



CHAPTER 70.

An Act to amend the “Vancouver Incorporation
Act, 1921.”*[Assented to 9th December, 1938.]*

WHEREAS a petition has been presented by the City of Van- Preamble.
couver praying that the “Vancouver Incorporation Act,
1921,” 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,
enacts as follows:—

1. This Act may be cited as the “Vancouver Incorporation Short title.
Act, 1921, Amendment Act, 1938.”

2. The “Vancouver Incorporation Act, 1921,” being chapter Enacts s. 10A.
55 of the Statutes of British Columbia, 1921 (Second Session),
is amended by inserting therein the following as section 10A:—

“10A. Notwithstanding anything contained in this Act, the
Council may from time to time provide by by-law for the hold-
ing of an advanced poll or advanced polls for the convenience
of voters who expect to be absent from the city on polling-day.
Such advanced poll or polls shall be opened by the Returning
Officer at the City Hall and shall be kept open during such hours
on each of the days Saturday, Monday, and Tuesday following
the day of nomination as shall be fixed in the by-law. The per-
sons who shall be permitted to vote at the advanced poll or polls
shall be those only who are duly qualified voters and who shall
sign a statement that it is their expectation that they will be
absent from the city on polling-day. During the intervals be-

tween the times for polling as fixed by the said by-law the ballot-boxes shall remain unopened in the custody of the Returning Officer and shall be kept sealed by him so that no ballots can be inserted therein. The Returning Officer shall take precautions to see that persons who vote at any advanced poll shall be prevented from voting again on polling-day. Upon the adding together of the votes referred to in subsection (25) of section 14 of this Act, the Returning Officer shall include the votes cast at the advanced poll or polls."

Re-enacts subsec.
(1), s. 71.

3. Said chapter 55 is further amended by striking out subsection (1) of section 71, and substituting therefor the following:—

"71. (1.) From the proceeds of such sale the Collector shall receive for and to the use of the city the sum of the following amounts, which said sum shall be the upset price and shall be the lowest amount for which the land may be sold:—

"(a.) The total amount of delinquent taxes and local improvement assessments and special assessments and all other charges appearing on the roll in respect to which such property is subject to sale under the provisions of this Act: Provided, however, that the Council may also by by-law authorize the Collector to include in said last-named amount taxes and local improvement or special assessments or other charges which have become delinquent subsequent to the date of delinquency of the taxes in respect of which such property is subject to sale for taxes as aforesaid:

"(b.) The amount of interest due to date on the amount referred to in clause (a):

"(c.) An amount equal to three per centum of the total of the foregoing, or if such amount should be less than three dollars, then a minimum of three dollars:

"(d.) The amount of five dollars to cover the charges of the Land Registry Office."

Amends s. 103.

4. Section 103 of said chapter 55 is amended by striking out of the first and second lines the words "after the revision of the assessment roll and"; and is further amended by striking out of the fourth line the words "assessment roll," and substituting therefor the words "records kept by the Assessor."

Enacts s. 118A.

5. Said chapter 55 is further amended by inserting therein the following as section 118A:—

"118A. Up to the time of printing the voters' list as required by section 118 hereof, the voters' list or lists referred to therein

may be comprised of a system of cards so arranged as to exhibit all the information required by this Act in respect of such list or lists. The list as printed shall be used at any election which is held prior to the printing of a new list."

6. Section 133 of said chapter 55 is amended by inserting after subsection (1) the following as subsection (1a):— Enacts subsec. (1a), s. 133.

"(1a.) The Council may by the said by-law provide for the holding of an advanced poll similar to that provided for in section 10A hereof."

7. Section 133 of said chapter 55 is further amended by striking out subsection (2), and substituting therefor the following:— Re-enacts subsec. (2), s. 133.

"(2.) Prior to the day fixed for taking the votes of the electors on the proposed by-law, the Council shall publish a copy thereof in two issues of some daily newspaper published in the city."

8. Section 133 of said chapter 55 is further amended by striking out subsection (3), and substituting therefor the following:— Re-enacts subsec. (3), s. 133.

"(3.) Appended to each copy so published shall be a notice signed by the City Clerk stating the day, hours, and place or places fixed for voting on the proposed by-law."

9. Section 163 of said chapter 55 is amended by striking out subsection (92) thereof, and substituting therefor the following:— Amends subsec. (92), s. 163.

