



CHAPTER 62.

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

[10th February, 1904.]

WHEREAS a petition has been presented by the Corporation of Preamble.
the City of Vancouver praying that the "Vancouver Incorporation Act, 1900." be amended :

And whereas it is 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, declares and enacts as follows :—

1. Section 5 is amended by adding to sub-section (5) the following words: "Licensing Board, Park Commissioners and School Trustees."

Amends sub-sec. (5) of s. 5.
Person not entitled to more than one vote for Park Commissioners and School Trustees.

2. Section 45 is hereby amended by adding thereto the following sub-sections :

Amends s. 45.

"(a.) In the event of any land being sold at a tax sale and not having been redeemed, the taxes accrued due during the period allowed for redemption shall, if unpaid at the time of the delivery of the deed to the purchaser, be paid by said purchaser :

Payment of taxes accrued during redemption period.

"(b.) When any owner of a lot, block or other subdivision of land assessed files and registers a plan thereof in the Land Registry Office, he shall immediately thereafter furnish to the Assessor a copy, tracing or blue print thereof, for the information and guidance of the Assessor :

Copy of plan of subdivision to be furnished to Assessor.

"(c.) The taxes assessed, levied and collected under this Act shall be deemed to be due and payable on the second day of January in each year."

Taxes payable on 2nd January each year.

S. 64 repealed.

3. Section 64 is hereby repealed.

Amends s. 70.

4. Section 70 is hereby amended by adding thereto the following sub-section (*f*):

Portion of "Land Registry Act Amendment Act, 1901," not to apply to Vancouver tax sales.

"(*f*.) All that part of sub-section (8) of section 3 of the Land Registry Act Amendment Act, 1901, after the word "conducted," in the ninth line thereof, and sub-section (9) shall not apply to any tax sale to be held or that has heretofore been held of lands for overdue taxes in the City of Vancouver."

Amends sub-sec. (3) of s. 105.

5. Sub-section (3) of section 105 is hereby amended by adding after the word "city," in the ninth line thereof, the following words:—"Excepting any debenture debt incurred by the city under the provisions of the Act entitled the "False Creek Foreshore Act, 1904."

Amends s. 125.

6. Section 125 is hereby amended:

By-laws acquiring extensions of B. C. Electric Ry. Co.

(*a*.) By adding to sub-section (2) thereof the following: "and for acquiring by purchase any extension of the British Columbia Electric Railway Company's street railway system to the Mountain View Cemetery and to the East Park, known as Hastings Park, or for constructing an extension of the said British Columbia Electric Railway Company's street railway system to the Mountain View Cemetery and Hastings Park and leasing the same to the said Company.

(*b*.) By adding to sub-section (127) the following sub-sections:—

Laundries.

127*a*. "For licensing laundries":

Tobacco.

127*b*. "For licensing the sellers of tobacco, cigars and cigarettes":

Laundry buildings.

(*c*.) By striking out the word "such," in the fifth line of sub-section (40) thereof, and inserting the word "any" in lieu thereof:

Dwelling rooms.

(*d*.) By inserting after the word "room," in sub-section (39) thereof, the following words: "and defining for the purposes of the regulations what a dwelling room shall consist of":

Sewer rent.

(*e*.) By striking out the words "the use of," in the sixth line of sub-section (44) thereof:

Water rent.

(*f*.) By striking out the word "thereof," in the fifth line of sub-section (45) thereof, and inserting in lieu thereof the words: "of the whole water works system of the city and on the sewerage system of the city of the supplying of water or sewers to or for the use of the inhabitants."

Amends s. 125.

By-laws for supplying water and light.

7. Section 125 is amended by inserting after the word "citizens," in the first line of sub-section (4), the following words: "persons and corporations whether resident or not within the City of Vancouver and to any municipality adjacent to the City of Vancouver."

8. Section 133 is amended :

Amends s. 133.

(a.) By inserting after the word "powers," in the seventh line of sub-section (5), the following words: "beyond any advantage which the claimant may derive from the works carried out by the Corporation."

Compensation for property expropriated.

(b.) By adding thereto as a new sub-section (12a):

(12a.) The arbitrators in deciding on such value or compensation may set off the increased value that will attach to the said lands which have been taken, used or injuriously affected, against the inconvenience, loss or damage that might be suffered or sustained by reason of the Corporation having taken possession of the said lands or constructed or carried out any works in the neighbourhood thereof.

