



CHAPTER 68.

An Act to amend the "Vancouver Incorporation Act, 1921."

[Assented to 30th November, 1939.]

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, 1939."

2. Section 7 of the "Vancouver Incorporation Act, 1921," Enacts s. 7 (2a).
being chapter 55 of the Statutes of British Columbia, 1921 (Second Session), is amended by inserting the following as subsection (2a):—

"(2a.) Notwithstanding anything in this Act contained, a member of the Council may resign his seat by depositing with the City Clerk his resignation, to take effect on a date to be named therein; and no Alderman, more than one year of whose term of office remains unexpired, shall, unless he has so deposited his resignation, taking effect on or before the first Wednesday in January next thereafter, be nominated for Mayor of the city."

3. Section 46 of said chapter 55 is amended by striking out Amends s. 46 (5).
of subsection (5) all the words after the word "city" in the

first line thereof, and substituting therefor the words "save and except those parcels leased by the city upon terms requiring the lessee to pay taxes thereon."

Enacts s. 46 (7).

4. Section 46 of said chapter 55 is further amended by adding the following as subsection (7):—

"(7.) Signs, signboards, or billboards having an assessed value of less than two hundred and fifty dollars."

Re-enacts s. 56 (17).

5. Section 56 of the said chapter 55, as enacted by section 8 of the "Vancouver Incorporation Act, 1921, Amendment Act, 1931," is amended by striking out subsection (17), and substituting therefor the following:—

"(17.) The emolument to be paid to each of the members of the Board of Assessment Appeals shall be ten dollars for each hour that such member is actually engaged in sitting for the hearing of assessment appeals; provided that such emolument shall not exceed the sum of one thousand dollars in any calendar year."

Enacts s. 89A.

6. Said chapter 55 is further amended by inserting immediately after section 89 the following as section 89A:—

"89A. If the city becomes the registered owner of any land pursuant to section 89, it may give to any occupant of the said land four weeks' notice of its intention to sue out a writ of possession in the Supreme Court of British Columbia and, unless, in the meantime, the said occupant registers a *lis pendens* against the property, the city shall, without any order for that purpose, be entitled to sue out such writ of possession immediately upon the expiration of the said four weeks' period on filing an affidavit showing due service of the aforesaid notice."

Enacts s. 96B.

7. Said chapter 55 is further amended by inserting immediately after section 96A the following as section 96B:—

"96B. Upon the lands referred to in the last preceding subsection becoming revested in the city pursuant to the provisions thereof, the city may give to any occupant of the said lands four weeks' notice of its intention to sue out a writ of possession in the Supreme Court of British Columbia and, unless, in the meantime, the said occupant registers a *lis pendens* against the property, the city shall, without any order for that purpose, be entitled to sue out such writ of possession immediately upon the expiration of the said four weeks' period on filing an affidavit showing due service of the aforesaid notice."

Amends s. 163 (142).

8. Section 163 of said chapter 55 is further amended by striking out clause (a) of subsection (142), and substituting therefor the following:—

“(a.) All licences shall be granted for a period not exceeding one year, and shall terminate on the thirty-first day of December in each and every year, and no proportionate reduction need be made on account of any person commencing business after the beginning of the year: Provided, however, that in case a person commences business after the thirty-first day of July in any year the Council may provide for a reduction in the licence fee for that year not exceeding one-half thereof.”

9. Section 163 of said chapter 55 is further amended by inserting the following as subsection (221a):— *Enacts s. 163 (221a).*

“(221a.) For enabling the city to enter into agreements with other municipalities for the employment therein of members or equipment of the fire department upon such terms and conditions and for such remuneration as may be agreed upon.”

10. Said chapter 55 is further amended by inserting therein the following as section 218:— *Enacts s. 218.*

“218. Notwithstanding anything contained in this Act or in any by-law passed in pursuance thereof, in the event of any local improvement or work not being commenced within one year from the date of the sitting of the Court of Revision which was held to hear complaints with respect thereto, the Council may by resolution cancel the said local improvement or work.”

11. Section 335 of said chapter 55 is amended by inserting the words “by or” between the word “taken” and the word “against” in the last line thereof. *Amends s. 335.*

12. (1.) Section 262A of said chapter 55 is repealed, and the following is substituted therefor:— *Re-enacts s. 262A.*

“262A. The Council may pay any sum required for the protection, defence, or indemnification of any member of the police force or of any of the persons mentioned in section 254 of this Act when an action or prosecution is brought against him or when he is involved in any inquiry held under subsection (6) of section 253 of this Act, and costs or other expenses are necessarily incurred, or where damages are claimed or recovered, if the Board of Police Commissioners recommend that the case is a proper one for settlement or for such payment or indemnity.”

(2.) The enactment of said section 262A by this section shall relate back to and shall be deemed to have had effect and to have been in force on and after the first day of July, 1939.

VICTORIA, B.C. :

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1939.