"(92.) For imposing a licence fee on every express company, gas company, telephone or telegraph company, electric light or power company, railway or steamship company, or any company for the conveyance or transfer of passengers or goods, and all public utility companies of every kind and nature whatsoever, for carrying on business in whole or in part in the city, not exceeding five hundred dollars per annum; provided, however, that the aggregate of such fees shall not exceed fifteen hundred dollars in the case of:—

"(a.) Canadian Pacific Railway Company (including its telegraph and steamship departments, and Canadian Pacific Express Company, and Canadian Pacific Steamships, Limited):

"(b.) Canadian National Railways (including the Canadian National Railway Company, the Cana-

dian Northern Railway Company, the Canadian Northern Pacific Railway Company, the Canadian National Steamship Company, Limited, the Canadian National Telegraph Company, the Canadian National Express Company, and Trans-Canada Air Lines) :

“(c.) British Columbia Electric Railway Company, Limited (including B.C. Motor Transportation, Limited, Western Power Company of Canada, Limited, and B.C. Electric Power and Gas Company, Limited).

“(92a.) For imposing a licence fee on every guarantee company, bonding company, and investment and loan society for carrying on business in whole or in part in the city.”

Enacts subsec.
(105a), s. 163.

10. Section 163 of said chapter 55 is further amended by inserting therein the following as subsection (105a) :—

“(105a.) For fixing standards of fitness for human habitation to which all dwellings shall conform; for requiring the owners of dwellings to make the same conform to any of such standards; for prohibiting the use of such dwellings which do not conform to any standard so fixed; for governing and regulating persons in the use and occupancy of dwellings, and for appointing inspectors for the enforcement of the by-law.”

Enacts subsec.
(137b), s. 163.

11. Section 163 of said chapter 55 is further amended by inserting therein the following as subsection (137b) :—

“(137b.) For authorizing and enabling the Council from time to time by by-law or resolution to delegate to the City Engineer or such other official as may be named in the by-law or resolution any or all of the powers conferred upon the Council by subsection (137a) hereof.”

Enacts subsec.
(305a), s. 163.

12. Section 163 of said chapter 55 is further amended by inserting therein the following as subsection (305a) :—

“(305a.) For entering into any agreement with His Majesty in His right of the Dominion of Canada or any of His duly authorized agents with respect to the construction, improvement, and maintenance of any private roads or ways, and sewers and water-mains thereunder, situate on Granville Island, and for contributing in whole or in part towards the cost thereof; provided that the entering into any

such agreement or the expenditure of any money by the city hereunder shall not of itself constitute any such road or way a public street or highway, or be deemed to be evidence of dedication of acceptance of the same as such."

13. Section 163 of said chapter 55 is further amended by inserting therein the following as subsection (305b) :—

Enacts subsec.
(305b), s. 163.

"(305b.) For authorizing and enabling the Council to enter into all agreements into which under the terms of the 'National Housing Act, 1938' of the Dominion of Canada, or any amendment thereof, it is contemplated that municipalities may enter."

14. Section 7 of the "Vancouver Incorporation Act, 1921, Amendment Act, 1937," is repealed, and the following substituted therefor:—

Amends s. 56.

"7. Section 56 of said chapter 55, as re-enacted by section 8 of the 'Vancouver Incorporation Act, 1921, Amendment Act, 1931,' is amended by striking out of subsection (11) the word 'land' in the second line of the proviso added by section 4 of the 'Vancouver Incorporation Act, 1921, Amendment Act, 1934,' and by substituting therefor the word 'property'; and by striking out all the words and figures after the word 'appeal' in the sixth line of the proviso added by section 8 of the 'Vancouver Incorporation Act, 1921, Amendment Act, 1935,' and by substituting therefor the following: 'The above proviso shall apply to assessments on improvements as well as on land.'"

15. Section 23 of the "Vancouver Incorporation Act, 1921, Amendment Act, 1937," is repealed, and the following substituted therefor:—

Amends s. 163.

"23. Section 163 of said chapter 55 is further amended by striking out of subsection (146) the words 'between the hours of nine o'clock in the forenoon and five o'clock in the afternoon of any week day,' in the first, second, and third lines of the words added by section 22 of the 'Vancouver Incorporation Act, 1921, Amendment Act, 1936.'"

16. Section 253 of said chapter 55, as amended by section 31 of the "Vancouver Incorporation Act, 1921, Amendment Act, 1937," is further amended by inserting immediately after subsection (3) the following as subsection (3a) :—

Enacts subsec.
(3a), s. 253.

"(3a.) The Lieutenant-Governor in Council is empowered to fix by Order in Council the transportation expenses and living allowance of such Judge at a rate not to

exceed the amounts allowed by the ' Judges Act ' of Canada, and such expenses and living allowances shall be paid by the city."

VICTORIA, B.C. :

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1938.