Determination of compensation.

9. Section 134 is amended by adding as sub-section (2a):

Amends s. 134.

(2a.) For assessing or levying by means of a special rate the whole cost of expropriating any lands for streets or lanes including the cost of and incidental to any arbitration proceedings that may be necessary to ascertain the amounts to be paid to any owners of lands fronting on the lands so expropriated; in such case the provisions of sub-section (5) hereof after the word "made," in the fifth line thereof, shall not apply.

Levying rates for cost of expropriating lands for streets.

10. Section 136 is hereby amended by striking out the words "one month," in the seventh and eighth lines thereof, and inserting in lieu thereof "ten days."

Amends s. 136.
Local improvements.

11. That section 172 be amended by adding the following sub-sections :

Amends s. 172.

"(1.) Notwithstanding anything contained in the 'Vancouver Incorporation Act, 1900,' or in this Act, there shall be constituted for the City of Vancouver a Board of Commissioners of Police. Such Board shall consist of the Mayor for the time being of the City and two persons appointed annually by the Lieutenant-Governor in Council, one of whom must be a member of the Council of said City. The term of office of such Commissioners so appointed shall expire at the same time as that of the Aldermen for such City. In case of the absence or inability to act of the Mayor, the Council may appoint an Alderman to act in his place as such Commissioner during such absence or inability. The Mayor shall be ex-officio chairman of the Board, and any two members of the Board shall constitute a quorum for the transaction of business.

Board of Commissioners of Police. 1

"(2.) The Commissioners shall have power to summon and examine witnesses on oath in all matters connected with the administra-

Examination of witnesses by Board.

tion of their duties, and they shall have the same power to enforce the attendance of the witnesses, and to compel them to give evidence, as is vested in any Court of Law in civil cases. A notice to attend before the Board shall be sufficient, if signed by the chairman of the Board or any one of the Commissioners."

Meetings to be open unless otherwise decided.

"(3.) All meetings of the Board of Police Commissioners shall be open to the press and public, unless otherwise decided by the Board.

Police force.

"(4.) The police force of the City of Vancouver shall consist of a Chief of Police and as many constables and other officers and assistants as the Council may from time to time think necessary, such number not being less than that which the Board of Commissioners of Police may report to be absolutely required, and all members of such police force shall be appointed by and hold their office at the pleasure of the Board.

Regulations for government of Police force.

"(5.) The Board shall from time to time make such regulations as they may deem expedient for the government of the force, and for preventing neglect or abuse, and for rendering the force efficient in the discharge of its duties.

Police force to be governed by Board.

"(6.) The Chief of Police and all constables shall obey the lawful directions and be subject to the government of the Board, and shall be charged with the special duties of preventing infractions of the by-laws of the municipality, preserving the peace, preventing crime, and apprehending offenders, and shall have, generally, all the powers and privileges, and be liable to all the duties and responsibilities which belong by law to constables.

Remuneration of Police force.

"(7.) The Board shall fix the remuneration of the police, and the Council shall, subject to an appeal to the Lieutenant-Governor in Council, pay such remuneration and provide all such clothing, accoutrements and other necessities as may from time to time be deemed requisite by said Board for the accommodation and use of the force.

Gaol and lock-up.

"(8.) The City shall provide a gaol and lock-up for the care and custody of the prisoners."

Amends s. 184.

12. Section 184 is amended by adding thereto the following words: "and for such a period of time as the by-law may provide."

Qualification for member of Park Board.

"(a.) The property qualification for a member of the Park Board shall be in all respects the same as for an Alderman of the City, and no person shall be qualified to be or sit on the Park Board unless he is the owner of property as provided for in the case of Alderman in sub-section (2) of section 4 of this Act."

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13. Section 197 is hereby amended by adding thereto the following Amends. s. 197.
sub-section :

“(197*a*.) The Council may by resolution, in the absence from the Acting Mayor.
City of the Mayor, appoint from its number an acting Mayor,
and whenever the word ‘ Mayor ’ is used in this Act there shall
be read after it the words ‘ or acting Mayor.’”

14. Section 226 is hereby amended by striking out thereof all the Amends s. 226.
words after the word “ clerk,” in the fourth line thereof. By-laws need not be
published in B. C.
Gazette.

15. This Act may be cited as the “ Vancouver Incorporation Act, Short title.
1900, Amendment Act, 1904.”

VICTORIA, B. C.

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