registration of stock on register to be kept at such bank or with such person, firm, or corporation, or elsewhere:
- “(2.) For effecting the conversion of debentures or other securities into stock and regulating the transfer of stock:
- “(3.) For the issue of stock certificates and the signature of the same:
- “(4.) For paying interest on stock or the capital sums represented thereby:
- “(5.) For issuing stock certificates to bearer and as often as occasion shall arise reregistering or reinscribing the stock represented by such certificates:
- “(6.) For receiving from time to time all moneys raised under this Act and for paying such moneys from time to time into the city’s account with any bank duly appointed in the city in that behalf:
- “(7.) For the issuing of allotment letters and provisional script certificates to represent moneys paid up on account of any stock, pending the issue of the final stock certificates:
- “(8.) For the transfer of stock from one place of registry to another:
- “(9.) Generally for conducting all business connected with the issue and service of the stock and the inscription, registration, and transfer thereof.

“124F. Stock issued pursuant to the powers contained in this Act shall be valid and binding in the hands of a bonâ fide purchaser, notwithstanding that any of the necessary formalities in connection with the issue thereof have not been complied with.” Stock binding on city notwithstanding informalities.

2. Subsection (3) of section 125 of the principal Act is hereby amended by adding thereto the following subsection, (3a):—

- “(3a.) For acquiring, constructing, and operating and maintaining a municipal telephone system and all land, buildings, material, and plant used in connection therewith or appurtenant thereto, and extending the same: For constructing telephone system.

“Provided that a by-law for acquiring, constructing, and operating and maintaining a telephone system shall not be passed until the assent of the electors has been obtained in conformity with and in manner provided by the requirements of section 103 of this Act in respect of by-laws requiring the assent of the electors.”

3. Section 125 of the principal Act is hereby amended by inserting as subsection (46a) thereof the following subsection:—

- “(46a.) For preventing and regulating the keeping of live poultry in the city, and defining the limits within which and the places where the same may be kept.” Poultry.

4. Section 125 of the principal Act is hereby amended by adding thereto as subsection (47a) the following subsection:—

Livery stables.

“(47a.) For defining areas, districts, or localities within the limits of which no livery stable, sale or boarding stable, or stable in which horses are to be kept for hire or for express purposes shall be established or maintained.”

Amends subsection (48) of section 125.

5. Subsection (48) of section 125 of the principal Act is hereby amended by striking out the word “notice” where it occurs in the tenth and twelfth lines of said subsection, and inserting in lieu thereof the word “order.”

Amends subsection (120) of section 125.

6. Subsection (120) of section 125 of the principal Act is hereby amended by inserting in the first line thereof, after the word “licensing,” the word “prohibiting”; and inserting in the second line thereof, after the word “houses,” the words “and for defining the same.”

For regulating persons undertaking for hire to keep infants.

7. Section 125 of the principal Act is hereby amended by inserting as subsection (120a) thereof the following subsection:—

“(120a.) For licensing, regulating, and governing all persons who undertake for hire or reward to nurse and maintain an infant or infants under the age of seven (7) years apart from its parents, or an orphan or orphans under that age, and to provide for the proper inspection of all places where such infants or orphans are so nursed or maintained.”

Amends subsection (131) of section 125.

8. Subsection (131) of section 125 of the principal Act is hereby amended by adding thereto the following words:—

“Provided that all licences are to be granted so as to terminate on the first day of July or the first day of January in each and every year, and no proportionate reduction shall be made on account of any person commencing business.”

9. Section 125 of the principal Act is hereby amended by inserting as subsection (139a) thereof the following subsection:—

For regulating plumbing.

“(139a.) For regulating the plumbing to be installed in buildings, including the pipes, drains, and all means of connection with sewers and the traps and all apparatus in connection therewith, and the keeping, cleaning, and repairing of the same.”

10. Subsection (166) of section 125 of the principal Act is hereby amended by adding thereto as subsections (166a) and (166b) the following subsections:—

Superannuation for Police Force and Fire Brigade.

“(166a.) For aiding and assisting by annual money grant or otherwise, as the Council may deem expedient, the establish-

ment and maintenance of superannuation and benefit funds for the benefit of members of the Police Force and Fire Brigades and their families respectively:

“(166*b*.) For aiding and assisting by annual money grant or otherwise, as the Council may deem expedient, the establishment and maintenance of official benefit funds for employees of the Corporation (other than employees on the Police Force or Fire Brigades).” Superannuation for city officials.

