



CHAPTER 88.

An Act to validate certain By-laws passed by the Council of the Corporation of the District of North Cowichan.

[21st February, 1913.]

WHEREAS the Council of the Corporation of the District of Preamble North Cowichan, on the seventh day of March, 1912, passed a by-law known as the "Roads and Streets Improvement By-law, 1912," being a by-law of the said Corporation to authorize the issue of debentures of the said Corporation to the amount of fifty thousand dollars (\$50,000) for the purpose of opening up and improving streets and roads in the said corporation municipality, which by-law received the assent of the electors on the tenth day of April, 1912, and was finally passed by the Council on the eighteenth day of April, 1912:

And whereas the said Council, on the twentieth day of June, 1912, passed a by-law known as the "Roads and Streets Improvement By-law, 1912, Sinking Fund By-law," being a by-law of the said Corporation to provide funds for the payment of interest and sinking fund under the said "Roads and Streets Improvement By-law, 1912," and which said "Roads and Streets Improvement By-law, 1912, Sinking Fund By-law" finally passed the Council on the fourth day of July, 1912:

And whereas by the provisions of section 124 of chapter 170 of the "Revised Statutes of the Province of British Columbia, 1911," it is enacted, inter alia, that no by-law shall be valid unless it shall name a date in the financial year in which it passes on which it shall take effect:

And whereas the first above-recited by-law, when finally passed by the said Council, contained no mention of such a date on which it should take effect:

And whereas it was intended that the said first-recited by-law should take effect on the first day of May, 1912:

And whereas the said Council has raised on a temporary loan a portion of the said sum of fifty thousand dollars:

And whereas some question has arisen as to the validity of both of the above-recited by-laws:

And whereas a resolution has been passed by the said Council asking for legislation to validate the said by-laws and any debentures issued or to be issued thereunder:

And whereas a petition has been presented, praying—

(a.) That the said first-recited by-law be declared to have taken effect on the first day of May, 1912;

(b.) That both the said recited by-laws be declared to be valid and subsisting by-laws and binding upon all parties concerned; and

(c.) That the debentures issued or to be issued under the provisions of the first-recited by-law be declared valid and subsisting debentures and be binding on all parties concerned.

And whereas it is expedient to grant the prayer of the petition.

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

Validating by laws

1. Notwithstanding anything contained in the "Municipal Act," being chapter 170 of the "Revised Statutes of British Columbia, 1911," or in any other Act, the said hereinbefore recited by-laws are hereby declared to be and the same are hereby constituted good, valid, and subsisting by-laws, and the said first-recited by-law shall be deemed to have taken effect on the first day of May, 1912.

Validating by laws

2. Notwithstanding anything contained in the said "Municipal Act" or in any other Act, all and any debentures issued or which may hereinafter be issued under the provisions of the said by-laws shall be good, valid, and subsisting debentures, and the said by-laws and the said debentures, or any of them, shall be binding on the said Corporation and the ratepayers thereof and on all persons concerned.

Short title

3. This Act may be cited as the "Corporation of the District of North Cowichan Enabling Act, 1913."

VICTORIA, B. C.

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