



## CHAPTER 102.

An Act to amend the Greater Vancouver  
Water District Act.

[Assented to 20th March, 1959.]

1924, c. 22; 1925, c. 15;  
1926-7, c. 27; 1931,  
c. 27; 1932, c. 18;  
1933, c. 24; 1937, c. 26;  
1938, c. 21; 1939, c. 23;  
1940, c. 17; 1944, c. 14;  
1945, c. 34; 1948,  
c. 100; 1950, c. 82;  
1951, c. 109; 1952,  
c. 16.

HER 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 *Greater Vancouver Water District Act Amendment Act, 1959*.

Amends s. 2.

2. Section 2 of the *Greater Vancouver Water District Act*, being chapter 22 of the Statutes of 1924, is amended by adding thereto the following:—

“ ‘Secretary’ means the Secretary of the Corporation appointed pursuant to this Act.”

Re-enacts s. 10.

3. Section 10 is repealed and the following is substituted:—

“10. (1) The powers and functions of the Corporation shall be exercised and discharged by an Administration Board consisting of representatives appointed annually, on or before the first day of February, by resolutions of the respective Councils of the municipalities from time to time included in the district. Each municipality, other than the City of Vancouver, shall have one vote for its first fifty thousand population or portion thereof, and in addition shall have one vote for each additional fifty thousand of its population or portion thereof. The population of a municipality in any year for this purpose shall be deemed to be its population as established by the latest official census published by the Federal Bureau of Statistics, Census Department, extant on the second day of January of such year. A municipality's vote or votes shall be cast and exercised only by its representative or representatives on the Board, and accordingly each municipality, other than the City of Vancouver,

shall appoint one representative regardless of its population. When a municipality, other than the City of Vancouver, is entitled to more than one vote, it shall appoint an additional representative for each additional two votes to which it is entitled. The City of Vancouver shall appoint four representatives, and shall be entitled to a total number of votes equal to the total number of votes to which all other municipalities from time to time included in the district are entitled. The number of votes a municipality is entitled to shall be distributed equally, if possible, between its representatives; provided, however, that if the number of votes a municipality is entitled to cannot be distributed equally amongst its representatives, the vote or votes which cannot be so distributed equally shall be allotted to one or more of its representatives to be named by a resolution of its Council; provided further than in the result no one representative of a municipality shall have more than one more vote than any other representative of such municipality.

"(2) A representative of a municipality on the Board shall, during his term of office, except during the period from the first day of January to the first day of February, in any year, be a member of the Council of the municipality appointing him.

"(3) If a representative of a municipality appointed in any year is unable to attend a meeting of the Board because of illness, absence, or any other reason, the Mayor or Reeve, as the case may be, of such municipality may, by notice in writing to the Secretary, appoint an alternative representative for such meeting, which alternative representative may exercise the same number of votes as the representative whose place he is taking would have been entitled to exercise if present at the meeting.

"(4) In case of any vacancy in the representation upon the Board of any municipality, the Council of the municipality may by resolution appoint another representative to fill the vacancy. The representative so appointed may exercise the same number of votes as his predecessor would have been entitled to exercise.

"(5) In the event of any representative not being qualified or becoming disqualified, the actions and proceedings of the Board, notwithstanding such non-qualification or disqualification, shall be as valid and effectual as if such non-qualification or disqualification had not existed or taken place. The existence of any vacancy in the representation upon the Board shall not render any act or proceeding of the Board invalid so long as there are five members of the Board remaining."

Re-enacts s. 13.

4. Section 13 is repealed and the following is substituted:—

"13. The first meeting of the Board may be called by any three members thereof by written notice served on the other members, and thereafter meetings of the Board shall be called by the Secretary, on instructions from the Chairman, by written notice addressed to each member, and mailed by prepaid registered post at least two days before

the time of meeting. Such notice shall state the purpose of the meeting and the day, hour, and place at which it is to be held."

Re-enacts s. 14.

**5.** Section 14 is repealed and the following is substituted:—

"14. The Secretary, on instructions of any two members of the Board, or of any one of the Commissioners hereinafter referred to, shall, or any two members of the Board may, call a special meeting of the Board at any time by written notice given by post in accordance with the provisions of the last preceding section."

Re-enacts s. 18.

**6.** Section 18 is repealed and the following is substituted:—

"18. Every by-law shall be under the seal of the Corporation, and shall be signed by the Chairman, or by the person presiding at the meeting at which the by-law has been passed, and by the Secretary or Acting-Secretary."

Re-enacts s. 19.

**7.** Section 19 is repealed and the following is substituted:—

"19. A copy of any by-law or resolution, written or printed, and under the seal of the Corporation, and certified by the Secretary or Acting-Secretary to be a true copy, shall be received as prima facie evidence in any Court of justice without proof of the seal or signature."

Re-enacts s. 21.

**8.** Section 21 is repealed and the following is substituted:—

"21. The Board shall appoint the Secretary of the Corporation, who shall keep a full and complete record of the proceedings of the Board. The Commission shall cause to be kept a full and complete record of its proceedings as well as all undertakings and financial and other transactions of the Corporation. The records of the Board and of the Commissioners shall be available at all reasonable times to the inspection of any member of the Board or any person authorized by the Board or any member thereof."

Re-enacts s. 26.

**9.** Section 26 is repealed and the following is substituted:—

"26. Process against the Corporation shall be served upon the Chairman of the Board or the Secretary."

Re-enacts s. 44.

**10.** Section 44 is repealed and the following is substituted:—

"44. Any Acting-Chairman or Acting-Secretary or other acting-official duly appointed by resolution of the Board shall be for the time being duly authorized, during such temporary tenure of office, to perform and do all acts legally devolving upon the regular official holding the position, and such act or acts shall be as binding upon the Corporation as if performed by the said regular official."

Re-enacts s. 68.

**11.** Section 68 is repealed and the following is substituted:—

"68. The certificate of the Secretary or Acting-Secretary, under the seal of the Corporation, that the issue of said debentures or other securities has been authorized, and showing the date of such authorization,

shall be final and conclusive evidence of such authorization and the date of same; and it shall not be incumbent on any purchaser of said debentures or other securities or any of them, or his assigns, to examine into the validity or otherwise of the proceedings leading to the issue of said debentures or other securities."

Re-enacts s. 78.

**12.** Section 78 is repealed and the following is substituted:—

"78. No member of the Board or Commissioner or other salaried officer of the Corporation shall be interested, either in his own name or in the name of or as agent for any other person, either directly or indirectly, in any contract entered into or work done for or materials supplied to the Corporation; and no Commissioner shall derive any profit or emolument whatsoever from the funds of the Corporation except as herein specifically provided."

Adjustment of  
representation.

**13.** Within thirty days of the coming into effect of this Act, each municipality shall, if necessary, adjust its representation on the Board to conform to the provisions of this Act.