11. Subsection (215) of section 125 of the principal Act, as amended by section 8 of the “Vancouver Incorporation Act, 1907,” is further amended by adding thereto the following words:— Amends subsection (15) of section 125.

“Provided, further, that anything in this Act notwithstanding, the Council may, by resolutions entered on the minutes and without the assent of the electors, and on such terms and conditions as it may deem expedient, convey any portion of the following pieces of land hereinafter described, and empower the Mayor and City Clerk to execute and deliver good and effectual conveyances in fee-simple of the same:—

“(1.) All and singular that certain parcel or tract of land situate, lying, and being in the Province of British Columbia, in the District of New Westminster, in the City of Vancouver, and being composed of a portion of Lots One (1), Two (2), Three (3), Seven (7), and Eight (8), in Block Forty-eight (48), in District Lot One Hundred and Eighty-one (181), City of Vancouver, and which may be more particularly known and described as follows:—

“*Firstly:* All and singular that certain parcel or tract of land situate, lying, and being in the Province of British Columbia, in the District of New Westminster, in the City of Vancouver, being composed of a portion of Lots 1, 2, and 3, Block 48, in the District Lot 181, and which may be more particularly known and described as follows, that is to say:—

“Beginning at a point on the west boundary of Lot 1, said point being distant fifty-eight feet from the south-west corner of said Lot 1, measured along said west boundary; thence east and parallel to the south boundaries of said Lots 1, 2, and 3 seventy-three and nine-tenths feet, more or less, to the east boundary of Lot 3; thence north along the east boundary of said Lot 3 twenty-seven and one-tenth feet, more or less, to the point of intersection of the said east boundary of Lot 3 with the southerly boundary of Powell Street; thence south seventy-nine degrees two minutes west along said southerly boundary of Powell Street seventy-five and twenty-seven one-hundredths feet, more or

less, to the point of intersection of said southerly boundary of Powell Street with the west boundary of said Lot 1; thence south along the said west boundary of said Lot 1 twelve and seventy-eight one-hundredths feet, more or less, to the point of beginning.

*“Secondly:* All and singular that certain parcel or tract of land situate, lying, and being in the Province of British Columbia, in the District of New Westminster, in the City of Vancouver, being composed of a portion of Lots 7 and 8, Block 48, in District Lot 181, and which may be more particularly known and described as follows, that is to say:—

“Beginning at a point on the west boundary of Lot 7, said point being distant fifty-eight feet from the south-west corner of said Lot 7, measured along said west boundary; thence east and parallel to the south boundaries of said Lots 7 and 8 forty-nine and eight-tenths feet, more or less, to the east boundary of Lot 8; thence north along the east boundary of said Lot 8 fifty-one feet, more or less, to the point of intersection of the said east boundary of Lot 8 with the southerly boundary of Powell Street; thence south seventy-nine degrees two minutes west along said southerly boundary of Powell Street fifty and twenty-one one-hundredths feet, more or less, to the point of intersection of said southerly boundary of Powell Street with the west boundary of said Lot 7; thence south along the said west boundary of said Lot 7 forty-one and forty-one one-hundredths feet, more or less, to the point of beginning.

“(2.) All and singular that certain parcel or tract of land situate, lying in, and being a portion of Lot No. 302, in the District of New Westminster, and City of Vancouver, British Columbia, more particularly described as follows, namely:—

“Commencing at a post at the intersection of the southerly lane line and the westerly boundary of Columbia Street, being the north-east corner of Lot No. 4, Block 5, in the subdivision of District Lot No. 302 aforesaid; thence south fifty-two degrees thirty minutes west along the southerly line of the lane aforesaid two hundred and ten feet to the intersection of the easterly boundary of a street unnamed, being the north-west corner of Lot No. 7, Block 5; thence north thirty-seven degrees thirty minutes west along the said street boundary twenty feet to the south-west corner of Lot No. 1, Block 5 aforesaid; thence north fifty-two degrees thirty minutes east along the northerly boundary of lane aforesaid one hundred and ninety-five feet to the

north-east corner of Lot 3, Block 5 aforesaid, and the intersection of present roadway; thence west one hundred and ninety-six feet along the south boundary of present roadway to the intersection of the southerly boundary of Front Street; thence north sixty-five degrees thirty minutes east one hundred and fifty-eight feet to the intersection of the north boundary of present roadway; thence east seventy-one feet along the said north boundary of roadway to the intersection of Columbia Street and the south-east corner of Lot 27; thence south one degree thirty minutes east seventy-six feet to the north-east corner of Lot 4, the point of commencement; containing one thousand three hundred and fifty-five square feet, more or less."

**12.** Subsection (219) of section 125 of the principal Act is hereby amended by adding thereto as subsection (219a) thereof the following subsection:—

"(219a.) For acquiring land and for erecting, keeping, and maintaining a building suitable for use as a <sup>Juvenile Court House.</sup> Juvenile Court House and such other building or buildings as may be required to properly carry out the provisions of the 'Juvenile Delinquents Act,' being chapter 40 of the Statutes of 1908, Dominion of Canada, and for providing for the expenses attendant upon the proper carrying-out of such Act."

**13.** Section 133 of the principal Act is hereby amended by inserting in the seventh line thereof, after the word "wharves" and before the word "reservoir," the words "bridge or bridges"; and inserting in the thirtieth line thereof, after the word "wharves" and before the word "or," the words "bridge or bridges." Amends section 135.

**14.** Subsection (14) of said section 133 of the principal Act is hereby amended by inserting therein, after the word "decide" in the eighth line thereof, the following words: "and shall be taxed by the Registrar of the Court." Amends subsection (14) of section 133.

**15.** Subsection (15) of said section 133 of the principal Act is hereby amended by adding thereto the following subsections, as subsections (15a) and (15b) thereof:— Amends subsection (15) of section 133.

"(15a.) The parties to the reference may agree to submit the matter to one arbitrator, whose award shall be as binding and conclusive as the award of two or three arbitrators; or, with the consent of the parties, it may be referred to any Judge of the Supreme Court, whose decision in the matter in dispute shall be as binding as the award of an arbitrator or arbitrators:

Limitation of  
claims for com-  
pensation.

"(15*b*.) Every claim at present existing or which may hereafter arise under this section, except in the case of infants, lunatics, and persons of unsound mind, shall be made within one year from the date when the real property was so entered upon, taken, or used, or when the alleged damages were sustained or became known to the claimant: Provided this subsection shall not affect pending litigation or claims upon which arbitration proceedings have been commenced."

Amends section 162.

**16.** Section 162 of the principal Act is hereby amended by striking out all the words in the twenty-ninth line after the word "Act" down to the word "in" in the thirty-second line of said section.

Amends section 196.

**17.** Section 196 of the principal Act is hereby amended by striking out the word "two" in the seventeenth line thereof, and inserting the word "five" in lieu thereof.

Amends section 8  
of "Vancouver  
Incorporation Act,  
1900, Amendment  
Act, 1904."

**18.** Subsection (8) of the "Vancouver Incorporation Act, 1900, Amendment Act, 1904," is hereby amended by adding thereto the following as subsection (8*a*):—

"(8*a*.) No person who erects any building whatever upon or contiguous to any established or contemplated street, lane, square, or public place in the City of Vancouver, without having previously obtained in writing from the City Engineer the level grade and line of such street, lane, square, or public place, shall have any claim whatever for compensation by reason of such building or property being injuriously affected when such level, grade, or line shall be settled, determined, or changed by the city pursuant to its powers:

"Provided that this subsection shall not affect pending litigation or claims upon which arbitration proceedings have been commenced, nor shall it apply to claims for compensation where the claimant has applied in writing to the City Engineer for such level, grade, or line, and the City Engineer has failed to supply the same within fifteen days after such application."

Amends section 6  
of "Vancouver  
Incorporation Act,  
1900, Amendment  
Act, 1907."

**19.** Section 6 of the "Vancouver Incorporation Act, 1900, Amendment Act, 1907," amending section 125 of the principal Act, is further amended by inserting after the last word therein the following words: "and for providing for the proper sanitary arrangements therein and preventing the preparation or keeping of food in unsanitary parts of such restaurants or eating-houses."

Repeals section 9  
of "Vancouver  
Incorporation Act,  
1900, Amendment  
Act, 1907."

**20.** Section 9 of the "Vancouver Incorporation Act, 1900, Amendment Act, 1907," is hereby repealed.



**21.** Section 2 of the "Vancouver Incorporation Act, 1900, Amendment Act, 1909," is hereby amended by striking out the words and figure "one (1) mile" where they occur in the tenth line of said section, and inserting in lieu thereof the words and figure "five (5) miles." Extends city limits.

**22.** This Act may be cited as the "Vancouver Incorporation Act, 1900, Amendment Act, 1910."

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VICTORIA, B. C. :

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